

**RECORD OF PROCEEDINGS
CITY OF BOWLING GREEN CITY COUNCIL**

Minutes of

Meeting

BEAR GRAPHICS 836-325-8284 FOHM NO. 10148

MONDAY, AUGUST 15, 2022

Held _____

20 _____

The regular meeting of the Bowling Green City Council, held in the Council Chamber, 304 North Church Street, Bowling Green, Ohio was called to order at 7:00 p.m. by Council President Hollenbaugh. The meeting began with the Pledge of Allegiance.

On roll call, Council Members Dennis, Herald, Hollenbaugh, O'Dorisio, Phipps, Robinette, and Rubando were present. Also present were Mayor Mike Aspacher, Municipal Administrator Lori Tretter, City Attorney Michael Marsh, Public Services Bureau Director Joe Fawcett and Public Infrastructure Director Brian O'Connell.

Council Member Herald moved, Rubando seconded, to approve the minutes of the regular meeting held August 1, 2022 as distributed. On unanimous voice vote, Council President Hollenbaugh declared motion carried.

CORRESPONDENCE

There was no correspondence.

LOBBY VISITATIONS

Jo Ascunce, 517 Flanders Avenue, addressed Council on behalf of the Citizens of the Bowling Green Dog Park Committee and thanked City Council for support and encouragement. Ascunce reported on the following progress made by the Committee:

- Official logo has been created
- BGdogparks.org website created listing upcoming events, committee meeting information, and a monthly spotlighted top dog feature
- Facebook page, Citizens for BG dog parks, has been launched
- Letters will be mailed soon to licensed dog owners extending an invitation to the group's community focus meeting on September 7, 2022 at 7:00 p.m. at the Simpson Building
- Developed a partnership with BGSU PAWS, a group of campus representatives along with therapy dogs
- Committee membership is at 19 members all who share a love of dogs

NEW LEGISLATION

The following new legislation was recommended by the Administration and presented to Council for introduction:

Council Member Robinette, for the Finance and Ways and Means Committee, introduced an 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, 2022 and ending December 31, 2022.

Council President Hollenbaugh, for the Public Utilities Committee, introduced an Ordinance authorizing the utilities director to execute an agreement with American Municipal Power for safety and training programs.

OFFICIAL REPORTS

The Mayor introduced Hunter Brown as the next City Attorney and shared Brown's background as a Bowling Green native with extensive ties to the community. The Mayor noted Brown's previous related work experience, which includes being City Prosecutor since 2016. The City Charter calls for position appointment by the Mayor subject to confirmation by City Council. The Mayor asked Council to consider the confirmation of this appointment. Herald made a motion, O'Dorisio seconded, to confirm the Mayor's appointment of Hunter Brown as the new City Attorney. Council Member Herald asked when the transition will occur. The Mayor responded with the first week of September, allowing for a month overlap with current City Attorney Mike Marsh.

Next, the Mayor shared a few thoughts on the ways Bowling Green State University contributes to the Bowling Green community. One aspect of the connection noted was how nice it is for the community to have access to Division 1 athletics. In particular, to one of the most successful teams on campus, the women's volleyball team. After listing some of the highlights of the team's history, the Mayor welcomed and introduced head coach Danijela Tomic and two current players to the meeting. Tomic expressed pride in being a member of the Bowling Green community and noted excitement to be heading into the 11th season on campus. Team highlights shared included: the numerous hours of community service completed by the team, 22 years of team academic excellence awards, a current team GPA of 3.75. Tomic encouraged the Bowling Green community to dream big with the team, asked for attendance at games, and noted attendees would not be disappointed with the experience. Player Julia Walz shared that the connection to BG includes siblings attending or having attended BGSU. Walz shared the team's meaning of community and talked about one of the team core values the team takes great pride in, which is love. The team definition for love is building relationships on and off the court, in the community, and helping others. Hannah Best, from Toledo, talked about the core value of unity, as defined by the team as together as one. Best related this to the team connection to the Bowling Green community and invited everyone to dream big together by coming to the Stroh Center for games.

Municipal Administrator Lori Tretter provided a recap on the DORA Public Hearing held prior to the Council meeting and reiterated the potential need for an emergency clause when passing the legislation this evening. Tretter looked into this further and said Council really could decide to go either way but if the desire is to expand the footprint and have the DORA be year round without exception, Council might want to consider the emergency clause.

Tretter talked about the upcoming busy week in Bowling Green being an opportunity for the City to shine. Scheduled activities include Bowling Green State University students returning, the National Tractor Pullers Association event, and the last Firefly night of the year on Friday. Tretter reminded residents to be patient with increased traffic, be welcoming, and show kindness to guests and new residents. A reminder was shared regarding the Main Street closure on Friday night for Firefly night.

City Attorney Mike Marsh congratulated Hunter Brown on his new position. Being a big believer of promoting our own and given Hunter's background, Marsh stated it is nice to have this hiring opportunity. Marsh commented that he will be available for whatever transition period is needed.

Public Services Bureau Director Joe Fawcett had no report.

Public Infrastructure Bureau Director Brian O'Connell updated Council on last week's E-coli outbreak in the area. O'Connell assured Council that the water is safe and described the testing process. O'Connell noted that additional sampling was done and the results given to the Wood County Health Department. O'Connell also listed recently completed regular maintenance items.

COUNCIL COMMITTEE REPORTS

Council Member O'Dorisio reported on the Community Improvement Committee meeting which took place prior to tonight's regular Council meeting. The purpose of the meeting was for Council to hear public comment on the proposed amended DORA application. Council Member Herald provided details for suggestions made during the DORA Public Hearing prior to tonight's regular Council meeting. The suggestions included adding Wooster Green to the footprint covered by the DORA, also using recycling bins for the DORA cups, and the possibility of enacting an emergency clause. After hearing from Municipal Administrator Tretter, Council learned that having the emergency clause is not really necessary.

READING OF LEGISLATION

Clerk read Ordinance #9023 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, 2022 and ending December 31, 2022 for first reading.

Council Member Robinette moved, Herald seconded, to suspend the rules and give Ordinance #9023 its second and third reading. On roll call vote, Council Members Herald, Hollenbaugh, O'Doriso, Phipps, Robinette, Rubando, and Dennis voted yes. Council President Hollenbaugh declared motion carried, and rules suspended.

Clerk read Ordinance #9023 for second and third reading by number and title only.

Council Member Robinette moved, Herald seconded, to adopt Ordinance #9023. On roll call vote, Council Members Hollenbaugh, O'Doriso, Phipps, Robinette, Rubando, Dennis, and Herald voted yes. Council President Hollenbaugh declared motion carried, and Ordinance #9023 adopted.

Clerk read Ordinance #9024 Ordinance authorizing the utilities director to execute an agreement with American Municipal Power for safety and training programs for first reading.

Clerk read Resolution #3829 Resolution accepting the amounts and rates as determined by the Budget Commission and authorizing the necessary tax levies and certifying them to the County Auditor for second reading.

Clerk read Resolution #3831 Resolution authorizing the City of Bowling Green to participate in the local park improvement grant program and to file an application and accept grant funding upon grant application approval for second reading.

Clerk read Resolution #3827 amending a designated outdoor refreshment area (DORA) for Downtown Bowling Green and Enacting Regulations for third reading. Council Member O'Doriso made a motion, Herald seconded, to adopt Resolution #3827. Prior to finalizing the legislation with a roll call, Council Member Dennis noted a few items for discussion which included a motion to add Wooster Green to the footprint of the legislation, a motion for the DORA to be year round with no exceptions, and asked who will be responsible for enforcement of F permit exception on BSAF weekend. Council Member Herald asked, prior to the motions being seconded, if City officials would like to comment on these topics. In response, Marsh, Tretter, Chair of the Black Swamp Arts Festival Todd Ahrens, Council Members Herald, O'Doriso, Phipps, and Robinette, and Council President Hollenbaugh provided the following:

- The City would need to look into the process to make changes at this point and whether the original posting requirements would apply to an updated application.
- It is a requirement that the footprint for the DORA be contiguous. With the suggested change, the DORA would have to be extended down Wooster Street or through parking lots.
- City Administrators and the police division do not recommend having DORA in the public parking lots.
- Confirmed that changes at this time would require the updated map to be re-advertised.
- Over 800 volunteers are needed for the current Black Swamp Arts Festival set up. Expanding the F permit area would create a need for additional volunteers and it could be difficult to get more to cover the additional exit locations.
- Securing insurance for a much larger DORA footprint might be troublesome for the Black Swamp Arts Festival.
- Special Improvement District will be educating the businesses registered with the DORA, telling businesses not to sell DORA cups during the weekend of the festival. Enforcement within the permitted area is the responsibility of Black Swamp Arts Festival, as in previous years.
- Provided a reminder that the current DORA expires on Labor Day and for this year the F permit will be in place during Black Swamp Arts Festival weekend as it has been in previous years.
- Expressed concern that extending the DORA to Wooster Street puts the boundary right up against residential properties.
- Recommended Council approve the legislation tonight as is and consider amending it at a later date

There were no seconds for the two motions on the table, motions failed. Council Member Dennis agreed with the persuasive reasons to approve the legislation as is tonight and consider changes in the future. On roll call vote, O'Doriso, Phipps, Robinette, Rubando, Dennis, Herald, and Hollenbaugh, voted yes. Council President Hollenbaugh declared motion carried, and Resolution #3827 adopted.


Clerk read Ordinance #9018 for cleaning of streets by special assessment for third reading. Council Member Robinette moved, Herald seconded, to adopt Ordinance #9018. On roll call vote, Phipps, Robinette, Rubando, Dennis, Herald, Hollenbaugh, and O'Doriso voted yes. Council President Hollenbaugh declared motion carried, and Ordinance #9018 adopted.

Clerk read Ordinance #9019 amending and adopting section 33.01 (G) pay bands 1, 2, and 3 of the codified ordinances of the City of Bowling Green, Ohio, regarding salary schedule established for third reading. Council Member Robinette moved, Herald seconded, to adopt Ordinance #9019. On roll call vote, Robinette, Rubando, Dennis, Herald, Hollenbaugh, O'Doriso, and Phipps voted yes. Council President Hollenbaugh declared motion carried, and Ordinance #9019 adopted.


Clerk read Ordinance #9020 amending the zoning district map of the City of Bowling Green for the property generally known as 220 Manville Avenue from M-1 light industrial to R-2 single family residential zoning for third reading. Council Member Phipps moved to table Ordinance #9020 until September 6th, the date for the Public Hearing for this legislation, O'Doriso seconded. On roll call vote, Rubando, Dennis, Herald, Hollenbaugh, O'Doriso, Phipps, and Robinette, voted yes. Council President Hollenbaugh declared Ordinance #9020 tabled to September 6, 2022.

Clerk noted that Ordinance #9015 automatically comes off the table. O'Doriso made a motion to amend by substitution Chapter 123, Herald seconded. On roll call vote, Dennis, Herald, Hollenbaugh, O'Doriso, Phipps, Robinette, and Rubando voted yes. Council President Hollenbaugh declared motion carried, and Ordinance #9015 is amended by substitution. Council Member O'Doriso moved, and Herald seconded to adopt Ordinance #9015 as amended by substitution. On roll call vote, Council Members Herald, Hollenbaugh, O'Doriso, Phipps, Robinette, Rubando, and Dennis voted yes. Council President Hollenbaugh declared motion carried, and Ordinance #9015 adopted as amended by substitution.

Council Member Herald moved, Rubando seconded, to adjourn. On unanimous voice vote, Council President Hollenbaugh adjourned the August 15, 2021 regular meeting of the City Council at 8:00 p.m., subject to call.



Jodi Sickler, Clerk of Council



Mark Hollenbaugh, President of Council