

1. March 7, 2022 City Council Agenda

Documents:

[MARCH 7, 2022.AGE.PDF](#)

1.1. Legislation Adopted 3/7/22

Documents:

[MARCH 7, 2022.LEGIS.PDF](#)



CITY COUNCIL  
CITY OF BOWLING GREEN

## CITY COUNCIL MEETING AGENDA MONDAY, MARCH 7, 2022 7:00 P.M.

1. Pledge of Allegiance
2. Roll Call
3. Approval of the minutes from the regular meeting held February 22, 2022
4. Correspondence – Clerk of Council
5. Lobby Visitations – please sign in prior to the beginning of the meeting with Clerk
6. Introduction of New Legislation
7. Official Reports
  - Mayor
  - Municipal Administrator
  - City Attorney
  - Public Services Director
  - Public Infrastructure Director
8. Council Committee Reports
9. Reading of Legislation

**A. First Reading**

Resolution approving revisions to the Parks and Recreation Department Section of the Comprehensive Master Plan of the City of Bowling Green, Ohio.

Resolution approving revisions to the Economic Development Section of the Comprehensive Master Plan of the City of Bowling Green, Ohio.

Ordinance amending and adopting Section 33.03(A) of the Codified Ordinances of the City of Bowling Green, Ohio, relating to pay for school police, interns, and Civil Infractions Hearing Officer.

Ordinance accepting a deed from SP Woodstream Dr Bowling Green OH, LLC, for right-of-way on East Wooster Street.

**B. Second Reading**

- 8990 Ordinance authorizing the Utilities Director to enter into a contract or contracts with Toray Membrane, USA, Inc., for the purchase of replacement reverse osmosis membranes and to advertise for bids and enter into a contract or contracts for the installation of reverse osmosis membranes at the Water Treatment Plant, and declaring an emergency.  
(Public Utilities Committee-Mark Hollenbaugh)
- 8991 Ordinance authorizing the Utilities Director to enter into an agreement with Invoice Cloud, Inc., for electronic bill presentation and payment services, and declaring an emergency.  
(Public Utilities Committee-Mark Hollenbaugh)
- 8992 Ordinance creating and adopting Chapter 121 of the Codified Ordinances of the City of Bowling Green, Ohio, regulating commercial quadricycles.  
(Transportation & Safety Committee-Bill Herald)

**C. Third Reading**

- 3817 Resolution authorizing the Mayor of the City of Bowling Green, Ohio, to file a capital and operating plan for the years 2022 through 2025 with the Ohio Department of Transportation for grants through the U.S. Department of Transportation, as authorized under federal transit laws, as codified, 49 USC Section 5311, Financial Assistance for Other Than Urbanized Areas.  
(Transportation & Safety Committee-Bill Herald)
- 3818 Resolution authorizing the file of an application(s) with the Ohio Department of Transportation for grants through the U.S. DOT Federal Transit Administration (FTA), as authorized under federal transit laws, as codified, 49 USC Section 5311, formula grants for rural areas, Ohio's Rural Transportation Program and/or the Ohio Transit Partnership Program and executing a contract for the FY 2023 Ohio Elderly and Disabled Transit Fare Assistance Program, and 5339 and/or 5311 funding for capital and/or operating assistance, and the Ohio Transit Partnership Program and executing a contract with the Ohio Department of Transportation upon project approval.  
(Transportation & Safety Committee-Bill Herald)

**D. Remove from the Table**

- 8988 Ordinance amending the Zoning District Map of the City of Bowling Green, Ohio, for approximately 20.71 acres located just north of 525 South Dunbridge Road from A-1 Agricultural to R-4 Multiple Family Residential, High Density zoning.  
(Planning, Zoning and Economic Development Committee-Rachel Phipps)  
(Public Hearing scheduled for 3/7/22 @ 6:15 p.m.)  
(Tabled until 3/7/22)

# RECORD OF RESOLUTIONS

1st Reading: 2-7-22  
2nd Reading: 2-22-22  
3rd Reading: 3-7-22

BEAR GRAPHICS 800-525-9094 FORM NO. 80045

Resolution No. 3817 Passed March 7, 20 22

## RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF BOWLING GREEN, OHIO, TO FILE A CAPITAL AND OPERATING PLAN FOR THE YEARS 2022 THROUGH 2025 WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR GRANTS THROUGH THE U.S. DEPARTMENT OF TRANSPORTATION, AS AUTHORIZED UNDER FEDERAL TRANSIT LAWS, AS CODIFIED, 49 USC SECTION 5311, FINANCIAL ASSISTANCE FOR OTHER THAN URBANIZED AREAS

WHEREAS, the B.G. Transit is the transit operator for the City of Bowling Green, Ohio, and

WHEREAS, the B.G. Transit is presently providing transit service under the FTA Section 5311 Program and observing all federal and state rules regarding this program.

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

SECTION 1: That the Mayor is hereby authorized to file a Four-Year Capital and Operating Plan for the years 2022 through 2025, with the Ohio Department of Transportation for grants through the U.S. Department of Transportation Federal Transit Administration, as authorized under the Federal Transit Laws, as codified, 49 USC Section 5311, Financial Assistance for Other Than Urbanized Areas, on behalf of the City of Bowling Green, Ohio.

SECTION 2: That the Mayor is further authorized to furnish such additional information as the Ohio Department of Transportation may require in connection with this Plan.

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

Passed: March 7, 2022 Date [Signature] President of Council  
**Mark Hollenbaugh**

Attest: [Signature] Clerk of Council  
**Kay D. Scherreik**

Approved: March 8, 2022 Date [Signature] Mayor  
**Michael A. Aspacher**

MICHAEL J. MARSH  
CITY ATTORNEY  
kds

### CERTIFICATION

This is to certify that the foregoing is a true copy of Res. No. 3817 passed by the Council of the City of Bowling Green, Ohio, March 7, 20 22  
[Signature]  
Clerk of Council

# RECORD OF RESOLUTIONS

1st Reading: 2-7-22  
2nd Reading: 2-22-22  
3rd Reading: 3-7-22

BEAR GRAPHICS 800-925-8084 FORM NO. 30045

Resolution No. 3818

Passed March 7, 20 22

**RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION(S) WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR GRANTS THROUGH THE U.S. DOT FEDERAL TRANSIT ADMINISTRATION (FTA), AS AUTHORIZED UNDER FEDERAL TRANSIT LAWS, AS CODIFIED, 49 USC SECTION 5311, FORMULA GRANTS FOR RURAL AREAS, OHIO'S RURAL TRANSPORTATION PROGRAM AND/OR THE OHIO TRANSIT PARTNERSHIP PROGRAM AND EXECUTING A CONTRACT FOR THE FY 2023 OHIO ELDERLY AND DISABLED TRANSIT FARE ASSISTANCE PROGRAM, AND 5339 AND/OR 5311 FUNDING FOR CAPITAL AND/OR OPERATING ASSISTANCE, AND THE OHIO TRANSIT PARTNERSHIP PROGRAM AND EXECUTING A CONTRACT WITH THE OHIO DEPARTMENT OF TRANSPORTATION UPON PROJECT APPROVAL**

WHEREAS, the Director of the Ohio Department of Transportation is authorized to make grants for a public transportation program;

WHEREAS, the contract for financial assistance will impose certain obligations upon the applicant, including the provision by it of the local share of the project costs in the program;

WHEREAS, it is required by the U.S. Department of Transportation in accordance with the provisions of Title VI of the Civil Rights Act of 1964, that in connection with the filing of a proposal and/or application for assistance under 49 USC Section 5311 the applicant give an assurance that it will comply with Title VI of the Civil Rights Act of 1964 and the U.S. Department of Transportation requirements thereunder; and

WHEREAS, it is the goal of the applicant that disadvantaged business enterprise be used to the fullest extent possible in connection with this/these project(s), and that definite procedures shall be established and administered to ensure that disadvantaged businesses shall have the maximum construction contracts, supplies, equipment contracts, or consultant and other services.

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

SECTION 1: That the Mayor of the City of Bowling Green, Ohio is authorized to execute and file (a) proposal(s) and/or (an) application(s) on behalf of the City of Bowling Green, Ohio with the Ohio Department of Transportation to aid in the financing of capital and operating assistance projects pursuant to 49 USC Section 5311 and the Ohio Public Transportation Grant Program.

SECTION 2: That the Mayor of the City of Bowling Green, Ohio is authorized to execute and submit (a) 5311, Ohio Transit Partnership Program and/or 5339 application(s) on behalf of the City of Bowling Green, Ohio with the Ohio Department of Transportation to aid in the financing of capital and operating assistance projects and the Ohio Public Transportation Grant Program.

SECTION 3: The Mayor of the City of Bowling Green, Ohio is authorized on behalf of the City of Bowling Green to execute and file with such proposals and/or applications and assurance or any other document required by the U.S. Department of Transportation effectuating the purposes of Title VI of the Civil Rights Act of 1964.

SECTION 4: That the Mayor of the City of Bowling Green, Ohio is authorized on behalf of the City of Bowling Green to furnish such additional information as the Ohio Department of Transportation may require in connection with the proposal and/or application for the program of projects submitted to FTA.

SECTION 5: That the Mayor of the City of Bowling Green, Ohio is authorized on behalf of the City of Bowling Green to set forth and execute affirmative disadvantaged business policies in connection to any procurement made as part of the project.

SECTION 6: That the Mayor of the City of Bowling Green, Ohio is authorized to execute 5311, Ohio Transit Partnership Program and/or, 5339 grant agreement(s) on behalf of the City of Bowling Green, Ohio with the Ohio Department of Transportation for aid in the financing of operating and capital assistance projects.

SECTION 7: That the Mayor of the City of Bowling Green, Ohio is hereby authorized to execute a contract/grant for the FY 2023 Ohio Elderly and Disabled Transit Fare Assistance Program and execute and file any assurances or any other documentation required by the Ohio Department of Transportation on behalf of the City of Bowling Green, Ohio.

SECTION 8: This resolution shall take effect at the earliest time permitted by law.

Passed: March 7, 2022 Date [Signature] President of Council

**Mark Hollenbaugh**

Attest: [Signature] Clerk of Council

**Kay D. Scherreik**

Approved: March 8, 2022 Date [Signature] Mayor

**Michael A. Aspacher**

MICHAEL J. MARSH  
CITY ATTORNEY  
kds

**CERTIFICATION**  
This is to certify that the foregoing is a true copy of Res. No. 3818 passed by the Council of the City of Bowling Green, Ohio, March 7, 2022  
[Signature]  
Clerk of Council

**RECORD OF ORDINANCES**

Tabled until 3/7/22

Ordinance No. 8988 as amended  
3/7/22

Passed March 7, 20 22

**ORDINANCE AMENDING THE ZONING DISTRICT MAP  
OF THE CITY OF BOWLING GREEN, OHIO,\* FOR  
APPROXIMATELY 20.71 ACRES LOCATED JUST NORTH  
OF 525 SOUTH DUNBRIDGE ROAD FROM  
A-1 AGRICULTURAL ZONING TO R-4 MULTIPLE FAMILY  
RESIDENTIAL, HIGH DENSITY ZONING**

**\*AND THE 2014 LAND USE PLAN**

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


SECTION 1: That the approximately 20.71 acres on South Dunbridge  
Road, located north of 525 South Dunbridge Road, and known as permanent  
parcel number B-07-511-28000015000, and depicted on the exhibit attached  
hereto and made a part hereof, be rezoned from A-1 Agricultural zoning to R-4  
Multiple Family Residential, High Density zoning.

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

Passed: March 7, 2022  
Date

  
President of Council

**Mark Hollenbaugh**

Attest:   
Clerk of Council

**Kay D. Scherreik**

Approved: March 8, 2022  
Date

  
Mayor

**Michael A. Aspacher**

MICHAEL J. MARSH  
CITY ATTORNEY  
kds

**CERTIFICATION**

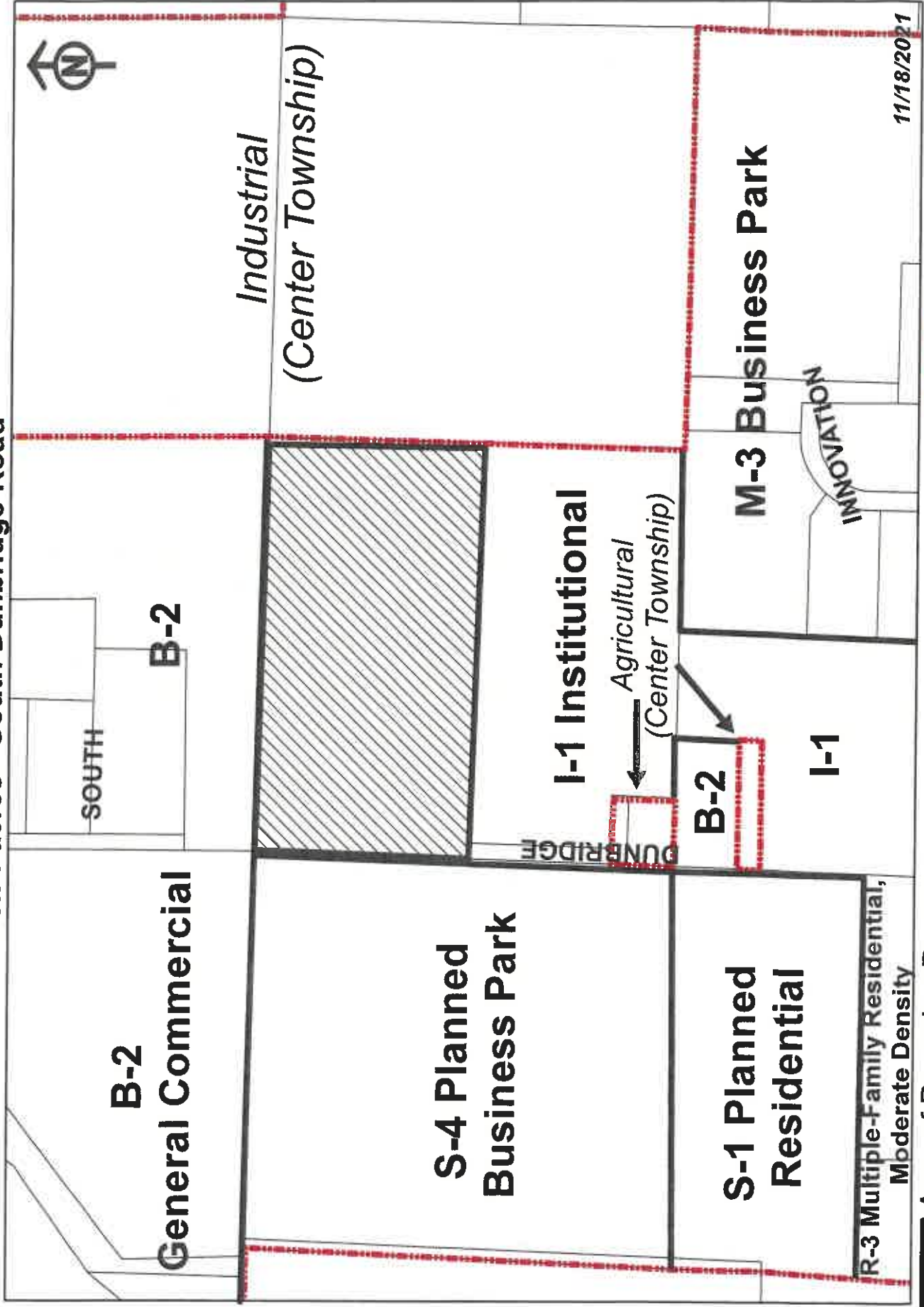
This is to certify that the  
foregoing is a true copy of  
Ord. No. 8988 passed  
by the Council of the City  
of Bowling Green, Ohio,  
March 7, 2022

  
Clerk of Council



**Rezoning Request**

**Petitioner: Whitson Properties, LLC**  
**20.71 acres - South Dunbridge Road**



**Area of Rezoning Request**

**A-1 Agricultural to R-4 Multiple-Family Residential, High Density**



**City Corporation Limit**



**RECORD OF ORDINANCES**  
**EMERGENCY CLAUSE ADOPTED**

1st Reading: 2-22-22

2nd Reading: 3-7-22

3rd Reading: 3-7-22

3/7/22

GOVERNMENT FORMS, E.S. PHILIP (84) 224-3338 FORM NO. 30043

Ordinance No. 8990

Passed March 7, 20 22

**ORDINANCE AUTHORIZING THE UTILITIES DIRECTOR  
ENTER INTO A CONTRACT OR CONTRACTS WITH  
TORAY MEMBRANE, USA, INC., FOR THE PURCHASE OF  
REPLACEMENT REVERSE OSMOSIS MEMBRANES AND TO  
ADVERTISE FOR BIDS AND ENTER INTO A CONTRACT OR  
CONTRACTS FOR THE INSTALLATION OF THE REVERSE  
OSMOSIS MEMBRANES AT THE WATER TREATMENT PLANT,  
AND DECLARING AN EMERGENCY**

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 enter into a contract or contracts with Toray Membrane USA, Inc., for the purchase of replacement reverse osmosis membranes. The Utilities Director is also authorized to advertise for bids and enter into a contract or contracts for the installation of the reverse osmosis membranes at the Water Treatment Plant.

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 replace reverse osmosis membranes that have been in service since 2016 at the Water Treatment Plant, and are near or past their date of replacement, so as to protect the public health, safety and well-being of our citizens.

Passed: March 7, 2022  
Date

  
President of Council

**Mark Hollenbaugh**

Attest:   
Clerk of Council

**Kay D. Scherreik**

Approved: March 8, 2022  
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. 8990 passed  
by the Council of the City  
of Bowling Green, Ohio,  
March 7, 20 22

  
Clerk of Council

RECORD OF ORDINANCES

EMERGENCY CLAUSE ADOPTED

3/7/22

1st Reading: 2-22-22

2nd Reading: 3-7-22

3rd Reading: 3-7-22

GOVERNMENT FORMS & SUPPLIES (844) 264-2128 FORM NO. 33042

Ordinance No. 8991

Passed March 7, 2022

ORDINANCE AUTHORIZING THE UTILITIES DIRECTOR TO ENTER INTO AN AGREEMENT WITH INVOICE CLOUD, INC., FOR ELECTRONIC BILL PRESENTATION AND PAYMENT SERVICES, AND DECLARING AN EMERGENCY

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 enter into a contract or contracts with Invoice Cloud, Inc., for electronic bill presentation and payment services.

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 put in place electronic bill pay for our customers due to recent delays and disruptions with the U.S. mail service, and there protect the public health, safety and well-being of our citizens.

Passed: March 7, 2022 Date [Signature] President of Council

Attest: [Signature] Clerk of Council

Approved: Kay D. Scherreik Date March 8, 2022 [Signature] Mayor

MICHAEL J. MARSH CITY ATTORNEY kds

CERTIFICATION This is to certify that the foregoing is a true copy of Ord No. 8991 passed by the Council of the City of Bowling Green, Ohio, March 7, 2022 [Signature] Clerk of Council