1st Reading: 12-4-17
2nd Reading: 12-4-17
3rd Reading: 12-28-17

RECORD OF RESOLUTIONS

BEAR GRAPHICS 800-325-8094 FORM NO. 30045

Resolution No. 3688 *Passed* December 28, *20* 2017

RESOLUTION ADOPTING AMENDMENTS TO THE POLICY & PROCEDURES MANUAL FOR B.G. TRANSIT

WHEREAS, the City of Bowling Green receives state and federal funding annually from the Ohio Department of Transportation (ODOT) to provide public transportation to citizens; and

WHEREAS, a Policy & Procedures Manual is required for transit systems funded by the Ohio Department of Transportation; and

WHEREAS, the adoption of proposed amendments to the Policy & Procedures Manual was recommended by the Transit Advisory Committee at the November 21, 2017 meeting.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF BOWLING GREEN, OHIO:

SECTION 1: Following consideration of the recommendation for adoption made by the Transit Advisory Committee, the Council does hereby approve the proposed amendments to the Policy & Procedures Manual for B.G. Transit.

SECTION 2: The Policy & Procedures Manual is required by the Ohio Department of Transportation.

SECTION 3: It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees that resulted in such formal actions were in meetings open to the public in compliance with all legal requirements.

SECTION 4: This resolution shall take effect at the earliest time permitted by law.

Passed: December 28, 2017
Date

President of Council
MICHAEL A. ASPACHER

Attest:
Clerk of Council
KAY D. SCHERREIK

Approved: December 29, 2017
Date

Mayor
RICHARD A. EDWARDS

MICHAEL J. MARSH
CITY ATTORNEY
kds

CERTIFICATION
This is to certify that the foregoing is a true copy of Res. No. 3688 passed by the Council of the City of Bowling Green, Ohio.
Dec. 28, 2017
Clerk of City Council

1st Reading: 12-4-17
2nd Reading: 12-28-17
3rd Reading: 12-28-17

RECORD OF RESOLUTIONS

BEAR GRAPHICS 800-325-8094 FORM NO. 30045

Resolution No. 3689 Passed December 28, 20 17

RESOLUTION ADOPTING AND AUTHORIZING AN AMENDED HOUSING REVOLVING LOAN FUND PROGRAM POLICY & PROCEDURES MANUAL

WHEREAS, the City of Bowling Green has entered into a Housing Revolving Loan Fund (RLF) Administration Agreement with the State of Ohio, Development Services Agency, which authorizes the City to provide housing assistance to city residents using the Housing RLF; and

WHEREAS, the State of Ohio, Development Services Agency (formerly the Ohio Department of Development, OHCP) has reviewed and approved the City's Housing Policy & Procedures Manual and authorized the City to make changes where needed; and

WHEREAS, the aforementioned Agreement requires the City to have a locally-adopted Housing RLF Policy & Procedures Manual; and

WHEREAS, amendments to the existing Housing RLF Policy & Procedures Manual to reflect various mandated changes and to better clarify existing procedures; and

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF BOWLING GREEN, OHIO:

SECTION 1: Following the necessity for an amended, adopted manual, the Council of the City of Bowling Green does hereby approve the proposed Housing RLF Policy & Procedures Manual for use by the City of Bowling Green.

SECTION 2: It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees that resulted in such formal actions were in meetings open to the public in compliance with all legal requirements.

SECTION 3: This resolution shall take effect at the earliest time permitted by law.

Passed: December 28, 2017 — Date
President of Council
MICHAEL A. ASPACHER

Attest: Clerk of Council
KAY D. SCHERREIK

Approved: December 29, 2017 — Date
Mayor
RICHARD A. EDWARDS

MICHAEL J. MARSH
CITY ATTORNEY
kds

CERTIFICATION
This is to certify that the foregoing is a true copy of Res. No. 3689 passed by the Council of the City of Bowling Green, Ohio.
Dec. 28, 2017
Clerk of City Council

1st Reading: 12-28-17
2nd Reading: 12-28-17
3rd Reading: 12-28-17

RECORD OF RESOLUTIONS

BEAR GRAPHICS 800-325-8094 FORM NO. 30045

Resolution No. 3691 *Passed* December 28, 20 17

RESOLUTION TRANSFERRING PREVIOUSLY APPROPRIATED FUNDS

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF BOWLING GREEN, STATE OF OHIO:

SECTION 1. That the following transfers be made in the Finance Director's account:

Fund	Dept.	Account	Description	To From	From To
1010	111	71241	General, Clerk of Council, Temporary/Part Time	$1,168.00	
1010	111	72211	General, Clerk of Council, Medical/Hospitalization	$150.00	
1010	121	72330	General, Municipal Administrator, Meeting/Travel/Mileage Expense		$1,318.00
1010	130	71260	General, City Attorney, Overtime	$1,062.00	
1010	130	72211	General, City Attorney, Medical/Hospitalization		$1,062.00
1010	131	71100	General, Prosecutor, EXECUTIVE SALARIES	$2,086.00	
1010	131	71101	General, Prosecutor, Temporary executive	$449.00	
1010	131	71240	General, Prosecutor, Non-Bargaining	$1,460.00	
1010	131	72211	General, Prosecutor, Medical/Hospitalization	$6,813.00	
1010	130	73140	General, City Attorney, Professional/Legal Services		$5,985.00
1010	131	74110	General, Prosecutor, Office Supplies		$1,947.00
1010	131	74518	General, Prosecutor, Materials and Supplies		$2,876.00
1010	190	71310	General, Miscellaneous, Retirement Payout	$30,026.00	
1010	190	72140	General, Miscellaneous, Medicare	$435.00	
1010	170	73210	General, Municipal Court, Repairs and Maintenance Services		$10,501.00
1010	170	74190	General, Municipal Court, Supplies Other		$7,404.00
1010	190	73140	General, Miscellaneous, Professional/Legal Services		$5,415.00
1010	190	73700	General, Miscellaneous, FEES		$7,141.00
1010	210	71220	General, Police Department , Organized Labor	$18,712.00	
1010	210	71260	General, Police Department , Overtime	$19,735.00	
1010	210	72211	General, Police Department , Medical/Hospitalization		$38,447.00
1010	330	71260	General, Animal Control Officer, Overtime	$390.00	
1010	330	72221	General, Animal Control Officer, Workers' Compensation and Disabled Workers Relief		$390.00

Resolution # 3691

2021	410	71240	ODOT Transportation Grant (Taxi), Taxi Transportation, Non-Bargaining	$2,342.00	
2021	410	72211	ODOT Transportation Grant (Taxi), Taxi Transportation, Medical/Hospitalization		$2,342.00
2030	180	71260	Parking , Parking, Overtime	$49.00	
2030	180	72140	Parking , Parking, Medicare		$49.00
2073	210	71220	Law Enforcement Mandatory Drug Fine, Police Department , Organized Labor	$797.00	
2073	210	71260	Law Enforcement Mandatory Drug Fine, Police Department , Overtime	$51.00	
2073	210	72330	Law Enforcement Mandatory Drug Fine, Police Department , Meeting/Travel/Mileage Expense		$848.00
5331	651	73220	Sewer Revenue, Administrative and General, Property Insurance	$2,319.73	
5331	651	71240	Sewer Revenue, Administrative and General, Non-Bargaining		$2,319.73
5331	651	73150	Sewer Revenue, Administrative and General, Property	$3,000.00	
5331	651	71310	Sewer Revenue, Administrative and General, Retirment Payout		$3,000.00

SECTION 2: This resolution shall take effect at the earliest time permitted by law.

Passed: December 28, 2017
Date

President of Council
MICHAEL A. ASPACHER

Attest:
Clerk of Council
KAY D. SCHERREIK

Approved: December 29, 2017
Date

Mayor
RICHARD A. EDWARDS

MICHAEL J. MARSH
CITY ATTORNEY
kds

CERTIFICATION
This is to certify that the foregoing is a true copy of Res. No. 3691 passed by the Council of the City of Bowling Green, Ohio, Dec. 28, 2017
Clerk of Council

1st Reading: 11-20-17
2nd Reading: 12-4-17
3rd Reading: 12-28-17

RECORD OF ORDINANCES

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

Ordinance No. 8643 Passed December 28, 20 17

ORDINANCE AMENDING AND ADOPTING SECTION 33.37 OF THE CODIFIED ORDINANCES OF THE CITY OF BOWLING GREEN, OHIO, REGARDING COMPENSATORY TIME FOR HOURLY EMPLOYEES

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BOWLING GREEN, COUNTY OF WOOD, AND STATE OF OHIO:

SECTION 1: That Section 33.37 of the Codified Ordinances of the City of Bowling Green, Ohio, is hereby amended and adopted to read as follows:

Section 33.37 COMPENSATORY TIME FOR HOURLY EMPLOYEES

(A) Any employee not covered by a collective bargaining agreement and who is not excluded from overtime pay by § 33.18 may **receive** compensatory time off in lieu of receiving overtime pay in accordance with the provisions established within this section.

(B) If any employee elects to take compensatory time off in lieu of overtime pay for any overtime worked, the employee must make an application for the compensatory time off on the applicable forms and process the application through the immediate supervisor no later than the end of the payroll period in which the overtime is worked. If the appropriate department/division head concurs in granting the compensatory time, he or she shall approve the form and **submit it to the Finance Department for payroll processing.**

(C) No employee may accumulate more than 80 hours of unused compensatory time credit at any one time.

(D) Approval authority for the granting of compensatory time off in lieu of overtime pay rests with each department/division head. Any request for compensatory time in which the request is for more time than the employee has accumulated but not used, or in which the 80-hour accumulation limit has been reached, will not be approved.

(E) Compensatory time shall be granted at the rate of one and one-half hours for each hour of overtime compensation earned. Employees whose employment is terminated for any cause are entitled to compensation for any accumulated but unused compensatory time. The rate of compensation for each compensatory time hour in this situation shall be of the greater of: the average regular rate for the last three years of employment; or the regular rate earned at the time of termination.

(F) **Pursuant to Federal Law (29 CFR 553.27), upon termination of employment, an employee shall be paid for unused compensatory time earned after April 14, 1986 at the rate of compensation not less than –**

(1) The average regular rate received by such employee during the last 3 years of the employee's employment, or

(2) The final regular rate received by such employee, whichever is higher.

(G) Compensatory time shall only be granted for overtime work which is required and has been previously approved by the appropriate supervisor.

(H) The **Finance** Director shall determine the appropriate entries to be made upon payroll records for recording compensatory time.

Ord# 8643

(l) Hourly (non-exempt) employees who are promoted into salaried (exempt) classification within the city shall be paid for their unused compensatory time that they had earned/banked as an hourly (non-exempt) employee. The payment for the unused compensatory leave shall be accomplished through the payroll process as soon as possible following promotion into a salaried (exempt) classification. Compensatory leave shall be paid to the employee through the payroll system at the rate of pay the employee held as an hourly (non-exempt) employee immediately prior to promotion to the salaried (exempt) classification. Following promotion into a salaried (exempt) classification an employee shall no longer be eligible to use or earn compensatory time.

SECTION 2: This ordinance shall take effect at the earliest time permitted by law.

Passed: December 28, 2017 _____
Date President of Council
MICHAEL A. ASPACHER

Attest: _____
Clerk of Council
KAY D. SCHERREIK

Approved: December 29, 2017 _____
Date Mayor
RICHARD A. EDWARDS

MICHAEL J. MARSH
CITY ATTORNEY
kds

CERTIFICATION
This is to certify that the foregoing is a true copy of Ord No. 8643 passed by the Council of the City of Bowling Green, Ohio.
Dec. 28, 2017
_____
Clerk of City Council

1st Reading: 12-4-17
2nd Reading: 12-4-17
3rd Reading: 12-28-17

RECORD OF ORDINANCES

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

Ordinance No. 8646 *Passed* December 28, 20 17

ORDINANCE TO PROVIDE APPROPRIATIONS FOR THE EXPENSES AND OTHER EXPENDITURES OF THE CITY OF BOWLING GREEN, OHIO, FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2018 AND ENDING DECEMBER 31, 2018

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BOWLING GREEN, STATE OF OHIO:

SECTION 1: That to provide for the expenses and other expenditures of the various departments of the City of Bowling Green, Ohio, during the fiscal year beginning January 1, 2018 and ending December 31, 2018 the following sums be and are hereby set aside and appropriated as follows:

	Items	Dept. Total	Fund Total	Grand Total
Fund: 1010 General				
Expenditures				
Department: 110 Council				
100 - Salaries	$ 35,000.00			
200 - Fringes	$ 5,366.00			
Operating	$ 21,500.00			
Department Total: Council		$ 61,866.00		
Department: 111 Clerk of Council				
100 - Salaries	$ 34,769.00			
200 - Fringes	$ 17,374.00			
Operating	$ 9,600.00			
Department Total: Clerk of Council		$ 61,743.00		
Department: 120 Mayor				
100 - Salaries	$ 15,000.00			
200 - Fringes	$ 2,633.00			
Operating	$ 9,900.00			
Department Total: Mayor		$ 27,533.00		
Department: 121 Municipal Administrator				
100 - Salaries	$ 133,956.00			
200 - Fringes	$ 49,211.00			
Operating	$ 31,270.00			
Department Total: Municipal Administrator		$ 214,437.00		
Department: 123 Information Technology				
100 - Salaries	$ 105,500.00			
200 - Fringes	$ 37,906.00			
Operating	$ 77,050.00			
Department Total: Information Technology		$ 220,456.00		
Department: 124 Grants				
100 - Salaries	$ 73,709.00			
200 - Fringes	$ 12,990.00			
Operating	$ 2,000.00			
Department Total: Grants		$ 88,699.00		
Department: 130 City Attorney				
100 - Salaries	$ 78,762.00			
200 - Fringes	$ 24,058.00			
Operating	$ 19,175.00			
Department Total: City Attorney		$ 121,995.00		
Department: 131 Prosecutor				
100 - Salaries	$ 242,872.00			
200 - Fringes	$ 94,024.00			
Operating	$ 20,800.00			
Department Total: Prosecutor		$ 357,696.00		
Department: 140 Personnel				
100 - Salaries	$ 73,117.00			
200 - Fringes	$ 22,152.00			
Operating	$ 59,300.00			
Department Total: Personnel		$ 154,569.00		
Department: 141 Civil Service Commission				
Operating	$ 7,590.00			
Department Total: Civil Service Commission		$ 7,590.00		
Department: 150 Finance				
100 - Salaries	$ 119,939.00			
200 - Fringes	$ 36,759.00			
Operating	$ 108,880.00			
Department Total: Finance		$ 265,578.00		
Department: 170 Municipal Court				
100 - Salaries	$ 859,051.00			
200 - Fringes	$ 350,625.00			
Operating	$ 197,840.00			
Department Total: Municipal Court		$ 1,407,516.00		

#8646

	Items	Dept. Total	Fund Total	Grand Total
Department: 190 Miscellaneous General				
100 - Salaries	$ 117,398.00			
200 - Fringes	$ 1,850.00			
Operating	$ 1,060,854.00			
Department Total: Miscellaneous General		$ 1,180,102.00		
Department: 210 Police Division				
100 - Salaries	$ 3,036,714.00			
200 - Fringes	$ 1,267,790.00			
Operating	$ 338,608.00			
Department Total: Police Division		$ 4,643,112.00		
Department: 221 Fire Division (Main Stn)				
100 - Salaries	$ 1,691,550.00			
200 - Fringes	$ 790,970.00			
Operating	$ 496,340.00			
Department Total: Fire Division (Main Stn)		$ 2,978,860.00		
Department: 330 Animal Control Officer				
100 - Salaries	$ 47,429.00			
200 - Fringes	$ 21,823.00			
300 - Contractual Services	$ 10,100.00			
Department Total: Animal Control Officer		$ 79,352.00		
Department: 415 Public Works Division				
100 - Salaries	$ 1,142,441.00			
200 - Fringes	$ 483,214.00			
Operating	$ 714,600.00			
Department Total: Public Works Division		$ 2,340,255.00		
Department: 422 Street Cleaning				
100 - Salaries	$ 241,832.00			
200 - Fringes	$ 76,506.00			
Operating	$ 123,864.00			
Department Total: Street Cleaning		$ 442,202.00		
Department: 522 Planning				
100 - Salaries	$ 193,811.00			
200 - Fringes	$ 86,288.00			
Operating	$ 173,648.00			
Department Total: Planning		$ 453,747.00		
Department: 530 Arborist				
100 - Salaries	$ 134,450.00			
200 - Fringes	$ 60,790.00			
Operating	$ 108,700.00			
Department Total: Arborist		$ 303,940.00		
Department: 610 Solid Waste Management				
100 - Salaries	$ 272,703.00			
200 - Fringes	$ 98,702.00			
Operating	$ 437,000.00			
Department Total: Solid Waste Management		$ 808,405.00		
Fund Total: General			$ 16,219,653.00	
Fund: 1011 Income Tax				
Expenditures				
Department: 160 City Income Tax				
100 - Salaries	$ 208,800.00			
200 - Fringes	$ 94,982.00			
Operating	$ 19,696,219.00			
Department Total: City Income Tax		$ 20,000,001.00		
Fund Total: Income Tax			$ 20,000,001.00	
Fund: 2012 Street Construction M & R				
Expenditures				
Department: 420 Street Maintenance/Repair				
100 - Salaries	$ 346,434.00			
200 - Fringes	$ 133,802.00			
300 - Contractual Services	$ 466,900.00			
Department Total: Street Maintenance/Repair		$ 947,136.00		
Fund Total: Street Construction M & R			$ 947,136.00	
Fund: 2013 State Highway Improvement				
Expenditures				
Department: 421 State Highway Improvement				
Operating	$ 61,850.00			
Department Total: State Highway		$ 61,850.00		
Fund Total: State Highway Improvement			$ 61,850.00	
Fund: 2016 Park Playgrnd & Recreatn				
Expenditures				
Department: 710 Park & Recreation				
100 - Salaries	$ 155,713.00			
200 - Fringes	$ 57,299.00			
Operating	$ 243,065.00			
Department Total: Park & Recreation		$ 456,077.00		

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	Items	Dept. Total	Fund Total	Grand Total
Department: 720 Aquatic Complex				
100 - Salaries	$ 193,724.00			
200 - Fringes	$ 41,015.00			
Operating	$ 64,625.00			
Department Total: Aquatic Complex		$ 299,364.00		
Department: 740 Community Center				
100 - Salaries	$ 239,362.00			
200 - Fringes	$ 93,418.00			
Operating	$ 202,100.00			
Department Total: Community Center		$ 534,880.00		
Department: 750 Park Maintenance				
100 - Salaries	$ 166,851.00			
200 - Fringes	$ 100,139.00			
Operating	$ 190,950.00			
Department Total: Park Maintenance		$ 457,940.00		
Department: 760 Natural Resources				
100 - Salaries	$ 113,614.00			
200 - Fringes	$ 40,029.00			
Operating	$ 32,065.00			
Department Total: Natural Resources		$ 185,708.00		
Department: 770 Recreational Programming				
100 - Salaries	$ 107,445.00			
200 - Fringes	$ 31,103.00			
Operating	$ 128,677.00			
Department Total: Recreational Programming		$ 267,225.00		
Department: 780 Simpson Garden Park				
100 - Salaries	$ 45,429.00			
200 - Fringes	$ 14,936.00			
Operating	$ 133,384.00			
Department Total: Simpson Garden Park		$ 193,749.00		
Fund Total: Park Playgrnd & Recreatn			$ 2,394,943.00	
Fund: 2021 ODOT Transportation Grant				
Expenditures				
Department: 410 Taxi				
100 - Salaries	$ 34,354.00			
200 - Fringes	$ 14,670.00			
Operating	$ 562,280.00			
Department Total: Taxi		$ 611,304.00		
Fund Total: ODOT Transportation Grant			$ 611,304.00	
Fund: 2023 Revolving Loan				
Expenditures				
Department: 570 Revolving Loan				
Operating	$ 208,715.00			
Department Total: Revolving Loan		$ 208,715.00		
Fund Total: Revolving Loan			$ 208,715.00	
Fund: 2024 Community Development				
Expenditures				
Department: 545 CDBG Current Year				
100 - Salaries	$ 79,152.00			
200 - Fringes	$ 38,388.00			
300 - Contractual Services	$ 138,784.00			
Department Total: CDBG Current Year		$ 256,324.00		
Fund Total: Community Development			$ 256,324.00	
Fund: 2025 Housing Revolving Loan				
Expenditures				
Department: 570 Revolving Loan				
100 - Salaries	$ 1,221.00			
200 - Fringes	$ 618.00			
300 - Contractual Services	$ 29,776.00			
Department Total: Revolving Loan		$ 31,615.00		
Fund Total: Housing Revolving Loan			$ 31,615.00	
Fund: 2030 Parking				
Expenditures				
Department: 180 Parking				
100 - Salaries	$ 107,070.00			
200 - Fringes	$ 58,862.00			
300 - Contractual Services	$ 64,570.00			
Department Total: Parking		$ 230,502.00		
Fund Total: Parking			$ 230,502.00	
Fund: 2031 Police Levy				
Expenditures				
Department: 210 Police Division				
100 - Salaries	$ 1,010,715.00			
200 - Fringes	$ 432,210.00			
Department Total: Police Division		$ 1,442,925.00		
Fund Total: Police Levy			$ 1,442,925.00	

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	Items	Dept. Total	Fund Total	Grand Total
Fund: 2032 Fire Levy				
Expenditures				
Department: 221 Fire Division (Main Stn)				
100 - Salaries	$ 2,456,937.00			
200 - Fringes	$ 1,139,953.00			
Department Total: Fire Division (Main Stn)		$ 3,596,890.00		
Fund Total: Fire Levy			$ 3,596,890.00	
Fund: 2033 Unclaimed Money				
Expenditures				
Department: 920 Unclaimed Money				
Operating	$ 11,000.00			
Department Total: Unclaimed Money		$ 11,000.00		
Fund Total: Unclaimed Money			$ 11,000.00	
Fund: 2034 OakGroveCemetery Endowmnt				
Expenditures				
Department: 320 Cemetery				
Operating	$ 5,000.00			
Department Total: Cemetery		$ 5,000.00		
Fund Total: OakGroveCemetery Endowmnt			$ 5,000.00	
Fund: 2072 Law Enforcement Trust				
Expenditures				
Department: 210 Police Division				
Operating	$ 16,500.00			
Department Total: Police Division		$ 16,500.00		
Fund Total: Law Enforcement Trust			$ 16,500.00	
Fund: 2073 Law Enforc.Mand.Drug Fine				
Expenditures				
Department: 210 Police Division				
100 - Salaries	$ 19,662.00			
200 - Fringes	$ 9,482.00			
Operating	$ 9,856.00			
Department Total: Police Division		$ 39,000.00		
Fund Total: Law Enforc.Mand.Drug Fine			$ 39,000.00	
Fund: 2074 Indigent Drvr.AlcoholTrmt				
Expenditures				
Department: 170 Municipal Court				
Operating	$ 110,000.00			
Department Total: Municipal Court		$ 110,000.00		
Fund Total: Indigent Drvr.AlcoholTrmt			$ 110,000.00	
Fund: 2075 Education & Enforcement				
Expenditures				
Department: 210 Police Division				
Operating	$ 7,500.00			
Department Total: Police Division		$ 7,500.00		
Fund Total: Education & Enforcement			$ 7,500.00	
Fund: 2076 Interlock & Alcohol Monit				
Expenditures				
Department: 170 Municipal Court				
Operating	$ 60,000.00			
Department Total: Municipal Court		$ 60,000.00		
Fund Total: Interlock & Alcohol Monit			$ 60,000.00	
Fund: 2078 Mun.Ct. Special Projects				
Expenditures				
Department: 170 Municipal Court				
100 - Salaries	$ 37,264.00			
200 - Fringes	$ 6,545.00			
Operating	$ 90,000.00			
Department Total: Municipal Court		$ 133,809.00		
Fund Total: Mun.Ct. Special Projects			$ 133,809.00	
Fund: 2080 Muni.Probation Services				
Expenditures				
Department: 170 Municipal Court				
100 - Salaries	$ 44,346.00			
200 - Fringes	$ 27,819.00			
Operating	$ 16,650.00			
Department Total: Municipal Court		$ 88,815.00		
Fund Total: Muni.Probation Services			$ 88,815.00	
Fund: 2090 Spec.Improvement District				
Expenditures				
Department: 190 Miscellaneous General				
Operating	$ 90,000.00			
Department Total: Miscellaneous General		$ 90,000.00		
Fund Total: Spec.Improvement District			$ 90,000.00	
Fund: 3025 Debt Service				
Expenditures				
Department: 910 Debt Service				
Operating	$ 1,273,147.00			
Department Total: Debt Service		$ 1,273,147.00		
Fund Total: Debt Service			$ 1,273,147.00	

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	Items	Dept. Total	Fund Total	Grand Total
Fund: 3026 Special Assess Bond Ret				
Expenditures				
Department: 910 Debt Service				
Operating	$ 59,450.00			
Department Total: Debt Service		$ 59,450.00		
Fund Total: Special Assess Bond Ret			$ 59,450.00	
Fund: 4005 Equipment Capitalization				
Expenditures				
Department: 810 Capital Improvement				
Operating	$ 225,000.00			
Department Total: Capital Improvement		$ 225,000.00		
Fund Total: Equipment Capitalization			$ 225,000.00	
Fund: 4017 Water & Sewer Cap Improve				
Expenditures				
Department: 810 Capital Improvement				
Operating	$ 21,368,250.00			
Department Total: Capital Improvement		$ 21,368,250.00		
Fund Total: Water & Sewer Cap Improve			$ 21,368,250.00	
Fund: 4018 Capital Improvement				
Expenditures				
Department: 810 Capital Improvement				
Operating	$ 1,313,463.00			
Department Total: Capital Improvement		$ 1,313,463.00		
Fund Total: Capital Improvement			$ 1,313,463.00	
Fund: 4020 Municipal Ct Computeriztn				
Expenditures				
Department: 170 Municipal Court				
Operating	$ 8,000.00			
Department Total: Municipal Court		$ 8,000.00		
Fund Total: Municipal Ct Computeriztn			$ 8,000.00	
Fund: 4029 Street Repair				
Expenditures				
Department: 423 Street Repair				
Operating	$ 5,687,090.00			
Department Total: Street Repair		$ 5,687,090.00		
Fund Total: Street Repair			$ 5,687,060.00	
Fund: 4030 Green Space Acquisition				
Expenditures				
Department: 710 Park & Recreation				
Operating	$ 66,700.00			
Department Total: Park & Recreation		$ 66,700.00		
Fund Total: Green Space Acquisition			$ 66,700.00	
Fund: 4055 Aquatic Facility Capital				
Expenditures				
Department: 710 Park & Recreation				
Operating	$ 255,269.00			
Department Total: Park & Recreation		$ 255,269.00		
Fund Total: Aquatic Facility Capital			$ 255,269.00	
Fund: 4056 City Park Building Fund				
Expenditures				
Department: 710 Park & Recreation				
Operating	$ 3,660,000.00			
Department Total: Park & Recreation		$ 3,660,000.00		
Fund Total: City Park Building Fund			$ 3,660,000.00	
Fund: 5111 Electric				
Expenditures				
Department: 651 Administrative & General				
100 - Salaries	$ 727,218.00			
200 - Fringes	$ 270,141.00			
Operating	$ 5,834,295.00			
Department Total: Administrative & General		$ 6,831,654.00		
Department: 653 Distribution Operation				
100 - Salaries	$ 2,187,640.00			
200 - Fringes	$ 735,516.00			
Operating	$ 1,462,221.00			
Department Total: Distribution Operation		$ 4,385,377.00		
Department: 654 GIS				
100 - Salaries	$ 82,393.00			
200 - Fringes	$ 30,821.00			
Operating	$ 157,882.00			
Department Total: GIS		$ 271,096.00		
Department: 655 Purchased Power				
Operating	$ 49,277,000.00			
Department Total: Purchased Power		$ 49,277,000.00		

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	Items	Dept. Total	Fund Total	Grand Total
Department: 659 Information Technology				
100 - Salaries	$ 84,387.00			
200 - Fringes	$ 25,685.00			
Operating	$ 82,440.00			
Department Total: Information Technology		$ 192,512.00		
Fund Total: Electric			$ 60,957,639.00	
Fund: 5112 Electric Capital Reserve				
Expenditures				
Department: 651 Administrative & General				
Operating	$ 177,000.00			
Department Total: Administrative & General		$ 177,000.00		
Department: 653 Distribution Operation				
Operating	$ 2,678,000.00			
Department Total: Distribution Operation		$ 2,678,000.00		
Department: 654 GIS				
Operating	$ 17,100.00			
Department Total: GIS		$ 17,100.00		
Fund Total: Electric Capital Reserve			$ 2,872,100.00	
Fund: 5221 Water				
Expenditures				
Department: 651 Administrative & General				
100 - Salaries	$ 297,683.00			
200 - Fringes	$ 112,046.00			
Operating	$ 1,177,689.00			
Department Total: Administrative & General		$ 1,587,418.00		
Department: 653 Distribution Operation				
100 - Salaries	$ 701,712.00			
200 - Fringes	$ 272,147.00			
Operating	$ 280,224.00			
Department Total: Distribution Operation		$ 1,254,083.00		
Department: 654 GIS				
100 - Salaries	$ 27,464.00			
200 - Fringes	$ 10,274.00			
Operating	$ 99,294.00			
Department Total: GIS		$ 137,032.00		
Department: 656 Plant Operations				
100 - Salaries	$ 939,106.00			
200 - Fringes	$ 322,946.00			
Operating	$ 1,999,960.00			
Department Total: Plant Operations		$ 3,262,012.00		
Department: 659 Information Technology				
100 - Salaries	$ 28,129.00			
200 - Fringes	$ 8,739.00			
300 - Contractual Services	$ 27,480.00			
Department Total: Information Technology		$ 64,348.00		
Fund Total: Water			$ 6,304,893.00	
Fund: 5222 Water Capital Reserve				
Expenditures				
Department: 651 Administrative & General				
Operating	$ 34,000.00			
Department Total: Administrative & General		$ 34,000.00		
Department: 653 Distribution Operation				
Operating	$ 460,000.00			
Department Total: Distribution Operation		$ 460,000.00		
Department: 656 Plant Operations				
Operating	$ 695,000.00			
Department Total: Plant Operations		$ 695,000.00		
Fund Total: Water Capital Reserve			$ 1,189,000.00	
Fund: 5226 Natural Gas Rotary				
Expenditures				
Department: 651 Administrative & General				
Operating	$ 100,000.00			
Department Total: Administrative & General		$ 100,000.00		
Fund Total: Natural Gas Rotary			$ 100,000.00	
Fund: 5331 Sewer				
Expenditures				
Department: 651 Administrative & General				
100 - Salaries	$ 297,683.00			
200 - Fringes	$ 112,046.00			
Operating	$ 753,176.00			
Department Total: Administrative & General		$ 1,162,905.00		
Department: 653 Distribution Operation				
100 - Salaries	$ 575,902.00			
200 - Fringes	$ 245,602.00			
Operating	$ 380,800.00			
Department Total: Distribution Operation		$ 1,202,304.00		

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	Items	Dept. Total	Fund Total	Grand Total
Department: 654 GIS				
100 - Salaries	$ 27,464.00			
200 - Fringes	$ 10,274.00			
Operating	$ 74,294.00			
Department Total: GIS		$ 112,032.00		
Department: 656 Plant Operations				
100 - Salaries	$ 846,537.00			
200 - Fringes	$ 344,241.00			
Operating	$ 1,088,100.00			
Department Total: Plant Operations		$ 2,278,878.00		
Department: 659 Information Technology				
100 - Salaries	$ 28,129.00			
200 - Fringes	$ 8,739.00			
Operating	$ 27,480.00			
Department Total: Information Technology		$ 64,348.00		
Fund Total: Sewer			$ 4,820,467.00	
Fund: 5332 Sewer Capital Reserve				
Expenditures				
Department: 651 Administrative & General				
Operating	$ 34,000.00			
Department Total: Administrative & General		$ 34,000.00		
Department: 653 Distribution Operation				
Operating	$ 145,000.00			
Department Total: Distribution Operation		$ 145,000.00		
Department: 656 Plant Operations				
Operating	$ 32,000.00			
Department Total: Plant Operations		$ 32,000.00		
Fund Total: Sewer Capital Reserve			$ 211,000.00	
Fund: 6036 Engineering				
Expenditures				
Department: 520 Engineering Division				
100 - Salaries	$ 127,944.00			
200 - Fringes	$ 51,902.00			
Operating	$ 131,676.00			
Department Total: Engineering Division		$ 311,522.00		
Fund Total: Engineering			$ 311,522.00	
Expenditure Grand Totals:				$ 157,246,472.00

SECTION 2: That any amounts which shall be expended from the above appropriations and which are a proper charge against any other department, or against any person, firm, or corporation, shall if repaid within the period covered by such appropriation, be credited to the fund from which payment was made, and be considered as reappropriated from such original purposes, provided that the net total of the expenditure under any item of said appropriation shall not exceed the amount of such item.

SECTION 3: The Finance Director is hereby authorized to draw his warrant upon the Treasury of the city for the amounts appropriated and for the purposes stated in this ordinance upon receiving the proper certificates and vouchers therefore approved by the officer authorized by law to approve the same, or authorized by ordinance or resolution of Council to make the expenditures.

SECTION 4: Council does hereby authorize and direct the Municipal Administrator or other appropriate City Officials, to enter into any contract or contracts involving an expenditure of more than $50,000.00 for any and all of the purposes herein, provided that said Municipal Administrator or other official shall execute such contracts in accordance with the laws of the State of Ohio and the ordinances of the City of Bowling Green.

SECTION 5: Council does hereby update section 94.02(A) and 35.70 of the Codified Ordinances of the City of Bowling Green thereby establishing a refuse and recycling fee of $13.00 per month as well as an additional charge of $5.00 per month for each additional container above and beyond the standard of one refuse container and one recycling container per one and two-family dwelling.

SECTION 6: This ordinance shall take effect at the earliest time permitted by law.

Passed: December 28, 2017
Date

President of Council
MICHAEL A. ASPACHER

Attest: Kay D. Scherreik
Clerk of Council
KAY D. SCHERREIK

Approved: December 29, 2017
Date

Mayor
RICHARD A. EDWARDS

CERTIFICATION
This is to certify that the foregoing is a true copy of Ord No. 8646 passed by the Council of the City of Bowling Green, Ohio.
Dec. 28, 2017
Kay D. Scherreik
Clerk of City Council

MICHAEL J. MARSH
CITY ATTORNEY
kds

1st Reading: 12-4-17
2nd Reading: 12-4-17
3rd Reading: 12-28-17

RECORD OF ORDINANCES

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

Ordinance No. 8647 Passed December 28, 20 17

ORDINANCE AMENDING AND ADOPTING SECTION 33.18 OF THE CODIFIED ORDINANCES OF THE CITY OF BOWLING GREEN, OHIO, RELATIVE TO SALARIED EMPLOYEES NOT SUBJECT TO OVERTIME PAY

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BOWLING GREEN, OHIO, COUNTY OF WOOD, STATE OF OHIO:

SECTION 1: That Section 33.18 of the Codified Ordinances of the City of Bowling Green, Ohio, is hereby amended and adopted to read as follows:

Section 33.18 Salaried Employees Not Subject to Overtime Pay

(A) The following job classifications, if paid on a salaried basis, are considered as being exempt, executive, administrative, learned professional, or creative professional; or if they meet some other exemption criteria under Federal law; or are members of an elected official's personal staff; appointed officials serving in policy-making positions; or are appointed officials serving as advisors of the constitutional or legal powers of an elected official's office and are deemed exempt from earning overtime compensation:

CLASS TITLE
Arborist
Assistant Municipal Administrator
Assistant Prosecutor
Assistant Superintendent Electric Division
Assistant Superintendent Public Works Division
Assistant Superintendent Water Distribution and Wastewater Collection Division
Assistant Superintendent Water Pollution Control
Assistant Superintendent Water Supply Division
Assistant to the Municipal Administrator
Assistant to the Utilities Director
Assistant Utilities Director
City Attorney
City Engineer
City Prosecutor
City Surveyor
Civil Engineer
Network Administrator
Information Technology Manager
Electric Superintendent
Facilities Coordinator
Finance Director
Fire Chief
Fire Captain
Fire Deputy Chief
GIS Coordinator
GIS Specialist
Grants Administrator
Municipal Administrator
Natural Resources Coordinator
Network Administrator
Ombudsperson
Parks and Recreation Director
Personnel Director
Planning Director
Police Chief

CLASS TITLE (Continued)
Police Deputy Chief
Public Information Specialist
Public Works Director
Public Works Superintendent
Recreation Coordinator
Safety Director
Senior Planner
Sustainability Coordinator
Tax Commissioner
Utilities Business Office Manager/Deputy Finance Director
Utilities Director
Water Distribution and Wastewater Collection Superintendent
Water Pollution Control Superintendent
Water Supply Superintendent

(B) Certain temporary employees, who work for the City's Parks & Recreation Department at its outdoor aquatics center or other "seasonal" recreational establishment(s) may be exempt from federal minimum wage and overtime provisions of the Fair Labor Standards Act (FLSA). The eligibility for overtime for the following job classifications will be considered on a case-by-case basis dependent upon review and analysis of the Federal law and the specific job and job duties for which each employee is employed to fulfill.

Assistant Manager – Carter Park Sports Complex
Scorekeeper – Carter Park Sports Complex
Assistant Manager – Attendants – Aquatics Complex
Assistant Manager – Lifeguards – Aquatics Complex
~~Attendant (Concessions)~~
Attendant/Swim Aide
Concession Manager
Instructor (Aquatics Complex)
Lifeguard
Officials
~~Official – Basketball~~
~~Official – Volleyball~~
Program Assistant
Program Supervisor
Programmer
~~Safety Town Assistant~~
Safety Town Director
Scorekeeper (Basketball)
Scorekeeper (Softball)
Senior Attendant ~~(Concessions)~~
Senior Lifeguard
Senior Programmer
Special Programmer
Student Co-op
Swim Program Director
WSI Instructor

SECTION 2: This ordinance shall take effect at the earliest time permitted by law.

Passed: December 28, 2017 — President of Council
Date

MICHAEL A. ASPACHER

Attest: Clerk of Council
RAY D. SCHERREIK

Approved: December 29, 2017 — Mayor
Date

RICHARD A. EDWARDS

MICHAEL J. MARSH
CITY ATTORNEY
kds

CERTIFICATION
This is to certify that the foregoing is a true copy of Ord No. 8647 passed by the Council of the City of Bowling Green, Ohio.
Dec. 28, 2017
Clerk of City Council

1st Reading: 12-4-17
2nd Reading: 12-4-17
3rd Reading: 12-28-17

RECORD OF ORDINANCES

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

Ordinance No. 8648 Passed December 28, 20 17

ORDINANCE AMENDING AND ADOPTING SECTION 33.01(G) OF THE CODIFIED ORDINANCES OF THE CITY OF BOWLING GREEN, OHIO, RELATIVE TO SALARY SCHEDULE ESTABLISHED

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BOWLING GREEN, COUNTY OF WOOD, AND STATE OF OHIO:

SECTION 1: That Section 33.01(G) of the Codified Ordinances of the City of Bowling Green, Ohio, is hereby amended and adopted to read as follows:

SECTION 33.01 SALARY SCHEDULE ESTABLISHED

(G) The pay bands are established as follows:

	Min.	Mid	Max.
Annual:	$ 50,502.40	$63,107.20	$75,732.80
Hourly:	$ 24.28	$ 30.34	$ 36.41
Assistant Prosecutor			
Assistant to the Municipal Administrator			
Assistant to the Utilities Director			
Facilities Coordinator			
GIS Specialist			
Grants Administrator			
Natural Resources Coordinator			
Network Administrator			
Ombudsperson			
Public Information Specialist			
Recreation Coordinator			
Senior Planner			
Sustainability Coordinator			

SECTION 2: All other portions of Section 33.01 remain unchanged.

SECTION 3: This ordinance shall take effect at the earliest time permitted by law.

Passed: December 28, 2017 — Date
President of Council
MICHAEL A. ASPACHER

Attest: Clerk of Council
KAY D. SCHERREIK

Approved: December 29, 2017 — Date
Mayor
RICHARD A. EDWARDS

MICHAEL J. MARSH
CITY ATTORNEY
kds

CERTIFICATION
This is to certify that the foregoing is a true copy of Ord No. 8648 passed by the Council of the City of Bowling Green, Ohio.
Dec. 28, 2017
Clerk of City Council

1st Reading: 12-4-17
2nd Reading: 12-4-17
3rd Reading: 12-28-17

RECORD OF ORDINANCES

EMERGENCY CLAUSE ADOPTED 12/28/17

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

Ordinance No. 8649 Passed December 28, 20 17

ORDINANCE TO PROVIDE FOR THE ISSUANCE AND SALE OF BONDS IN THE MAXIMUM PRINCIPAL AMOUNT OF $6,200,000 FOR THE PURPOSE OF PAYING COSTS OF IMPROVING THE I-75 AND E. WOOSTER STREET AREA BY CONSTRUCTING ROUNDABOUTS, RECONSTRUCTING, WIDENING, PAVING, RESURFACING, GRADING, DRAINING, CONSTRUCTING CURBS, SIDEWALKS, AND RELATED DRAINAGE IMPROVEMENTS, INSTALLING SIGNALIZATION AND LIGHTING, INSTALLING WATER LINES AND SANITARY SEWERS, AND CONSTRUCTING A SANITARY SEWER PUMP STATION, TOGETHER WITH NECESSARY AND INCIDENTAL APPURTENANCES AND SUCH OTHER COSTS OF THOSE IMPROVEMENTS AS ARE PERMITTED BY REVISED CODE SECTION 133.15 TO BE FUNDED FROM THE PROCEEDS OF SECURITIES, AND DECLARING AN EMERGENCY

WHEREAS, the Finance Director, as fiscal officer of the City, has certified to this Council that the estimated life or period of usefulness of the improvement described in Section 2 is at least five years, and the estimated maximum maturity of the Bonds described in Section 2 is 25 years;

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Bowling Green, County of Wood, State of Ohio, that:

Section 1: Definitions and Interpretation. In addition to the words and terms elsewhere defined in this Ordinance, unless the context or use clearly indicates another or different meaning or intent:

"Authorized Denominations" means (subject to any limitations in Section 3) the denomination of $5,000 or any integral multiple thereof.

"Bond proceedings" means, collectively, this Ordinance, the Certificate of Award, the Continuing Disclosure Agreement and such other proceedings of the City, including the Bonds, that provide collectively for, among other things, the rights of holders and beneficial owners of the Bonds.

"Bond Register" means all books and records necessary for the registration, exchange and transfer of Bonds as provided in Section 5.

"Bond Registrar" means the bank or trust company appointed pursuant to Section 4 as the initial authenticating agent, bond registrar, transfer agent and paying agent for the Bonds under the Bond Registrar Agreement and until a successor Bond Registrar shall have become such pursuant to the provisions of the Bond Registrar Agreement and, thereafter, "Bond Registrar" shall mean the successor Bond Registrar.

"Bond Registrar Agreement" means the Bond Registrar Agreement between the City and the Bond Registrar, as it may be modified from the form on file with the Clerk of Council and signed by the Mayor and the Fiscal Officer in accordance with Section 4.

"Bonds" means, collectively, the Serial Bonds and the Term Bonds, each as is designated as such in the Certificate of Award.

"Book entry form" or "book entry system" means a form or system under which (a) the ownership of book entry interests in Bonds and the principal of and interest on the Bonds may be transferred only through a book entry and (b) physical Bond certificates in fully registered form are issued by the City only to a Depository or its nominee as registered owner, with the Bonds "immobilized" in the custody of the Depository or its agent. The book entry maintained by others than the City is the record that identifies the owners of book entry interests in those Bonds and that principal and interest.

"Certificate of Award" means the certificate authorized by Section 6(a), to be signed by the Fiscal Officer, setting forth and determining those terms or other matters pertaining to the Bonds and their issuance, sale and delivery as this Ordinance requires or authorizes to be set forth or determined therein.

"Closing Date" means the date of physical delivery of, and payment of the purchase price for, the Bonds.

"Code" means the Internal Revenue Code of 1986, the Regulations (whether temporary or final) under that Code or the statutory predecessor of that Code, and any amendments of, or successor provisions to, the foregoing and any official rulings, announcements, notices, procedures and judicial determinations regarding any of the foregoing, all as and to the extent applicable. Unless otherwise indicated, reference to a Section of the Code includes any applicable successor section or provision and such applicable Regulations, rulings, announcements, notices, procedures and determinations pertinent to that Section.

"Continuing Disclosure Agreement" means the agreement authorized by Section 6(c), to be substantially in the form on file with the Clerk of Council, made by the City for the benefit of holders and beneficial owners of the Bonds in accordance with the Rule.

"Depository" means any securities depository that is a clearing agency under federal law operating and maintaining, with its Participants or otherwise, a book entry system to record ownership of book entry interests in Bonds or the principal of and interest on Bonds, and to effect transfers of Bonds, in book entry form, and includes and means initially The Depository Trust Company (a limited purpose trust company), New York, New York.

"Fiscal Officer" means the Finance Director of the City.

"Interest Payment Dates" means, unless otherwise determined by the Fiscal Officer in the Certificate of Award, June 1 and December 1 of each year that the Bonds are outstanding, commencing December 1, 2018.

"Original Purchaser" means the original purchaser of the Bonds designated by the Fiscal Officer in the Certificate of Award.

"Participant" means any participant contracting with a Depository under a book entry system and includes securities brokers and dealers, banks and trust companies, and clearing corporations.

"Principal Payment Dates" means unless otherwise determined by the Fiscal Officer in the Certificate of Award, December 1 each of the years from and including 2018 to and including 2042, provided that in no case shall the total number of Principal Payment Dates exceed the maximum maturity of the Bonds referred to in the preambles hereto.

"Rule" means Rule 15c2-12 prescribed by the SEC pursuant to the Securities Exchange Act of 1934.

"SEC" means the Securities and Exchange Commission.

"Serial Bonds" means those Bonds designated as such and maturing on the dates set forth in the Certificate of Award, bearing interest payable on each Interest Payment Date and not subject to mandatory sinking fund redemption.

"Term Bonds" means those Bonds designated as such and maturing on the date or dates set forth in the Certificate of Award, bearing interest payable on each Interest Payment Date and subject to mandatory sinking fund redemption.

The captions and headings in this Ordinance are solely for convenience of reference and in no way define, limit or describe the scope or intent of any Sections, subsections, paragraphs, subparagraphs or clauses hereof. Reference to a Section means a section of this Ordinance unless otherwise indicated.

Section 2: Authorized Principal Amount and Purpose; Application of Proceeds. This Council determines that it is necessary and in the best interest of the City to issue bonds of the City in one lot in the maximum principal amount of $6,200,000 (the Bonds) for the purpose of paying costs of improving the I-75 and E. Wooster Street area by constructing roundabouts, reconstructing, widening, paving, resurfacing, grading, draining, constructing curbs, sidewalks, and related drainage improvements, installing signalization and lighting, installing water lines and sanitary sewers, and constructing a sanitary sewer pump station, together with necessary and incidental appurtenances and such other costs of those improvements as are permitted by Revised Code Section 133.15 to be funded from the proceeds of securities (the improvement), including the payment of expenses related to the issuance of the Bonds.

The aggregate principal amount of Bonds to be issued shall not exceed $6,200,000 and shall be issued in an amount determined by the Fiscal Officer in the Certificate of Award to be the aggregate principal amount of Bonds required to be issued, taking into account any premium above or discount from the aggregate principal amount of the Bonds at which they are sold to the Original Purchaser, in order to effect the purpose for which the Bonds are to be issued, including the payment of any expenses properly allocable to the issuance of the Bonds.

The proceeds from the sale of the Bonds (except any premium and accrued interest) shall be paid into the proper fund or funds, and those proceeds are appropriated and shall be used for the purpose for which the Bonds are being issued. Any portion of those proceeds representing premium and accrued interest shall be paid into the Bond Retirement Fund.

Section 3: Denominations; Dating; Principal and Interest Payment and Redemption Provisions. The Bonds shall be issued in one lot and only as fully registered bonds, in the Authorized Denominations, but in no case as to a particular maturity date exceeding the principal amount maturing on that date. The Bonds shall be dated as provided in the Certificate of Award, provided that their dated date shall not be more than 60 days prior to the Closing Date.

(a) Interest Rates and Interest Payment Dates. The Bonds shall bear interest at the rate or rates per year (computed on the basis of a 360-day year consisting of 12 30-day months) as shall be determined by the Fiscal Officer in the Certificate of Award. Interest on the Bonds shall be payable at such rate or rates on the Interest Payment Dates until the principal amount has been paid or provided for. The Bonds shall bear interest from the most recent date to which interest has been paid or provided for or, if no interest has been paid or provided for, from their date.

(b) Principal Payment Schedule. The Bonds shall mature or be payable pursuant to Mandatory Sinking Fund Redemption Requirements (as hereinafter defined and described) on the Principal Payment Dates in principal amounts as shall be determined by the Fiscal Officer, subject to subsection (c) of this Section, in the Certificate of Award, consistent with the Fiscal Officer's determination of the best interest of and financial advantages to the City.

Consistent with the foregoing and in accordance with the Fiscal Officer's determination of the best interest of and financial advantages to the City, the Fiscal Officer shall specify in the Certificate of Award (i) the aggregate principal amount of Bonds to be issued as Serial Bonds, the Principal Payment Dates on which those Bonds shall be stated to mature and the principal amount thereof that shall be stated to mature on each such Principal Payment Date, and (ii) the aggregate principal amount of Bonds to be issued as Term Bonds, the Principal Payment Date or Dates on which those Bonds shall be stated to mature, the principal amount thereof that shall be stated to mature on each such Principal Payment Date, the Principal Payment Date or Dates on which Term Bonds shall be subject to mandatory sinking fund redemption (Mandatory Redemption Dates) and the principal amount thereof that shall be payable pursuant to Mandatory Sinking Fund Redemption Requirements on each Mandatory Redemption Date.

(c) Conditions for Establishment of Interest Rates and Principal Payment Dates and Amounts. The rate or rates of interest per year to be borne by the Bonds, and the principal amount of Bonds maturing or payable pursuant to Mandatory Sinking Fund Redemption Requirements on each Principal Payment Date, shall be such that (i) the total principal and interest payments on the Bonds in any fiscal year in which principal is payable is not more than three times the amount of those payments in any other such fiscal year and (ii) the true interest cost of the Bonds does not exceed 6%.

(d) Payment of Debt Charges. The debt charges on the Bonds shall be payable in lawful money of the United States of America without deduction for the services of the Bond Registrar as paying agent. Principal of and any premium on the Bonds shall be payable when due upon presentation and surrender of the Bonds at the office of the Bond Registrar designated in the Certificate of Award or, if not so designated, then at the principal corporate trust office of the Bond Registrar. Interest on a Bond shall be paid on each Interest Payment Date by check or draft mailed to the person in whose name the Bond was registered, and to that person's address appearing, on the Bond Register at the close of business on the 15th day preceding that Interest Payment Date. Notwithstanding the foregoing, if and so long as the Bonds are issued in a book entry system, principal of and interest and any premium on the Bonds shall be payable in the manner provided in any agreement entered into by the Fiscal Officer, in the name and on behalf of the City, in connection with the book entry system.

(e) Redemption Provisions. The Bonds shall be subject to redemption prior to stated maturity as follows:

(i) Mandatory Sinking Fund Redemption of Term Bonds. If any of the Bonds are issued as Term Bonds, the Term Bonds shall be subject to mandatory redemption in part by lot and be redeemed pursuant to mandatory sinking fund requirements, at a redemption price of 100% of the principal amount redeemed, plus accrued interest to the redemption date, on the applicable Mandatory Redemption Dates and in the principal amounts payable on those dates, for which provision is made in the Certificate of Award (such dates and amounts being the Mandatory Sinking Fund Redemption Requirements).

The aggregate of the money to be deposited with the Bond Registrar for payment of principal of and interest on any Term Bonds on each Mandatory Redemption Date shall include an amount sufficient to redeem on that date the principal amount of Term Bonds payable on that date pursuant to Mandatory Sinking Fund Redemption Requirements (less the amount of any credit as hereinafter provided).

The City shall have the option to deliver to the Bond Registrar for cancellation Term Bonds in any aggregate principal amount and to receive a credit against the then current or any subsequent Mandatory Sinking Fund Redemption Requirement (and corresponding mandatory redemption obligation) of the City, as specified by the Fiscal Officer, for Term Bonds stated to mature on the same Principal Payment Date as the Term Bonds so delivered. That option shall be exercised by the City on or before the 45th day preceding any Mandatory Redemption Date with respect to which the City wishes to obtain a credit, by furnishing the Bond Registrar a certificate, signed by the Fiscal Officer, setting forth the extent of the credit to be applied with respect to the then current or any subsequent Mandatory Sinking Fund Redemption Requirement for Term Bonds stated to mature on the same Principal Payment Date. If the certificate is not timely furnished to the Bond Registrar, the current Mandatory Sinking Fund Redemption Requirement (and corresponding mandatory redemption obligation) shall not be reduced. A credit against the then current or any subsequent Mandatory Sinking Fund Redemption Requirement (and corresponding mandatory redemption obligation), as specified by the Fiscal Officer, also shall be received by the City for any Term Bonds which prior thereto have been redeemed (other than through the operation of the applicable Mandatory Sinking Fund Redemption Requirements) or purchased for cancellation and canceled by the Bond Registrar, to the extent not applied theretofore as a credit against any Mandatory Sinking Fund Redemption Requirement, for Term Bonds stated to mature on the same Principal Payment Date as the Term Bonds so redeemed or purchased and canceled.

Each Term Bond so delivered, or previously redeemed, or purchased and canceled, shall be credited by the Bond Registrar at 100% of the principal amount thereof against the then current or subsequent Mandatory Sinking Fund Redemption Requirements (and corresponding mandatory redemption obligations), as specified by the Fiscal Officer, for Term Bonds stated to mature on the same Principal Payment Date as the Term Bonds so delivered, redeemed or purchased and canceled.

(ii) Optional Redemption. The Bonds of the maturities, if any, specified in the Certificate of Award shall be subject to redemption by and at the sole option of the City, in whole or in part in integral multiples of $5,000, on the dates, in the years and at the redemption prices (expressed as a percentage of the principal amount to be redeemed), plus accrued interest to the redemption date, to be determined by the Fiscal Officer in the Certificate of Award; provided that (a) the earliest optional redemption date shall not be more than 10½ years after the Closing Date and (b) the redemption price for the earliest optional redemption date shall not be greater than 102%.

If optional redemption of Term Bonds at a redemption price exceeding 100% of the principal amount to be redeemed is to take place as of any Mandatory Redemption Date applicable to those Term Bonds, the Term Bonds, or portions thereof, to be redeemed optionally shall be selected by lot prior to the selection by lot of the Term Bonds of the same maturity to be redeemed on the same date by operation of the Mandatory Sinking Fund Redemption Requirements. Bonds to be redeemed pursuant to this paragraph shall be redeemed only upon written notice from the Fiscal Officer to the Bond Registrar, given upon the direction of this Council through a resolution or an ordinance. That notice shall specify the redemption date and the principal amount of each maturity of Bonds to be redeemed, and shall be given at least 45 days prior to the redemption date or such shorter period as shall be acceptable to the Bond Registrar.

(iii) Partial Redemption. If fewer than all of the outstanding Bonds are called for optional redemption at one time and Bonds of more than one maturity are then outstanding, the Bonds that are called shall be Bonds of the maturity or maturities selected by the City. If fewer than all of the Bonds of a single maturity are to be redeemed, the selection of Bonds of that maturity to be redeemed, or portions thereof in amounts of $5,000 or any integral multiple thereof, shall be made by the Bond Registrar by lot in a manner determined by the Bond Registrar. In the case of a partial redemption of Bonds by lot when Bonds of denominations greater than $5,000 are then outstanding, each $5,000 unit of principal thereof shall be treated as if it were a separate Bond of the denomination of $5,000. If it is determined that one or more, but not all, of the $5,000 units of principal amount represented by a Bond are to be called for redemption, then, upon notice of redemption of a $5,000 unit or units, the registered owner of that Bond shall surrender the Bond to the Bond Registrar (a) for payment of the redemption price of the $5,000 unit or units of principal amount called for redemption (including, without limitation, the interest accrued to the date fixed for redemption and any premium), and (b) for issuance, without charge to the registered owner, of a new Bond or Bonds of any Authorized Denomination or Denominations in an aggregate principal amount equal to the unmatured and unredeemed portion of, and bearing interest at the same rate and maturing on the same date as, the Bond surrendered.

(iv) Notice of Redemption. The notice of the call for redemption of Bonds shall identify (a) by designation, letters, numbers or other distinguishing marks, the Bonds or portions thereof to be redeemed, (b) the redemption price to be paid, (c) the date fixed for redemption, and (d) the place or places where the amounts due upon redemption are payable. The notice shall be given by the Bond Registrar on behalf of the City by mailing a copy of the redemption notice by first class mail, postage prepaid, at least 30 days prior to the date fixed for redemption, to the registered owner of each Bond subject to redemption in whole or in part at the registered owner's address shown on the Bond Register maintained by the Bond Registrar at the close of business on the 15th day preceding that mailing. Failure to receive notice by mail or any defect in that notice regarding any Bond, however, shall not affect the validity of the proceedings for the redemption of any Bond.

(v) Payment of Redeemed Bonds. In the event that notice of redemption shall have been given by the Bond Registrar to the registered owners as provided above, there shall be deposited with the Bond Registrar on or prior to the redemption date, money that, in addition to any other money available therefor and held by the Bond Registrar, will be sufficient to redeem at the redemption price thereof, plus accrued interest to the redemption date, all of the redeemable Bonds for which notice of redemption has been given. Notice having been mailed in the manner provided in the preceding paragraph hereof, the Bonds and portions thereof called for redemption shall become due and payable on the redemption date, and, upon presentation and surrender thereof at the place or places specified in that notice, shall be paid at the redemption price, plus accrued interest to the redemption date. If money for the redemption of all of the Bonds and portions thereof to be redeemed, together with accrued interest thereon to the redemption date, are held by the Bond Registrar on the redemption date, so as to be available therefor on that date and, if notice of redemption has been deposited in the mail as aforesaid, then from and after the redemption date those Bonds and portions thereof called for redemption shall cease to bear interest and no longer shall be considered to be outstanding. If that money shall not be so available on the redemption date, or that notice shall not have been deposited in the mail as aforesaid, those Bonds and portions thereof shall continue to bear interest, until they are paid, at the same rate as they would have borne had they not been called for redemption. All money held by the Bond Registrar for the redemption of particular Bonds shall be held in trust for the account of the registered owners thereof and shall be paid to them, respectively, upon presentation and surrender of those Bonds, provided that any interest earned on the money so held by the Bond Registrar shall be for the account of and paid to the City to the extent not required for the payment of the Bonds called for redemption.

Section 4: Execution and Authentication of Bonds; Appointment of Bond Registrar. The Bonds shall be signed by the Mayor and the Fiscal Officer, in the name of the City and in their official capacities, provided that either or both of those signatures may be a facsimile. The Bonds shall be issued in the Authorized Denominations and numbers as requested by the Original Purchaser and approved by the Fiscal Officer, shall be numbered as determined by the Fiscal Officer in order to distinguish each Bond from any other Bond, and shall express upon their faces the purpose, in summary terms, for which they are issued and that they are issued pursuant to the provisions of Chapter 133 of the Revised Code and this Ordinance.

The Huntington National Bank is appointed to act as the initial Bond Registrar; provided, however, that the Fiscal Officer is authorized to appoint a different Bond Registrar in the Certificate of Award after determining that such bank or trust company will not endanger the funds or securities of the City and that proper procedures and safeguards are available for that purpose. The Mayor and the Fiscal Officer shall sign and deliver, in the name and on behalf of the City, the Bond Registrar Agreement between the City and the Bond Registrar, in substantially the form as is now on file with the Clerk of Council. The Bond Registrar Agreement is approved, together with any changes or amendments that are not inconsistent with this Ordinance and not substantially adverse to the City and that are approved by the Fiscal Officer on behalf of the City, all of which shall be conclusively evidenced by the signing of the Bond Registrar Agreement or amendments thereto. The Fiscal Officer shall provide for the payment of the services rendered and for reimbursement of expenses incurred pursuant to the Bond Registrar Agreement from the proceeds of the Bonds to the extent available and then from other money lawfully available and appropriated or to be appropriated for that purpose.

No Bond shall be valid or obligatory for any purpose or shall be entitled to any security or benefit under the Bond proceedings unless and until the certificate of authentication printed on the Bond is signed by the Bond Registrar as authenticating agent. Authentication by the Bond Registrar shall be conclusive evidence that the Bond so authenticated has been duly issued, signed and delivered under, and is entitled to the security and benefit of, the Bond proceedings. The certificate of authentication may be signed by any authorized officer or employee of the Bond Registrar or by any other person acting as an agent of the Bond Registrar and approved by the Fiscal Officer on behalf of the City. The same person need not sign the certificate of authentication on all of the Bonds.

Section 5: Registration; Transfer and Exchange; Book Entry System.

(a) Bond Registrar. So long as any of the Bonds remain outstanding, the City will cause the Bond Registrar to maintain and keep the Bond Register at the office satisfactory to the Fiscal Officer and the Bond Registrar. Subject to the provisions of Section 6, the person in whose name a Bond is registered on the Bond Register shall be regarded as the absolute owner of that Bond for all purposes of the Bond proceedings. Payment of or on account of the debt charges on any Bond shall be made only to or upon the order of that person; neither the City nor the Bond Registrar shall be affected by any notice to the contrary, but the registration may be changed as provided in this Section. All such payments shall be valid and effectual to satisfy and discharge the City's liability upon the Bond, including interest, to the extent of the amount or amounts so paid.

(b) Transfer and Exchange. Any Bond may be exchanged for Bonds of any Authorized Denomination upon presentation and surrender at the office of the Bond Registrar designated in the Certificate of Award or, if not so designated, then at the principal corporate trust office of the Bond Registrar, together with a request for exchange signed by the registered owner or by a person legally empowered to do so in a form satisfactory to the Bond Registrar. A Bond may be transferred only on the Bond Register upon presentation and surrender of the Bond at the designated office of the Bond Registrar together with an assignment signed by the registered owner or by a person legally empowered to do so in a form satisfactory to the Bond Registrar. Upon exchange or transfer the Bond Registrar shall complete, authenticate and deliver a new Bond or Bonds of any Authorized Denomination or Denominations requested by the owner equal in the aggregate to the unmatured principal amount of the Bond surrendered and bearing interest at the same rate and maturing on the same date.

If manual signatures on behalf of the City are required, the Bond Registrar shall undertake the exchange or transfer of Bonds only after the new Bonds are signed by the authorized officers of the City. In all cases of Bonds exchanged or transferred, the City shall sign and the Bond Registrar shall authenticate and deliver Bonds in accordance with the provisions of the Bond proceedings. The exchange or transfer shall be without charge to the owner, except that the City and Bond Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the exchange or transfer. The City or the Bond Registrar may require that those charges, if any, be paid before the procedure is begun for the exchange or transfer. All Bonds issued and authenticated upon any exchange or transfer shall be valid obligations of the City, evidencing the same debt, and entitled to the same security and benefit under the Bond proceedings as the Bonds surrendered upon that exchange or transfer. Neither the City nor the Bond Registrar shall be required to make any exchange or transfer of (i) Bonds then subject to call for redemption between the 15th day preceding the mailing of notice of Bonds to be redeemed and the date of that mailing, or (ii) any Bond selected for redemption, in whole or in part.

(c) Book Entry System. Notwithstanding any other provisions of this Ordinance, if the Fiscal Officer determines in the Certificate of Award that it is in the best interest of and financially advantageous to the City, the Bonds may be issued in book entry form in accordance with the following provisions of this Section.

The Bonds may be issued to a Depository for use in a book entry system and, if and so long as a book entry system is utilized, (i) the Bonds may be issued in the form of a single, fully registered Bond representing each maturity and registered in the name of the Depository or its nominee, as registered owner, and immobilized in the custody of the Depository or its designated agent which may be the Bond Registrar; (ii) the book entry interest owners of Bonds in book entry form shall not have any right to receive Bonds in the form of physical securities or certificates; (iii) ownership of book entry interests in Bonds in book entry form shall be shown by book entry on the system maintained and operated by the Depository and its Participants, and transfers of the ownership of book entry interests shall be made only by book entry by the Depository and its Participants; and (iv) the Bonds as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by the City.

If any Depository determines not to continue to act as a Depository for the Bonds for use in a book entry system, the Fiscal Officer may attempt to establish a securities depository/book entry relationship with another qualified Depository. If the Fiscal Officer does not or is unable to do so, the Fiscal Officer, after making provision for notification of the book entry interest owners by the then Depository and any other arrangements deemed necessary, shall permit withdrawal of the Bonds from the Depository, and shall cause Bond certificates in registered form to be authenticated by the Bond Registrar and delivered to the assigns of the Depository or its nominee, all at the cost and expense (including any costs of printing), if the event is not the result of City action or inaction, of those persons requesting such issuance.

The Fiscal Officer is hereby authorized and directed, to the extent necessary or required, to enter into any agreements, in the name and on behalf of the City, that the Fiscal Officer determines to be necessary in connection with a book entry system for the Bonds.

Section 6: Award and Sale of the Bonds.

(a) Original Purchaser Designated in Certificate of Award. The Bonds shall be sold to the Original Purchaser at a purchase price, not less than 97% of their aggregate principal amount, to be determined by the Fiscal Officer in the Certificate of Award, plus accrued interest on the Bonds from their date to the Closing Date, and shall be awarded by the Fiscal Officer with and upon such other terms as are required or authorized by this Ordinance to be specified in the Certificate of Award, in accordance with law and the provisions of this Ordinance. The Fiscal Officer is authorized, if it is determined to be in the best interest of the City, to combine the issue of Bonds with one or more other bond issues of the City into a consolidated bond issue pursuant to Section 133.30(B) of the Revised Code in which case a single Certificate of Award may be utilized for the consolidated bond issue if appropriate and consistent with the terms of this Ordinance.

The Fiscal Officer shall sign and deliver the Certificate of Award and shall cause the Bonds to be prepared and signed and delivered, together with a true transcript of proceedings with reference to the issuance of the Bonds, to the Original Purchaser upon payment of the purchase price. The Mayor, Fiscal Officer, City Attorney, Clerk of Council and other City officials, as appropriate, each are authorized and directed to sign any transcript certificates, financial statements and other documents and instruments and to take such actions as are necessary or appropriate to consummate the transactions contemplated by this Ordinance.

(b) Primary Offering Disclosure – Official Statement. The Mayor and the Fiscal Officer, on behalf of the City and in their official capacities, are authorized to (i) prepare or cause to be prepared, and make or authorize modifications, completions or changes of or supplements to, an official statement in connection with the original issuance of the Bonds, (ii) determine, and to certify or otherwise represent, when the official statement is to be "deemed final" (except for permitted omissions) by the City or is a final official statement for purposes of SEC Rule 15c2-12(b)(1), (3) and (4), (iii) use and distribute, or authorize the use and distribution of, that official statement and any supplements thereto in connection with the original issuance of the Bonds and (iv) complete and sign that official statement as so approved together with such certificates, statements or other documents in connection with the finality, accuracy and completeness of that official statement as they deem necessary or appropriate.

(c) Agreement to Provide Continuing Disclosure. For the benefit of the holders and beneficial owners from time to time of the Bonds, the City agrees to provide or cause to be provided such financial information and operating data, audited financial statements and notices of the occurrence of certain events, in such manner as may be required for purposes of the Rule. The Mayor and the Fiscal Officer are authorized and directed to complete, sign and deliver the Continuing Disclosure Agreement, in the name and on behalf of the City, in substantially the form as is now on file with the Clerk of Council. The Continuing Disclosure Agreement is approved, together with any changes or amendments that are not inconsistent with this ordinance and not substantially adverse to the City and that are approved by the Fiscal Officer, all of which shall be conclusively evidenced by the signing of the Continuing Disclosure Agreement.

The Fiscal Officer is further authorized and directed to establish procedures in order to ensure compliance by the City with its Continuing Disclosure Agreement, including timely provision of information and notices as described above. Prior to making any filing required under the Rule, the Fiscal Officer shall consult with and obtain legal advice from, as appropriate, the City Attorney and/or bond or other qualified independent special counsel selected by the City. The Fiscal Officer, acting in the name and on behalf of the City, shall be entitled to rely upon any such legal advice in determining whether a filing should be made. The performance by the City of its Continuing Disclosure Agreement shall be subject to the annual appropriation of any funds that may be necessary to perform it.

(d) Municipal Advisor; Application for Rating or Bond Insurance; Financing Costs. If, in the judgment of the Fiscal Officer, the (i) engagement of the services of a Municipal Advisor or (ii) filing of an application for (A) a rating on the Bonds by one or more nationally-recognized rating agencies, or (B) a policy of insurance from a company or companies to better assure the payment of principal of and interest on the Bonds, is in the best interest of and financially advantageous to this City, the Fiscal Officer is authorized to engage a Municipal Advisor and prepare and to submit those applications, to provide to each such agency or company such information as may be required for the purpose, and to provide further for the payment of the fees of a Municipal Advisor or the cost of obtaining each such rating or policy from the proceeds of the Bonds to the extent available and otherwise from any other funds lawfully available and that are appropriated or to be appropriated for that purpose. The Fiscal Officer is hereby authorized, to the extent necessary or required, to enter into any agreements, in the name of and on behalf of the City, that the Fiscal Officer determines to be necessary in connection with the engagement of a Municipal Advisor or of obtaining that bond insurance.

The expenditure of the amounts necessary to engage a Municipal Advisor and/or secure those rating(s) and to pay the other financing costs (as defined in Section 133.01 of the Revised Code) in connection with the Bonds, to the extent not paid by the Original Purchaser, is authorized and approved, and the Fiscal Officer is authorized to provide for the payment of any such amounts and costs from the proceeds of the Bonds to the extent available and otherwise from any other funds lawfully available that are appropriated or shall be appropriated for that purpose.

Section 7: Provisions for Tax Levy. There shall be levied on all the taxable property in the City, in addition to all other taxes, a direct tax annually during the period the Bonds are outstanding in an amount sufficient to pay the debt charges on the Bonds when due, which tax shall not be less than the interest and sinking fund tax required by Section 11 of Article XII of the Ohio Constitution. The tax shall be within the ten-mill limitation imposed by law, shall be and is ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner and at the same time that taxes for general purposes for each of those years are certified, levied, extended and collected, and shall be placed before and in preference to all other items and for the full amount thereof. The proceeds of the tax levy shall be placed in the Bond Retirement Fund, which is irrevocably pledged for the payment of the debt charges on the Bonds when and as the same fall due. In each year the amount of the tax shall be reduced by the amount of lawfully available municipal income taxes appropriated and to be applied to the payment of the debt charges on the Bonds in compliance with the following covenant. To the extent necessary, the debt charges on the Bonds shall be paid from municipal income taxes lawfully available therefor under the Constitution and laws of the State of Ohio and the Charter of the City; and the City hereby covenants, subject and pursuant to such authority, including particularly Sections 133.05(B)(7) and 5705.51(A)(5) and (D) of the Revised Code, to appropriate annually from such municipal income taxes such amounts, and to continue to levy and collect such municipal income taxes in such amounts, as are necessary to meet such annual debt charges. Nothing in this section in any way diminishes the irrevocable pledge of the full faith and credit and general property taxing power of the City to the prompt payment of the debt charges on the Bonds.

Section 8: Federal Tax Considerations. The City covenants that it will use, and will restrict the use and investment of, the proceeds of the Bonds in such manner and to such extent as may be necessary so that (a) the Bonds will not (i) constitute private activity bonds, arbitrage bonds or hedge bonds under Section 141, 148 or 149 of the Internal Revenue Code of 1986, as amended (the Code), or (ii) be treated other than as bonds to which Section 103 of the Code applies, and (b) the interest thereon will not be an item of tax preference under Section 57 of the Code.

The City further covenants that (a) it will take or cause to be taken such actions that may be required of it for the interest on the Bonds to be and to remain excluded from gross income for federal income tax purposes, (b) it will not take or authorize to be taken any actions that would adversely affect that exclusion and (c) it, or persons acting for it, will, among other acts of compliance, (i) apply the proceeds of the Bonds to the governmental purposes of the borrowing, (ii) restrict the yield on investment property, (iii) make timely and adequate payments to the federal government, (iv) maintain books and records and make calculations and reports, and (v) refrain from certain uses of those proceeds and, as applicable, of property financed with such proceeds, all in such manner and to the extent necessary to assure such exclusion of that interest under the Code.

The Fiscal Officer, or any other officer of the City having responsibility for the issuance of the Bonds is hereby authorized (a) to make or effect any election, selection, designation (including specifically designation of the Bonds as "qualified tax-exempt obligations"), choice, consent, approval or waiver on behalf of the City with respect to the Bonds as the City is permitted or required to make or give under the federal income tax laws, including, without limitation thereto, any of the elections provided for or available under Section 148 of the Code, for the purpose of assuring, enhancing or protecting the favorable tax treatment or status of the Bonds or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing the rebate amount or payments or penalties, or making payments of special amounts in lieu of making computations to determine, or paying, excess earnings as rebate, or obviating those amounts or payments, as determined by that officer, which action shall be in writing and signed by the officer, (b) to take any and all other actions, make or obtain calculations, make payments, and make or give reports, covenants and certifications of and on behalf of the City, as may be appropriate to assure the exclusion of interest from gross income and the intended tax status of the Bonds, and (c) to give one or more appropriate certificates of the City, for inclusion in the transcript of proceedings for the Bonds, setting forth the reasonable expectations of the City regarding the amount and use of all the proceeds of the Bonds, the facts, circumstances and estimates on which they are based, and other facts and circumstances relevant to the tax treatment of the interest on and the tax status of the Bonds.

Section 9: Certification and Delivery of Ordinance and Certificate of Award. The Clerk of Council is directed to deliver or cause to be delivered a certified copy of this Ordinance and a signed copy of the Certificate of Award to the Wood County Auditor.

Section 10: Retention of Bond Counsel. The legal services of Squire Patton Boggs (US) LLP, as bond counsel, be and are hereby retained. The legal services shall be in the nature of legal advice and recommendations as to the documents and the proceedings in connection with the issuance and sale of the Bonds and the rendering of the necessary legal opinion upon the delivery of the Bonds. In rendering those legal services, as an independent contractor and in an attorney-client relationship, that firm shall not exercise any administrative discretion on behalf of the City in the formulation of public policy, expenditure of public funds, enforcement of laws, rules and regulations of the State, the City or any other political subdivision, or the execution of public trusts. That firm shall be paid just and reasonable compensation for those legal services and shall be reimbursed for the actual out-of-pocket expenses it incurs in rendering those legal services. The Fiscal Officer is authorized and directed to make appropriate certification as to the availability of funds for those fees and any reimbursement and to issue an appropriate order for their timely payment as written statements are submitted by that firm.

Section 11: Satisfaction of Conditions for Bond Issuance. This Council determines that all acts and conditions necessary to be performed by the City or to have been met precedent to and in the issuing of the Bonds in order to make them legal, valid and binding general obligations of the City have been performed and have been met, or will at the time of delivery of the Bonds have been performed and have been met, in regular and due form as required by law; that the full faith and credit and general property taxing power (as described in Section 7) of the City are pledged for the timely payment of the debt charges on the Bonds; and that no statutory or constitutional limitation of indebtedness or taxation will have been exceeded in the issuance of the Bonds.

Section 12: Compliance with Open Meeting Requirements. This Council finds and determines that all formal actions of this Council and of any of its committees concerning and relating to the passage of this Ordinance were taken in open meetings of this Council or committees, and that all deliberations of this Council and of any of its committees that resulted in those formal actions were in meetings open to the public, all in compliance with the law.

Section 13: Declaration of Emergency; Effective Date. This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of this City, and for the further reason that this Ordinance is required to be immediately effective in order to issue and sell the Bonds, which is necessary to enable the City to timely enter into contracts for the improvement which is necessary to eliminate existing and potential hazards to vehicular traffic in the City; wherefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

Passed: December 28, 2017 _____
Date President of Council

MICHAEL A. ASPACHER

Attest: _____
Clerk of Council
KAY D. SCHERREIK

Approved: December 29, 2017 _____
Date Mayor

RICHARD A. EDWARDS

MICHAEL J. MARSH
CITY ATTORNEY
kds

CERTIFICATION
This is to certify that the foregoing is a true copy of Ord No. 8649 passed by the Council of the City of Bowling Green, Ohio.
Dec. 28, 2017
_____
Clerk of City Council

1st Reading: 12-4-17
2nd Reading: 12-4-17
3rd Reading: 12-28-17

RECORD OF ORDINANCES

EMERGENCY CLAUSE ADOPTED 12/28/17

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

Ordinance No. 8650 *Passed* December 28, 20 17

ORDINANCE TO PROVIDE FOR THE ISSUANCE AND SALE OF BONDS IN THE MAXIMUM PRINCIPAL AMOUNT OF $3,750,000 FOR THE PURPOSE OF PAYING COSTS OF IMPROVING THE CITY'S PARK AND RECREATION FACILITIES BY DEMOLISHING CITY PARK BUILDINGS, CLEARING AND IMPROVING THE SITE, AND CONSTRUCTING, FURNISHING AND EQUIPPING A NEW CITY PARK BUILDING IN ITS PLACE, AND INCLUDING LANDSCAPING, PAVING AN ENTRY DRIVE AND PARKING LOT AND CONSTRUCTING A PATIO, TOGETHER WITH NECESSARY AND INCIDENTAL APPURTENANCES AND SUCH OTHER COSTS OF THOSE IMPROVEMENTS AS ARE PERMITTED BY REVISED CODE SECTION 133.15 TO BE FUNDED FROM THE PROCEEDS OF SECURITIES, AND DECLARING AN EMERGENCY

WHEREAS, the Finance Director, as fiscal officer of the City, has certified to this Council that the estimated life or period of usefulness of the improvement described in Section 2 is at least five years, and the estimated maximum maturity of the Bonds described in Section 2 is 30 years;

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Bowling Green, County of Wood, State of Ohio, that:

Section 1: Definitions and Interpretation. In addition to the words and terms elsewhere defined in this Ordinance, unless the context or use clearly indicates another or different meaning or intent:

"Authorized Denominations" means (subject to any limitations in Section 3) the denomination of $5,000 or any integral multiple thereof.

"Bond proceedings" means, collectively, this Ordinance, the Certificate of Award, the Continuing Disclosure Agreement and such other proceedings of the City, including the Bonds, that provide collectively for, among other things, the rights of holders and beneficial owners of the Bonds.

"Bond Register" means all books and records necessary for the registration, exchange and transfer of Bonds as provided in Section 5.

"Bond Registrar" means the bank or trust company appointed pursuant to Section 4 as the initial authenticating agent, bond registrar, transfer agent and paying agent for the Bonds under the Bond Registrar Agreement and until a successor Bond Registrar shall have become such pursuant to the provisions of the Bond Registrar Agreement and, thereafter, "Bond Registrar" shall mean the successor Bond Registrar.

"Bond Registrar Agreement" means the Bond Registrar Agreement between the City and the Bond Registrar, as it may be modified from the form on file with the Clerk of Council and signed by the Mayor and the Fiscal Officer in accordance with Section 4.

"Bonds" means, collectively, the Serial Bonds and the Term Bonds, each as is designated as such in the Certificate of Award.

"Book entry form" or "book entry system" means a form or system under which (a) the ownership of book entry interests in Bonds and the principal of and interest on the Bonds may be transferred only through a book entry and (b) physical Bond certificates in fully registered form are issued by the City only to a Depository or its nominee as registered owner, with the Bonds "immobilized" in the custody of the Depository or its agent. The book entry maintained by others than the City is the record that identifies the owners of book entry interests in those Bonds and that principal and interest.

"Certificate of Award" means the certificate authorized by Section 6(a), to be signed by the Fiscal Officer, setting forth and determining those terms or other matters pertaining to the Bonds and their issuance, sale and delivery as this Ordinance requires or authorizes to be set forth or determined therein.

"Closing Date" means the date of physical delivery of, and payment of the purchase price for, the Bonds.

"Code" means the Internal Revenue Code of 1986, the Regulations (whether temporary or final) under that Code or the statutory predecessor of that Code, and any amendments of, or successor provisions to, the foregoing and any official rulings, announcements, notices, procedures and judicial determinations regarding any of the foregoing, all as and to the extent applicable. Unless otherwise indicated, reference to a Section of the Code includes any applicable successor section or provision and such applicable Regulations, rulings, announcements, notices, procedures and determinations pertinent to that Section.

"Continuing Disclosure Agreement" means the agreement authorized by Section 6(c), to be substantially in the form on file with the Clerk of Council, made by the City for the benefit of holders and beneficial owners of the Bonds in accordance with the Rule.

"Depository" means any securities depository that is a clearing agency under federal law operating and maintaining, with its Participants or otherwise, a book entry system to record ownership of book entry interests in Bonds or the principal of and interest on Bonds, and to effect transfers of Bonds, in book entry form, and includes and means initially The Depository Trust Company (a limited purpose trust company), New York, New York.

"Fiscal Officer" means the Finance Director of the City.

"Interest Payment Dates" means, unless otherwise determined by the Fiscal Officer in the Certificate of Award, June 1 and December 1 of each year that the Bonds are outstanding, commencing December 1, 2018.

"Original Purchaser" means the original purchaser of the Bonds designated by the Fiscal Officer in the Certificate of Award.

"Participant" means any participant contracting with a Depository under a book entry system and includes securities brokers and dealers, banks and trust companies, and clearing corporations.

"Principal Payment Dates" means, unless otherwise determined by the Fiscal Officer in the Certificate of Award, December 1 each of the years from and including 2018 to and including 2047, provided that in no case shall the total number of Principal Payment Dates exceed the maximum maturity of the Bonds referred to in the preambles hereto.

"Rule" means Rule 15c2-12 prescribed by the SEC pursuant to the Securities Exchange Act of 1934.

"SEC" means the Securities and Exchange Commission.

"Serial Bonds" means those Bonds designated as such and maturing on the dates set forth in the Certificate of Award, bearing interest payable on each Interest Payment Date and not subject to mandatory sinking fund redemption.

"Term Bonds" means those Bonds designated as such and maturing on the date or dates set forth in the Certificate of Award, bearing interest payable on each Interest Payment Date and subject to mandatory sinking fund redemption.

The captions and headings in this Ordinance are solely for convenience of reference and in no way define, limit or describe the scope or intent of any Sections, subsections, paragraphs, subparagraphs or clauses hereof. Reference to a Section means a section of this Ordinance unless otherwise indicated.

Section 2: Authorized Principal Amount and Purpose; Application of Proceeds. This Council determines that it is necessary and in the best interest of the City to issue bonds of the City in one lot in the maximum principal amount of $3,750,000 (the Bonds) for the purpose of paying costs of improving the City's park and recreation facilities by demolishing City Park buildings, clearing and improving the site, and constructing, furnishing and equipping a new City Park Building in its place, and including landscaping, paving an entry drive and parking lot and constructing a patio, together with necessary and incidental appurtenances and such other costs of those improvements as are permitted by Revised Code Section 133.15 to be funded from the proceeds of securities (the improvement), including the payment of expenses related to the issuance of the Bonds.

The aggregate principal amount of Bonds to be issued shall not exceed $3,750,000 and shall be issued in an amount determined by the Fiscal Officer in the Certificate of Award to be the aggregate principal amount of Bonds required to be issued, taking into account any premium above or discount from the aggregate principal amount of the Bonds at which they are sold to the Original Purchaser, in order to effect the purpose for which the Bonds are to be issued, including the payment of any expenses properly allocable to the issuance of the Bonds.

The proceeds from the sale of the Bonds (except any premium and accrued interest) shall be paid into the proper fund or funds, and those proceeds are appropriated and shall be used for the purpose for which the Bonds are being issued. Any portion of those proceeds representing premium and accrued interest shall be paid into the Bond Retirement Fund.

Section 3: Denominations; Dating; Principal and Interest Payment and Redemption Provisions. The Bonds shall be issued in one lot and only as fully registered bonds, in the Authorized Denominations, but in no case as to a particular maturity date exceeding the principal amount maturing on that date. The Bonds shall be dated as provided in the Certificate of Award, provided that their dated date shall not be more than 60 days prior to the Closing Date.

(a) Interest Rates and Interest Payment Dates. The Bonds shall bear interest at the rate or rates per year (computed on the basis of a 360-day year consisting of 12 30-day months) as shall be determined by the Fiscal Officer in the Certificate of Award. Interest on the Bonds shall be payable at such rate or rates on the Interest Payment Dates until the principal amount has been paid or provided for. The Bonds shall bear interest from the most recent date to which interest has been paid or provided for or, if no interest has been paid or provided for, from their date.

(b) Principal Payment Schedule. The Bonds shall mature or be payable pursuant to Mandatory Sinking Fund Redemption Requirements (as hereinafter defined and described) on the Principal Payment Dates in principal amounts as shall be determined by the Fiscal Officer, subject to subsection (c) of this Section, in the Certificate of Award, consistent with the Fiscal Officer's determination of the best interest of and financial advantages to the City.

Consistent with the foregoing and in accordance with the Fiscal Officer's determination of the best interest of and financial advantages to the City, the Fiscal Officer shall specify in the Certificate of Award (i) the aggregate principal amount of Bonds to be issued as Serial Bonds, the Principal Payment Dates on which those Bonds shall be stated to mature and the principal amount thereof that shall be stated to mature on each such Principal Payment Date, and (ii) the aggregate principal amount of Bonds to be issued as Term Bonds, the Principal Payment Date or Dates on which those Bonds shall be stated to mature, the principal amount thereof that shall be stated to mature on each such Principal Payment Date, the Principal Payment Date or Dates on which Term Bonds shall be subject to mandatory sinking fund redemption (Mandatory Redemption Dates) and the principal amount thereof that shall be payable pursuant to Mandatory Sinking Fund Redemption Requirements on each Mandatory Redemption Date.

(c) Conditions for Establishment of Interest Rates and Principal Payment Dates and Amounts. The rate or rates of interest per year to be borne by the Bonds, and the principal amount of Bonds maturing or payable pursuant to Mandatory Sinking Fund Redemption Requirements on each Principal Payment Date, shall be such that (i) the total principal and interest payments on the Bonds in any fiscal year in which principal is payable is not more than three times the amount

of those payments in any other such fiscal year and (ii) the true interest cost of the Bonds does not exceed 6%.

(d) Payment of Debt Charges. The debt charges on the Bonds shall be payable in lawful money of the United States of America without deduction for the services of the Bond Registrar as paying agent. Principal of and any premium on the Bonds shall be payable when due upon presentation and surrender of the Bonds at the office of the Bond Registrar designated in the Certificate of Award or, if not so designated, then at the principal corporate trust office of the Bond Registrar. Interest on a Bond shall be paid on each Interest Payment Date by check or draft mailed to the person in whose name the Bond was registered, and to that person's address appearing, on the Bond Register at the close of business on the 15th day preceding that Interest Payment Date. Notwithstanding the foregoing, if and so long as the Bonds are issued in a book entry system, principal of and interest and any premium on the Bonds shall be payable in the manner provided in any agreement entered into by the Fiscal Officer, in the name and on behalf of the City, in connection with the book entry system.

(e) Redemption Provisions. The Bonds shall be subject to redemption prior to stated maturity as follows:

(i) Mandatory Sinking Fund Redemption of Term Bonds. If any of the Bonds are issued as Term Bonds, the Term Bonds shall be subject to mandatory redemption in part by lot and be redeemed pursuant to mandatory sinking fund requirements, at a redemption price of 100% of the principal amount redeemed, plus accrued interest to the redemption date, on the applicable Mandatory Redemption Dates and in the principal amounts payable on those dates, for which provision is made in the Certificate of Award (such dates and amounts being the Mandatory Sinking Fund Redemption Requirements).

The aggregate of the money to be deposited with the Bond Registrar for payment of principal of and interest on any Term Bonds on each Mandatory Redemption Date shall include an amount sufficient to redeem on that date the principal amount of Term Bonds payable on that date pursuant to Mandatory Sinking Fund Redemption Requirements (less the amount of any credit as hereinafter provided).

The City shall have the option to deliver to the Bond Registrar for cancellation Term Bonds in any aggregate principal amount and to receive a credit against the then current or any subsequent Mandatory Sinking Fund Redemption Requirement (and corresponding mandatory redemption obligation) of the City, as specified by the Fiscal Officer, for Term Bonds stated to mature on the same Principal Payment Date as the Term Bonds so delivered. That option shall be exercised by the City on or before the 45th day preceding any Mandatory Redemption Date with respect to which the City wishes to obtain a credit, by furnishing the Bond Registrar a certificate, signed by the Fiscal Officer, setting forth the extent of the credit to be applied with respect to the then current or any subsequent Mandatory Sinking Fund Redemption Requirement for Term Bonds stated to mature on the same Principal Payment Date. If the certificate is not timely furnished to the Bond Registrar, the current Mandatory Sinking Fund Redemption Requirement (and corresponding mandatory redemption obligation) shall not be reduced. A credit against the then current or any subsequent Mandatory Sinking Fund Redemption Requirement (and corresponding mandatory redemption obligation), as specified by the Fiscal Officer, also shall be received by the City for any Term Bonds which prior thereto have been redeemed (other than through the operation of the applicable Mandatory Sinking Fund Redemption Requirements) or purchased for cancellation and canceled by the Bond Registrar, to the extent not applied theretofore as a credit against any Mandatory Sinking Fund Redemption Requirement, for Term Bonds stated to mature on the same Principal Payment Date as the Term Bonds so redeemed or purchased and canceled.

Each Term Bond so delivered, or previously redeemed, or purchased and canceled, shall be credited by the Bond Registrar at 100% of the principal amount thereof against the then current or subsequent Mandatory Sinking Fund Redemption Requirements (and corresponding mandatory redemption obligations), as specified by the Fiscal Officer, for Term Bonds stated to mature on the same Principal Payment Date as the Term Bonds so delivered, redeemed or purchased and canceled.

(ii) Optional Redemption. The Bonds of the maturities, if any, specified in the Certificate of Award shall be subject to redemption by and at the sole option of the City, in whole or in part in integral multiples of $5,000, on the dates, in the years and at the redemption prices (expressed as a percentage of the principal amount to be redeemed), plus accrued interest to the redemption date, to be determined by the Fiscal Officer in the Certificate of Award; provided that (a) the earliest optional redemption date shall not be more than 10½ years after the Closing Date and (b) the redemption price for the earliest optional redemption date shall not be greater than 102%.

If optional redemption of Term Bonds at a redemption price exceeding 100% of the principal amount to be redeemed is to take place as of any Mandatory Redemption Date applicable to those Term Bonds, the Term Bonds, or portions thereof, to be redeemed optionally shall be selected by lot prior to the selection by lot of the Term Bonds of the same maturity to be redeemed on the same date by operation of the Mandatory Sinking Fund Redemption Requirements. Bonds to be redeemed pursuant to this paragraph shall be redeemed only upon written notice from the Fiscal Officer to the Bond Registrar, given upon the direction of this Council through a resolution or an ordinance. That notice shall specify the redemption date and the principal amount of each maturity of Bonds to be redeemed, and shall be given at least 45 days prior to the redemption date or such shorter period as shall be acceptable to the Bond Registrar.

(iii) Partial Redemption. If fewer than all of the outstanding Bonds are called for optional redemption at one time and Bonds of more than one maturity are then outstanding, the Bonds that are called shall be Bonds of the maturity or maturities selected by the City. If fewer than all of the Bonds of a single maturity are to be redeemed, the selection of Bonds of that maturity to be redeemed, or portions thereof in amounts of $5,000 or any integral multiple thereof, shall be made by the Bond Registrar by lot in a manner determined by the Bond Registrar. In the case of a partial redemption of Bonds by lot when Bonds of denominations greater than $5,000 are then outstanding, each $5,000 unit of principal thereof shall be treated as if it were a separate Bond of the denomination of $5,000. If it is determined that one or more, but not all, of the $5,000 units of principal amount represented by a Bond are to be called for redemption, then, upon notice of redemption of a $5,000 unit or units, the registered owner of that Bond shall surrender the Bond to the Bond Registrar (a) for payment of the redemption price of the $5,000 unit or units of principal amount called for redemption (including, without limitation, the interest accrued to the date fixed for redemption and any premium), and (b) for issuance, without charge to the registered owner, of a new Bond or Bonds of any Authorized Denomination or Denominations in an aggregate principal amount equal to the unmatured and unredeemed portion of, and bearing interest at the same rate and maturing on the same date as, the Bond surrendered.

(iv) Notice of Redemption. The notice of the call for redemption of Bonds shall identify (a) by designation, letters, numbers or other distinguishing marks, the Bonds or portions thereof to be redeemed, (b) the redemption price to be paid, (c) the date fixed for redemption, and (d) the place or places where the amounts due upon redemption are payable. The notice shall be given by the Bond Registrar on behalf of the City by mailing a copy of the redemption notice by first class mail, postage prepaid, at least 30 days prior to the date fixed for redemption, to the registered owner of each Bond subject to redemption in whole or in part at the registered owner's address shown on the Bond Register maintained by the Bond Registrar at the close of business on the 15th day preceding that mailing. Failure to receive notice by mail or any defect in that notice regarding any Bond, however, shall not affect the validity of the proceedings for the redemption of any Bond.

(v) Payment of Redeemed Bonds. In the event that notice of redemption shall have been given by the Bond Registrar to the registered owners as provided above, there shall be deposited with the Bond Registrar on or prior to the redemption date, money that, in addition to any other money available therefor and held by the Bond Registrar, will be sufficient to redeem at the redemption price thereof, plus accrued interest to the redemption date, all of the redeemable Bonds for which notice of redemption has been given. Notice having been mailed in the manner provided in the preceding paragraph hereof, the Bonds and portions thereof called for redemption shall become due and payable on the redemption date, and, upon presentation and surrender thereof at the place or places specified in that notice, shall be paid at the redemption price, plus accrued interest to the redemption date. If money for the redemption of all of the Bonds and portions

thereof to be redeemed, together with accrued interest thereon to the redemption date, are held by the Bond Registrar on the redemption date, so as to be available therefor on that date and, if notice of redemption has been deposited in the mail as aforesaid, then from and after the redemption date those Bonds and portions thereof called for redemption shall cease to bear interest and no longer shall be considered to be outstanding. If that money shall not be so available on the redemption date, or that notice shall not have been deposited in the mail as aforesaid, those Bonds and portions thereof shall continue to bear interest, until they are paid, at the same rate as they would have borne had they not been called for redemption. All money held by the Bond Registrar for the redemption of particular Bonds shall be held in trust for the account of the registered owners thereof and shall be paid to them, respectively, upon presentation and surrender of those Bonds, provided that any interest earned on the money so held by the Bond Registrar shall be for the account of and paid to the City to the extent not required for the payment of the Bonds called for redemption.

Section 4: Execution and Authentication of Bonds; Appointment of Bond Registrar. The Bonds shall be signed by the Mayor and the Fiscal Officer, in the name of the City and in their official capacities, provided that either or both of those signatures may be a facsimile. The Bonds shall be issued in the Authorized Denominations and numbers as requested by the Original Purchaser and approved by the Fiscal Officer, shall be numbered as determined by the Fiscal Officer in order to distinguish each Bond from any other Bond, and shall express upon their faces the purpose, in summary terms, for which they are issued and that they are issued pursuant to the provisions of Chapter 133 of the Revised Code and this Ordinance.

The Huntington National Bank is appointed to act as the initial Bond Registrar; provided, however, that the Fiscal Officer is authorized to appoint a different Bond Registrar in the Certificate of Award after determining that such bank or trust company will not endanger the funds or securities of the City and that proper procedures and safeguards are available for that purpose. The Mayor and the Fiscal Officer shall sign and deliver, in the name and on behalf of the City, the Bond Registrar Agreement between the City and the Bond Registrar, in substantially the form as is now on file with the Clerk of Council. The Bond Registrar Agreement is approved, together with any changes or amendments that are not inconsistent with this Ordinance and not substantially adverse to the City and that are approved by the Fiscal Officer on behalf of the City, all of which shall be conclusively evidenced by the signing of the Bond Registrar Agreement or amendments thereto. The Fiscal Officer shall provide for the payment of the services rendered and for reimbursement of expenses incurred pursuant to the Bond Registrar Agreement from the proceeds of the Bonds to the extent available and then from other money lawfully available and appropriated or to be appropriated for that purpose.

No Bond shall be valid or obligatory for any purpose or shall be entitled to any security or benefit under the Bond proceedings unless and until the certificate of authentication printed on the Bond is signed by the Bond Registrar as authenticating agent. Authentication by the Bond Registrar shall be conclusive evidence that the Bond so authenticated has been duly issued, signed and delivered under, and is entitled to the security and benefit of, the Bond proceedings. The certificate of authentication may be signed by any authorized officer or employee of the Bond Registrar or by any other person acting as an agent of the Bond Registrar and approved by the Fiscal Officer on behalf of the City. The same person need not sign the certificate of authentication on all of the Bonds.

Section 5: Registration; Transfer and Exchange; Book Entry System.

(a) Bond Registrar. So long as any of the Bonds remain outstanding, the City will cause the Bond Registrar to maintain and keep the Bond Register at the office satisfactory to the Fiscal Officer and the Bond Registrar. Subject to the provisions of Section 6, the person in whose name a Bond is registered on the Bond Register shall be regarded as the absolute owner of that Bond for all purposes of the Bond proceedings. Payment of or on account of the debt charges on any Bond shall be made only to or upon the order of that person; neither the City nor the Bond Registrar shall be affected by any notice to the contrary, but the registration may be changed as provided in this Section. All such payments shall be valid and effectual to satisfy and discharge the City's liability upon the Bond, including interest, to the extent of the amount or amounts so paid.

(b) Transfer and Exchange. Any Bond may be exchanged for Bonds of any Authorized Denomination upon presentation and surrender at the office of the Bond Registrar designated in the Certificate of Award or, if not so designated, then at the principal corporate trust office of the Bond Registrar, together with a request for exchange signed by the registered owner or by a person legally empowered to do so in a form satisfactory to the Bond Registrar. A Bond may be transferred only on the Bond Register upon presentation and surrender of the Bond at the designated office of the Bond Registrar together with an assignment signed by the registered owner or by a person legally empowered to do so in a form satisfactory to the Bond Registrar. Upon exchange or transfer the Bond Registrar shall complete, authenticate and deliver a new Bond or Bonds of any Authorized Denomination or Denominations requested by the owner equal in the aggregate to the unmatured principal amount of the Bond surrendered and bearing interest at the same rate and maturing on the same date.

If manual signatures on behalf of the City are required, the Bond Registrar shall undertake the exchange or transfer of Bonds only after the new Bonds are signed by the authorized officers of the City. In all cases of Bonds exchanged or transferred, the City shall sign and the Bond Registrar shall authenticate and deliver Bonds in accordance with the provisions of the Bond proceedings. The exchange or transfer shall be without charge to the owner, except that the City and Bond Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the exchange or transfer. The City or the Bond Registrar may require that those charges, if any, be paid before the procedure is begun for the exchange or transfer. All Bonds issued and authenticated upon any exchange or transfer shall be valid obligations of the City, evidencing the same debt, and entitled to the same security and benefit under the Bond proceedings as the Bonds surrendered upon that exchange or transfer. Neither the City nor the Bond Registrar shall be required to make any exchange or transfer of (i) Bonds then subject to call for redemption between the 15th day preceding the mailing of notice of Bonds to be redeemed and the date of that mailing, or (ii) any Bond selected for redemption, in whole or in part.

(c) Book Entry System. Notwithstanding any other provisions of this Ordinance, if the Fiscal Officer determines in the Certificate of Award that it is in the best interest of and financially advantageous to the City, the Bonds may be issued in book entry form in accordance with the following provisions of this Section.

The Bonds may be issued to a Depository for use in a book entry system and, if and so long as a book entry system is utilized, (i) the Bonds may be issued in the form of a single, fully registered Bond representing each maturity and registered in the name of the Depository or its nominee, as registered owner, and immobilized in the custody of the Depository or its designated agent which may be the Bond Registrar; (ii) the book entry interest owners of Bonds in book entry form shall not have any right to receive Bonds in the form of physical securities or certificates; (iii) ownership of book entry interests in Bonds in book entry form shall be shown by book entry on the system maintained and operated by the Depository and its Participants, and transfers of the ownership of book entry interests shall be made only by book entry by the Depository and its Participants; and (iv) the Bonds as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by the City.

If any Depository determines not to continue to act as a Depository for the Bonds for use in a book entry system, the Fiscal Officer may attempt to establish a securities depository/book entry relationship with another qualified Depository. If the Fiscal Officer does not or is unable to do so, the Fiscal Officer, after making provision for notification of the book entry interest owners by the then Depository and any other arrangements deemed necessary, shall permit withdrawal of the Bonds from the Depository, and shall cause Bond certificates in registered form to be authenticated by the Bond Registrar and delivered to the assigns of the Depository or its nominee, all at the cost and expense (including any costs of printing), if the event is not the result of City action or inaction, of those persons requesting such issuance.

The Fiscal Officer is hereby authorized and directed, to the extent necessary or required, to enter into any agreements, in the name and on behalf of the City, that the Fiscal Officer determines to be necessary in connection with a book entry system for the Bonds.

Section 6: Award and Sale of the Bonds.

(a) Original Purchaser Designated in Certificate of Award. The Bonds shall be sold to the Original Purchaser at a purchase price, not less than 97% of their aggregate principal amount, to be determined by the Fiscal Officer in the Certificate of Award, plus accrued interest on the Bonds from their date to the Closing Date, and shall be awarded by the Fiscal Officer with and upon such other terms as are required or authorized by this Ordinance to be specified in the Certificate of Award, in accordance with law and the provisions of this Ordinance. The Fiscal Officer is authorized, if it is determined to be in the best interest of the City, to combine the issue of Bonds with one or more other bond issues of the City into a consolidated bond issue pursuant to Section 133.30(B) of the Revised Code in which case a single Certificate of Award may be utilized for the consolidated bond issue if appropriate and consistent with the terms of this Ordinance.

The Fiscal Officer shall sign and deliver the Certificate of Award and shall cause the Bonds to be prepared and signed and delivered, together with a true transcript of proceedings with reference to the issuance of the Bonds, to the Original Purchaser upon payment of the purchase price. The Mayor, Fiscal Officer, City Attorney, Clerk of Council and other City officials, as appropriate, each are authorized and directed to sign any transcript certificates, financial statements and other documents and instruments and to take such actions as are necessary or appropriate to consummate the transactions contemplated by this Ordinance.

(b) Primary Offering Disclosure – Official Statement. The Mayor and the Fiscal Officer, on behalf of the City and in their official capacities, are authorized to (i) prepare or cause to be prepared, and make or authorize modifications, completions or changes of or supplements to, an official statement in connection with the original issuance of the Bonds, (ii) determine, and to certify or otherwise represent, when the official statement is to be "deemed final" (except for permitted omissions) by the City or is a final official statement for purposes of SEC Rule 15c2-12(b)(1), (3) and (4), (iii) use and distribute, or authorize the use and distribution of, that official statement and any supplements thereto in connection with the original issuance of the Bonds and (iv) complete and sign that official statement as so approved together with such certificates, statements or other documents in connection with the finality, accuracy and completeness of that official statement as they deem necessary or appropriate.

(c) Agreement to Provide Continuing Disclosure. For the benefit of the holders and beneficial owners from time to time of the Bonds, the City agrees to provide or cause to be provided such financial information and operating data, audited financial statements and notices of the occurrence of certain events, in such manner as may be required for purposes of the Rule. The Mayor and the Fiscal Officer are authorized and directed to complete, sign and deliver the Continuing Disclosure Agreement, in the name and on behalf of the City, in substantially the form as is now on file with the Clerk of Council. The Continuing Disclosure Agreement is approved, together with any changes or amendments that are not inconsistent with this ordinance and not substantially adverse to the City and that are approved by the Fiscal Officer, all of which shall be conclusively evidenced by the signing of the Continuing Disclosure Agreement.

The Fiscal Officer is further authorized and directed to establish procedures in order to ensure compliance by the City with its Continuing Disclosure Agreement, including timely provision of information and notices as described above. Prior to making any filing required under the Rule, the Fiscal Officer shall consult with and obtain legal advice from, as appropriate, the City Attorney and/or bond or other qualified independent special counsel selected by the City. The Fiscal Officer, acting in the name and on behalf of the City, shall be entitled to rely upon any such legal advice in determining whether a filing should be made. The performance by the City of its Continuing Disclosure Agreement shall be subject to the annual appropriation of any funds that may be necessary to perform it.

(d) Municipal Advisor; Application for Rating or Bond Insurance; Financing Costs. If, in the judgment of the Fiscal Officer, the (i) engagement of the services of a Municipal Advisor or (ii) filing of an application for (A) a rating on the Bonds by one or more nationally-recognized rating agencies, or (B) a policy of insurance from a company or companies to better assure the payment of principal of and interest on the Bonds, is in the best interest of and financially advantageous to this City, the Fiscal Officer is authorized to engage a Municipal Advisor and prepare and to submit those applications, to provide to each such agency or company such information as may be required for the purpose, and to provide further for the payment of the fees of a Municipal Advisor or the cost of obtaining each such rating or policy from the proceeds of the Bonds to the extent available and otherwise from any other funds lawfully available and that are appropriated or to be appropriated for that purpose. The Fiscal Officer is hereby authorized, to the extent necessary or required, to enter into any agreements, in the name of and on behalf of the City, that the Fiscal Officer determines to be necessary in connection with the engagement of a Municipal Advisor or of obtaining that bond insurance.

The expenditure of the amounts necessary to engage a Municipal Advisor and/or secure those rating(s) and to pay the other financing costs (as defined in Section 133.01 of the Revised Code) in connection with the Bonds, to the extent not paid by the Original Purchaser, is authorized and approved, and the Fiscal Officer is authorized to provide for the payment of any such amounts and costs from the proceeds of the Bonds to the extent available and otherwise from any other funds lawfully available that are appropriated or shall be appropriated for that purpose.

Section 7: Provisions for Tax Levy. There shall be levied on all the taxable property in the City, in addition to all other taxes, a direct tax annually during the period the Bonds are outstanding in an amount sufficient to pay the debt charges on the Bonds when due, which tax shall not be less than the interest and sinking fund tax required by Section 11 of Article XII of the Ohio Constitution. The tax shall be within the ten-mill limitation imposed by law, shall be and is ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner and at the same time that taxes for general purposes for each of those years are certified, levied, extended and collected, and shall be placed before and in preference to all other items and for the full amount thereof. The proceeds of the tax levy shall be placed in the Bond Retirement Fund, which is irrevocably pledged for the payment of the debt charges on the Bonds when and as the same fall due. In each year the amount of the tax shall be reduced by the amount of lawfully available municipal income taxes appropriated and to be applied to the payment of the debt charges on the Bonds in compliance with the following covenant. To the extent necessary, the debt charges on the Bonds shall be paid from municipal income taxes lawfully available therefor under the Constitution and laws of the State of Ohio and the Charter of the City; and the City hereby covenants, subject and pursuant to such authority, including particularly Sections 133.05(B)(7) and 5705.51(A)(5) and (D) of the Revised Code, to appropriate annually from such municipal income taxes such amounts, and to continue to levy and collect such municipal income taxes in such amounts, as are necessary to meet such annual debt charges. Nothing in this section in any way diminishes the irrevocable pledge of the full faith and credit and general property taxing power of the City to the prompt payment of the debt charges on the Bonds.

Section 8: Federal Tax Considerations. The City covenants that it will use, and will restrict the use and investment of, the proceeds of the Bonds in such manner and to such extent as may be necessary so that (a) the Bonds will not (i) constitute private activity bonds, arbitrage bonds or hedge bonds under Section 141, 148 or 149 of the Internal Revenue Code of 1986, as amended (the Code), or (ii) be treated other than as bonds to which Section 103 of the Code applies, and (b) the interest thereon will not be an item of tax preference under Section 57 of the Code.

The City further covenants that (a) it will take or cause to be taken such actions that may be required of it for the interest on the Bonds to be and to remain excluded from gross income for federal income tax purposes, (b) it will not take or authorize to be taken any actions that would adversely affect that exclusion and (c) it, or persons acting for it, will, among other acts of compliance, (i) apply the proceeds of the Bonds to the governmental purposes of the borrowing, (ii) restrict the yield on investment property, (iii) make timely and adequate payments to the federal government, (iv) maintain books and records and make calculations and reports, and (v) refrain from certain uses of those proceeds and, as applicable, of property

financed with such proceeds, all in such manner and to the extent necessary to assure such exclusion of that interest under the Code.

The Fiscal Officer, or any other officer of the City having responsibility for the issuance of the Bonds is hereby authorized (a) to make or effect any election, selection, designation (including specifically designation of the Bonds as "qualified tax-exempt obligations"), choice, consent, approval or waiver on behalf of the City with respect to the Bonds as the City is permitted or required to make or give under the federal income tax laws, including, without limitation thereto, any of the elections provided for or available under Section 148 of the Code, for the purpose of assuring, enhancing or protecting the favorable tax treatment or status of the Bonds or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing the rebate amount or payments or penalties, or making payments of special amounts in lieu of making computations to determine, or paying, excess earnings as rebate, or obviating those amounts or payments, as determined by that officer, which action shall be in writing and signed by the officer, (b) to take any and all other actions, make or obtain calculations, make payments, and make or give reports, covenants and certifications of and on behalf of the City, as may be appropriate to assure the exclusion of interest from gross income and the intended tax status of the Bonds, and (c) to give one or more appropriate certificates of the City, for inclusion in the transcript of proceedings for the Bonds, setting forth the reasonable expectations of the City regarding the amount and use of all the proceeds of the Bonds, the facts, circumstances and estimates on which they are based, and other facts and circumstances relevant to the tax treatment of the interest on and the tax status of the Bonds.

Section 9: Certification and Delivery of Ordinance and Certificate of Award. The Clerk of Council is directed to deliver or cause to be delivered a certified copy of this Ordinance and a signed copy of the Certificate of Award to the Wood County Auditor.

Section 10: Retention of Bond Counsel. The legal services of Squire Patton Boggs (US) LLP, as bond counsel, be and are hereby retained. The legal services shall be in the nature of legal advice and recommendations as to the documents and the proceedings in connection with the issuance and sale of the Bonds and the rendering of the necessary legal opinion upon the delivery of the Bonds. In rendering those legal services, as an independent contractor and in an attorney-client relationship, that firm shall not exercise any administrative discretion on behalf of the City in the formulation of public policy, expenditure of public funds, enforcement of laws, rules and regulations of the State, the City or any other political subdivision, or the execution of public trusts. That firm shall be paid just and reasonable compensation for those legal services and shall be reimbursed for the actual out-of-pocket expenses it incurs in rendering those legal services. The Fiscal Officer is authorized and directed to make appropriate certification as to the availability of funds for those fees and any reimbursement and to issue an appropriate order for their timely payment as written statements are submitted by that firm.

Section 11: Satisfaction of Conditions for Bond Issuance. This Council determines that all acts and conditions necessary to be performed by the City or to have been met precedent to and in the issuing of the Bonds in order to make them legal, valid and binding general obligations of the City have been performed and have been met, or will at the time of delivery of the Bonds have been performed and have been met, in regular and due form as required by law; that the full faith and credit and general property taxing power (as described in Section 7) of the City are pledged for the timely payment of the debt charges on the Bonds; and that no statutory or constitutional limitation of indebtedness or taxation will have been exceeded in the issuance of the Bonds.

Section 12: Compliance with Open Meeting Requirements. This Council finds and determines that all formal actions of this Council and of any of its committees concerning and relating to the passage of this Ordinance were taken in open meetings of this Council or committees, and that all deliberations of this Council and of any of its committees that resulted in those formal actions were in meetings open to the public, all in compliance with the law.

Section 13: Declaration of Emergency; Effective Date. This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of this City, and for the further reason that this Ordinance is required to be immediately effective in order to issue and sell the

Ordinance # 8650

Bonds, which is necessary to enable the City to timely enter into contracts for the improvement which is needed to provide adequate recreational facilities for the City's residents and thereby protect their health and welfare; wherefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

Passed: December 28, 2017 _____
Date President of Council

MICHAEL A. ASPACHER

Attest: _____
Clerk of Council

KAY D. SCHERREIK

Approved: December 29, 2017 _____
Date Mayor

RICHARD A. EDWARDS

MICHAEL J. MARSH
CITY ATTORNEY
kds

CERTIFICATION
This is to certify that the foregoing is a true copy of Ord No. 8650 passed by the Council of the City of Bowling Green, Ohio.
Dec. 28, 2017
Clerk of City Council

1st Reading: 12-4-17
2nd Reading: 12-28-17
3rd Reading: 12-28-17

RECORD OF ORDINANCES

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

Ordinance No. 8651 Passed December 28, 20 17

ORDINANCE AMENDING AND ADOPTING SECTION 114.11 OF THE CODIFIED ORDINANCES OF THE CITY OF BOWLING GREEN, OHIO, REGARDING TAXICAB DRIVER'S LICENSE ISSUANCE, DURATION AND FEE

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BOWLING GREEN, COUNTY OF WOOD, AND STATE OF OHIO:

SECTION 1: That Section 114.11 of the Codified Ordinances of the City of Bowling Green, Ohio, is hereby amended and adopted to read as follows:

SECTION 114.11 DRIVER'S LICENSE ISSUANCE, DURATION, AND FEE

Upon approval of the application for a taxicab or public transit driver's license, the Taxicab License Board shall issue a license to the applicant which shall bear the name, age, height, weight, signature, and photograph of the applicant and signature of Taxicab License Board authority. The license shall be in effect for the remainder of the calendar year. A license for every calendar year thereafter shall be issued upon the payment of the applicable fee as set forth by Section 35.70, unless the license for the preceding year has been revoked. No license shall be issued until ten days after the application has been filed, or after completion of the investigation of the applicant, whichever comes first.

SECTION 2: This ordinance shall take effect at the earliest time permitted by law.

Passed: December 28, 2017 (Date) — President of Council MICHAEL A. ASPACHER

Attest: Clerk of Council KAY D. SCHERREIK

Approved: December 29, 2017 (Date) — Mayor RICHARD A. EDWARDS

MICHAEL J. MARSH
CITY ATTORNEY
kds

CERTIFICATION
This is to certify that the foregoing is a true copy of Ord No. 8651 passed by the Council of the City of Bowling Green, Ohio.
Dec. 28, 2017
Clerk of City Council

1st Reading: 12-4-17
2nd Reading: 12-4-17
3rd Reading: 12-28-17

RECORD OF ORDINANCES

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

Ordinance No. 8652 *Passed* December 28, 20 17

ORDINANCE AUTHORIZING THE MUNICIPAL ADMINISTRATOR TO REQUEST QUALIFICATIONS AND ENTER INTO A CONTRACT OR CONTRACTS FOR ARCHITECTURAL AND DESIGN SERVICES RELATED TO THE NEW BUILDING IN CITY PARK

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BOWLING GREEN, COUNTY OF WOOD, AND STATE OF OHIO:

SECTION 1: That the Municipal Administrator is hereby authorized to request qualifications and enter into a contract or contracts for architectural and design services related to the new building in City Park.

SECTION 2: This ordinance shall take effect at the earliest time permitted by law.

Passed: December 28, 2017 M L A
Date President of Council
MICHAEL A. ASPACHER

Attest: Kay D Scherreik
Clerk of Council
KAY D. SCHERREIK

Approved: December 29, 2017 Richard A. Edwards
Date Mayor
RICHARD A. EDWARDS

MICHAEL J. MARSH
CITY ATTORNEY
kds

CERTIFICATION
This is to certify that the foregoing is a true copy of Ord No 8652 passed by the Council of the City of Bowling Green, Ohio.
Dec. 28, 2017.
Kay D Scherreik
Clerk of City Council

1st Reading: 12-4-17
2nd Reading: 12-4-17
3rd Reading: 12-28-17

RECORD OF ORDINANCES

EMERGENCY CLAUSE ADOPTED 12/28/17

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

Ordinance No. 8653 *Passed* December 28, 20 17

ORDINANCE AUTHORIZING THE TRANSFER OF APPROXIMATELY 3.15 ACRES OF LAND IN BELLARD BUSINESS CENTER, PLAT 1, TO THE BOWLING GREEN COMMUNITY DEVELOPMENT FOUNDATION, INC., IN LIEU OF DUES, AND DECLARING AN EMERGENCY

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BOWLING GREEN, COUNTY OF WOOD, AND STATE OF OHIO:

SECTION 1: That the approximately 3.15 acres of real estate located in Bellard Business Center, Plat 1, more fully described on the exhibit attached hereto and made a part hereof, is authorized to be deeded to the Bowling Green Community Development Foundation, Inc., in order to promote an economic development activity, in lieu of dues.

SECTION 2: This ordinance shall take effect as an emergency measure. The reason for the emergency is the prompt effectiveness of this measure is necessary in order to facilitate the development of an office building on the site, generating more jobs for the community. The project is on a strict time line requiring prompt the effectiveness of this measure, thereby protecting the public health, safety and well-being of our citizens.

SECTION 2: This ordinance shall take effect at the earliest time permitted by law.

Passed: December 28, 2017 — Date
President of Council
MICHAEL A. ASPACHER

Attest: Kay D. Scherreik
Clerk of Council
KAY D. SCHERREIK

Approved: December 29, 2017 — Date
Mayor
RICHARD A. EDWARDS

MICHAEL J. MARSH
CITY ATTORNEY
kds

CERTIFICATION
This is to certify that the foregoing is a true copy of Ord No 8653 passed by the Council of the City of Bowling Green, Ohio.
Dec 28, 2017.
Kay D. Scherreik
Clerk of City Council

1st Reading: 12-28-17
2nd Reading: 12-28-17
3rd Reading: 12-28-17

RECORD OF ORDINANCES

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

Ordinance No. 8654 Passed December 28, 20 17

ORDINANCE PROVIDING SUPPLEMENTAL APPROPRIATIONS FOR THE CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF BOWLING GREEN, OHIO, DURING THE FISCAL YEAR BEGINNING JANUARY 1, 2017 AND ENDING DECEMBER 31, 2017

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BOWLING GREEN, STATE OF OHIO:

SECTION 1. That the following sums be appropriated as follows:

Fund	Dept.	Account	Description	Amount
5111	655	73590	Electric Revenue, Purchased Power, Purchased Power	$ 523,075.00

SECTION 2: This ordinance shall take effect at the earliest time permitted by law.

Passed: December 28, 2017 [signature]
Date President of Council
MICHAEL A. ASPACHER

Attest: [signature]
Clerk of Council
KAY D. SCHERREIK

Approved: December 29, 2017 [signature]
Date Mayor
RICHARD A. EDWARDS

MICHAEL J. MARSH
CITY ATTORNEY
kds

CERTIFICATION
This is to certify that the foregoing is a true copy of Ord No. 8654 passed by the Council of the City of Bowling Green, Ohio, Dec. 28, 2017.
[signature]
Clerk of City Council