

RECORD OF ORDINANCES

1st Reading: 7-20-20
2nd Reading: 8-3-20
3rd Reading: 8-17-20

EMERGENCY CLAUSE ADOPTED 8/17/20

GOVERNMENT FORMS & SUPPLIES (844) 224-3538 FORM NO. 30043

Ordinance No. 8864 Passed August 17, 2020

ORDINANCE DETERMINING TO PROCEED WITH THE PLAN OF SERVICES OF THE EXPANDED BOWLING GREEN CENTRAL BUSINESS SPECIAL IMPROVEMENT DISTRICT, INC. AND PROVIDING FOR THE LEVY OF ASSESSMENTS THEREFORE, AND DECLARING AN EMERGENCY

WHEREAS, this Council has adopted Resolution No. 3764 on May 18, 2020 declaring the necessity of implementing the Plan of Services of Bowling Green Central Business Special Improvement District, Inc.

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

SECTION 1: That it is hereby determined to proceed with the Plan of Services of Bowling Green Central Business Special Improvement District, Inc. as set forth in said Plan heretofore approved by Resolution No. 3763 and as provided for in the Resolution of Necessity by Resolution No. 3764, adopted by City Council on May 18, 2020.

SECTION 2: That the services and improvements constituting the Plan shall be made in accordance with the provisions of the Resolution of Necessity, No. 3764, and in accordance with the Plan of Services and estimate of cost of the Plan previously approved and now on file in the office of the Clerk of Council.

SECTION 3: That the Council does hereby find that no claims for damages resulting from said Plan of Services have been filed with the Clerk of Council.

SECTION 4: That the assessable portion of the cost of the Plan of Services shall be assessed against the benefiting properties, in the manner and in the number of annual installments as provided in the Resolution of Necessity.

SECTION 5: That the estimated assessments heretofore prepared and filed in the office of the Clerk of this Council in accordance with the Resolution of Necessity and as equalized by the Assessment Equalization Board are hereby adopted and confirmed.

SECTION 6: That the portion of the cost provided in the above-mentioned Resolution of Necessity to be assessed are hereby levied and assessed in the manner and number of installments provided in said Resolution No. 3593 and on the lots and lands described therein, which assessments are in proportion to the special benefits and are not in excess of any statutory limitations.

SECTION 7: The assessment against each lot or parcel of land shall be payable in cash within thirty (30) days after the passage of this ordinance or at the option of the property owner, over five (5) years in semi-annual installments. All cash payments shall be made to the City Finance Director.

All assessments and installments remaining unpaid at the expiration of said thirty (30) days shall be collected as follows: For the second half of the year 2020, and thereafter for four and one-half years (2021, 2022, 2023, 2024, and one half of 2025), the unpaid special assessments, in two semi-annual collections, shall be collected by the County Treasurer. All assessments

and installments shall be certified by the City Finance Director to the County Auditor as provided by law.

The City of Bowling Green shall pay its first full year's cooperative share (for the second half of the year 2020 and the first half of the year 2021) in lieu of front footage special assessment cost (as provided for in Resolution No. 3764) in January 2021.

SECTION 8: That pursuant to the provisions of Sections 1710.09 and 1710.11 of the Ohio Revised Code, Bowling Green Central Business Special Improvement District, Inc., as soon as funds therefore are available, may make and execute contract(s) for said Plan of Services in accordance with Bowling Green Central Business Special Improvement District Inc.'s rules for competitive bidding, and such services shall be financed as provided in the aforesaid Resolution of Necessity.

SECTION 9: That the Clerk of Council shall cause a notice of the purpose of this ordinance to be published once in a newspaper of general circulation in the City and to continue on file in the office of the Clerk of Council said assessments.

SECTION 10: That the Clerk is hereby directed to deliver a certified copy of this Ordinance to the Auditor of Wood County, Ohio within fifteen (15) days after its passage.

SECTION 11: It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meeting open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 12: That the Clerk of Council is hereby directed to post a copy of this Ordinance as provided by law.

SECTION 13: That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, property and welfare, and for the further reason that the renewal of the Bowling Green Central Business Special Improvement District (SID), should be authorized immediately to assure the continuing economic development and improvement of downtown Bowling Green through the uninterrupted operation of the SID which necessitates the filing of the assessments with the County Auditor by the second Monday in September per Ohio Revised Code; wherefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

Passed: August 17, 2020 [Signature]
Date President of Council

Attest: [Signature] Mark Hollenbaugh
Clerk of Council

Approved: August 18, 2020 [Signature]
Date Mayor

MICHAEL J. MARSH
CITY ATTORNEY
kds

MICHAEL A. ASPACHER CERTIFICATION

This is to certify that the foregoing is a true copy of Ord No. 8864 passed by the Council of the City of Bowling Green, Ohio, Aug 17, 2020
[Signature]
Clerk of Council