

RECORD OF ORDINANCES

1st Reading: 3-15-21  
2nd Reading: 4-5-21  
3rd Reading: 4-19-21

GOVERNMENT FORMS & SUPPLIES (6/21) 221-3885 FORM NO. 50113

Ordinance No. 8914 Passed April 19, 2021

**ORDINANCE AUTHORIZING THE UTILITIES DIRECTOR TO ADVERTISE A REQUEST FOR QUALIFICATIONS AND ENTER INTO A CONTRACT OR CONTRACTS FOR ENGINEERING SERVICES FOR IMPROVEMENTS TO THE CARTER PARK WATER TOWER**

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

SECTION 1: That the Utilities Director is hereby authorized to advertise a Request for Qualifications and enter into a contract or contracts for engineering services related to the improvements to the Carter Park water tower.

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

Passed: April 19, 2021 [Signature]  
Date President of Council  
Mark Hollenbaugh

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

Approved: April 20, 2021 [Signature]  
Date Mayor  
MICHAEL A. ASPACHER

MICHAEL J. MARSH  
CITY ATTORNEY  
kds

**CERTIFICATION**  
This is to certify that the foregoing is a true copy of Ord No. 8914 passed by the Council of the City of Bowling Green, Ohio, April 19, 2021.  
[Signature]  
Clerk of Council

RECORD OF ORDINANCES

1st Reading: 4-5-21

2nd Reading: 4-5-21

3rd Reading: 4-19-21

EMERGENCY CLAUSE ADOPTED 4/5/21

GOVERNMENT FORMS & SUPPLIES (844) 245-2228 FORM NO. 30010

Ordinance No. 8915

Passed April 19, 2021

ORDINANCE AUTHORIZING PARTICIPATION IN THE ODOT ROAD SALT CONTRACTS AWARDED IN 2021, AND DECLARING AN EMERGENCY

WHEREAS, the City of Bowling Green, Ohio, Wood County, Ohio (hereinafter referred to as the "Political Subdivision") hereby submits this written agreement to participate in the Ohio Department of Transportation's (ODOT) annual road salt bid in accordance with Ohio Revised Code 5513.01(B) and hereby agrees to all of the following terms and conditions in its participation of the ODOT road salt contract:

- a. The Political Subdivision hereby agrees to be bound by all terms and conditions established by ODOT in the road salt contract and acknowledges that upon award of the contract by the Director of ODOT it shall be bound by all such terms and conditions included in the contract; and
b. The Political Subdivision hereby acknowledges that upon the Director of ODOT's signing of the road salt contract, it shall effectively form a contract between the awarded salt supplier and the Political Subdivision; and
c. The Political Subdivision agrees to be solely responsible for resolving all claims or disputes arising out of its participation in the ODOT road salt contract and agrees to hold the Department of Transportation harmless for any claims, actions, expenses, or other damages arising out of the Political Subdivision's participation in the road salt contract; and
d. The Political Subdivision's electronic order for Sodium Chloride (Road Salt) will be the amount the Political Subdivision agrees to purchase from its awarded salt supplier at the delivered bid price per ton awarded by the Director of ODOT; and
e. The Political Subdivision hereby agrees to purchase a minimum of 90% of its electronically submitted salt quantities from its awarded salt supplier during the contract's effective period; and
f. The Political Subdivision hereby agrees to place orders with and directly pay the awarded salt supplier on a net 30 basis for all road salt it receives pursuant to ODOT salt contract; and
g. The Political Subdivision acknowledges that should it wish to rescind this participation agreement it will do so by written, emailed request by no later than Friday, April 30, 2021 by 5:00 p.m. The written, emailed request to rescind this participation agreement must be received by the ODOT Office of Contract Sales, Purchasing Section email: Contracts.Purchasing@dot.ohio.gov by the deadline. The Department, upon receipt, will respond that it has received the request and that it has effectively removed the Political Subdivision's participation request. Furthermore, it is the sole responsibility of the Political Subdivision to ensure ODOT has received this participation agreement as well as the receipt of any request to rescind this participation agreement. The Department shall not be held responsible or liable for failure to receive a Political Subdivision's participation agreement and/or a Political Subdivision's request to rescind its participation agreement.

NOW, THEREFORE, be it ordained by the following authorized person(s) that this participation agreement for the ODOT road salt contract is hereby approved, funding has been authorized, and the Political Subdivision agrees to the above terms and conditions regarding participation on the ODOT salt contract:

City Council Members:

Signatures of Mark Hollibaugh, Rachel Phipps, Sandy Rowland, John Zanfardino, William Herald, Jeff Dennis, and Greg Robinette.

SECTION 2: This ordinance shall take effect at as an emergency measure. The reason for the emergency is that it is urgently necessary to have legislation in place in order to meet deadlines set forth by the Ohio Department of Transportation, thereby protecting the public health, safety and well- being of our citizens.

Passed: April 19, 2021 \_\_\_\_\_  
Date President of Council

Attest: [Signature] \_\_\_\_\_  
Clerk of Council  
**KAY D. SCHERREIK**  
Mark Hollenbaugh

Approved: April 20, 2021 \_\_\_\_\_  
Date Mayor

**MICHAEL A. ASPACHER**

MICHAEL J. MARSH  
CITY ATTORNEY  
kds

**CERTIFICATION**

This is to certify that the foregoing is a true copy of Ord No. 8915 passed by the Council of the City of Bowling Green, Ohio, April 19, 2021  
[Signature]  
Clerk of Council

RECORD OF ORDINANCES

1st Reading: 4-5-21  
2nd Reading: 4-5-21  
3rd Reading: 4-19-21

EMERGENCY CLAUSE ADOPTED 4/5/21

GOVERNMENT FORMS & SUPPLIES (EMERGENCY CLAUSE) FORM NO. 3000X

Ordinance No. 8916

Passed April 19, 2021

**ORDINANCE AMENDING AND ADOPTING SECTIONS OF CHAPTER 98 OF THE CODIFIED ORDINANCES OF THE CITY OF BOWLING GREEN, OHIO, REGARDING RIGHTS-OF-WAY MANAGEMENT, AND DECLARING AN EMERGENCY**

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

SECTION 1: That Chapter 98 of the Codified Ordinances of the City of Bowling Green, Ohio, is hereby amended and adopted to read as follows:

**SECTION 98.02 DEFINITIONS.**

*Parklet.* An area extended from the existing public sidewalk into an adjacent on-street parking stall to provide additional seating and amenities for adjacent businesses.

**SECTION 98.45 PROHIBITION; TYPES OF PERMITS.**

(C)(2) Parklet permit. A permit allowing for a parklet to be placed within an existing on-street parking stall.

(C)(3) Nothing in this chapter should be construed to preclude the city from requiring any person offering any natural gas, electric, cable television, telecommunications or other utility services for which the city may lawfully require a franchise, to acquire a franchise upon the expiration of any right-of-way occupancy permit issued hereunder.

**SECTION 98.47 CRITERIA FOR GRANTING PERMITS.**

(D) A parklet permit application form must be adopted by the Municipal Administrator and provided to all permit petitioners. Parklets shall not be placed without an approved permit from the Municipal Administrator. The fee established for the parklet permit shall be set within 35.70.

SECTION 2: This ordinance shall take effect an emergency measure. The reason for the emergency is to allow prompt implementation for the upcoming season, thereby protecting the public health, safety and well-being of the citizens.

Passed: April 19, 2021  
Date

*Mark Hollenbaugh*  
President of Council

Attest: *Kay D. Scherreik*  
Clerk of Council

Mark Hollenbaugh

KAY D. SCHERREIK

Approved: April 20, 2021  
Date

*MJ Marsh* CERTIFICATION

MICHAEL J. MARSH  
CITY ATTORNEY  
kds

This is to certify that the foregoing is a true copy of Ord. No. 8916 passed by the Council of the City of Bowling Green, Ohio, April 19, 2021.  
*Kay D. Scherreik*  
Clerk of Council

RECORD OF ORDINANCES

1st Reading: 4-19-21

2nd Reading: 4-19-21

3rd Reading: 4-19-21

GOVERNMENT FORMS & SUPPLIES (644) 224-2333 FORM NO. 30943

Ordinance No. 8919

Passed April 19, 2021

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, 2021 AND ENDING DECEMBER 31, 2021

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
5331	651	94100	Sewer Revenue, Administrative and General, Refunds	\$ 35,000.00

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

Passed: April 19, 2021 Date President of Council

Mark Hollenbaugh

Attest: Kay D. Scherreik Clerk of Council

Mark Hollenbaugh

Approved: April 20, 2021 Date

MZ ASP Mayor

MICHAEL A. ASPACHER

MICHAEL J. MARSH CITY ATTORNEY kds

CERTIFICATION This is to certify that the foregoing is a true copy of Ord No. 8919 passed by the Council of the City of Bowling Green, Ohio, April 19, 2021 Kay D. Scherreik Clerk of Council