



# City of Toledo

One Government Center  
Toledo, OH 43604

## Formal Agenda City Council

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Tuesday, July 18, 2023

4:00 PM

Council Chambers

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### COUNCIL MEMBERS McPHERSON AND WILLIAMS PRESENT:

[R-368-23](#) Recognizing Ann's Bar-B-Que established in 1963 as the oldest continuous black owned restaurant in Toledo.

**Attachments:** [Video: Agenda Review 7/11/2023](#)

### APPOINTMENTS FROM THE OFFICE OF THE MAYOR:

[A-369-23](#) Appointment - Lucas Metropolitan Housing (LMH) Board

**Attachments:** [LMH](#)  
[Video: Agenda Review 7/11/2023](#)

[A-370-23](#) Appointments - Records Commission

**Attachments:** [Records Commission](#)  
[Video: Agenda Review 7/11/2023](#)

[A-371-23](#) Appointment - Records Commission

**Attachments:** [Records Commission](#)  
[Hyperlink](#)

[A-372-23](#) Appointments - Toledo-Lucas County Board of Health

**Attachments:** [T-LC Bd of Health](#)  
[Hyperlink](#)

### SECOND READING ITEMS:

[O-325-23](#)

Approving a Section 108 Loan Guarantee Application for the amount not to exceed \$816,000 from Swayne Field Shopping Center, Inc. for renovations and improvements to the Swayne Field Shopping Center located at 3054 Monroe Street, Toledo, Ohio; authorizing the submission of the Application to U.S. Department of Housing and Urban Development (HUD) for Eligibility Determination and final approval of a HUD Section 108 loan guarantee; and declaring an emergency.

**Attachments:**[Red-line](#)[Video: City Council 6/27/2023](#)[Video: Agenda Review 7/11/2023](#)**Legislative History**

6/13/23	City Council	First Reading
6/27/23	City Council	amend
6/27/23	City Council	held

[O-344-23](#)

Providing for the submission to the electors of the City of Toledo at the general election on November 7, 2023, an amendment to the Charter of the City of Toledo Section 209; and declaring an emergency.

**Attachments:**[Video: City Council 6/27/2023](#)[Video: Agenda Review 7/11/2023](#)**Legislative History**

6/27/23	City Council	First Reading
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**COUNCIL MEMBERS MELDEN, GADUS, HARTMAN, HOBBS, KOMIVES, McPHERSON, WHITMAN, WILLIAMS, SARANTOU AND MOLINE PRESENT:**

[R-373-23](#)

A Resolution asserting Toledo City Council's opposition to create an illegal August special election and to urge citizens to vote NO on Issue 1 to maintain Ohioans' freedom to place constitutional amendments on the ballot.

**Attachments:** [Video: Agenda Review 7/11/2023](#)

**COUNCIL MEMBERS MELDEN AND GADUS PRESENT:**

[R-374-23](#)

**Resolution in Support of the United Nations Treaty on the Prohibition of Nuclear Weapons and to Welcome the Golden Rule Peace Boat to Toledo, OH.**

**Attachments:** [Golden Rule News](#)  
[Video: Agenda Review 7/11/2023](#)

**COUNCIL PRESIDENT CHERRY AND THE MEMBERS OF CITY COUNCIL PRESENT:**

[O-375-23](#)

**Approving the application to expand the Adams Street Outdoor Refreshment Area; making findings and determinations with respect thereto; and declaring an emergency.**

**Attachments:** [Petition](#)  
[Mayor's letter](#)  
[Video: Agenda Review 7/11/2023](#)

**TOLEDO MUNICIPAL COURT:**

[O-376-23](#)

**Authorizing the Mayor to accept and deposit an amount of \$1,533,400 from a grant received from the State of Ohio, Department of Rehabilitation and Correction, Division of Parole and Community Services for the appropriation and expenditure of those funds from the Community Corrections Grant, authorizing the execution of any grant documents that may be required for the acceptance of the funds; and declaring an emergency.**

**Attachments:** [Grant Agreement](#)  
[Video: Agenda Review 7/11/2023](#)

**OFFICE OF THE MAYOR:**

[O-377-23](#)

Authorizing the Mayor to enter into a grant agreement with the Ohio History Connection for the purposes of developing design guidelines for the Old West End Historic District; authorizing the Mayor to accept and deposit \$25,000 into the Operation Grants Fund; authorizing the appropriation and expenditure of same; authorizing the Mayor to accept bids and award contracts; and declaring an emergency.

**Attachments:** [Video: Agenda Review 7/11/2023](#)

**DEPARTMENT OF HOUSING & COMMUNITY DEVELOPMENT:**

[O-378-23](#)

Authorizing the Mayor to enter into an amended software license agreement with Benevate, Inc. dba Neighborly Software for the continued operation and development of online application processing portal(s) for existing and future City of Toledo grant programs including but not limited to the Emergency Rental Assistance, Emergency Mortgage Assistance, Rooftops, Sidewalks Grant, and Housing Stability Innovation Grant; waiving the competitive bidding requirements of TMC Chapter 187; and declaring an emergency.

**Attachments:** [Video: Agenda Review 7/11/2023](#)

**DEPARTMENT OF LAW:**

[O-379-23](#)

Authorizing the Mayor to enter into a second amended lease agreement for municipal office space in One Government Center for the provision and costs associated with enhanced security equipment and security personnel; authorizing the expenditures for enhanced security pursuant to said amended lease subject to annual appropriation; and declaring an emergency.

**Attachments:** [Video: Agenda Review 7/11/2023](#)

[O-380-23](#)

Authorizing the Mayor to enter into a Memorandum of Agreement with the Ohio Department of Transportation (ODOT), Delta Fuels, Inc., and Toledo Refining Company, LLC for the facilitation of certain real property exchanges and/or conveyances associated with and related to the Front Street/I-280 Trench Reclamation Project; authorizing the Mayor to accept certain parcels of land from ODOT; authorizing the Mayor to execute needed instruments in connection with the conveyance of certain parcels of land to Delta Fuels, Inc.; making certain findings with respect thereto; waiving the competitive property disposition provisions of Toledo Municipal Code §187.19; and declaring an emergency.

**Attachments:** [Exhibit A](#)  
[Front St.](#)  
[Video: Agenda Review 7/11/2023](#)

**DEPARTMENT OF FIRE & RESCUE OPERATIONS:**[O-381-23](#)

Authorizing the expenditure in an amount not to exceed \$130,000 from the Capital Improvement Fund to purchase two passenger transport vans; waiving the competitive bidding requirements of TMC Chapter 187; authorizing the Mayor to award contracts for said purchases; and declaring an emergency.

**Attachments:** [Video: Agenda Review 7/11/2023](#)

**DEPARTMENT OF POLICE OPERATIONS:**[O-382-23](#)

Authorizing the Mayor to enter into a three-year towing management agreement; authorizing the Municipal Tow Lot expenditure of an amount not to exceed \$211,500 for year one, \$190,575 for year two and \$200,103.75 for year three; subject to

future appropriations; further authorizing the Mayor to accept and deposit \$30,000 from the Lucas County Sheriff's Office for initial year start-up costs; authorizing the appropriation and expenditure of same for start-up costs; and declaring an emergency.

**Attachments:** [Video: Agenda Review 7/11/2023](#)

[O-383-23](#)

Authorizing the mayor to enter into a vehicle lease agreement for a period of one year with two one-year renewal options; authorizing the annual expenditure from the General Fund in an amount not to exceed \$76,320 per year over the term of the agreement; authorizing the acceptance and deposit of funds from the Ohio High Intensity Drug Trafficking Area (HIDTA) from the U.S. Department of Justice, Office of National Drug Control Policy for reimbursement of General Fund expenditures for the Acme Auto Leasing, LLC agreement; and declaring an emergency.

**Attachments:** [Video: Agenda Review 7/11/2023](#)

#### DEPARTMENT OF PUBLIC UTILITIES:

[O-384-23](#)

Authorizing the expenditure in an amount not to exceed \$250,000 from the Water Operating Fund for concrete restoration and road repair within the City; authorizing the mayor to accept bids and enter into contracts; and declaring an emergency.

**Attachments:** [Video: Agenda Review 7/11/2023](#)

[O-385-23](#)

Authorizing the appropriation and expenditure of \$150,000 from the Sewer Replacement Fund for the purchase of primary grit tank equipment from the original equipment manufacturer for the grit collection system at the Bay View Water Reclamation Plant; waiving the competitive procurement provisions of TMC Chapter 187; and

declaring an emergency.

**Attachments:** [Hyperlink](#)

[O-386-23](#)

Authorizing the expenditure of \$36,238 from the Sanitary Sewer Operating Fund to Taylor Excavating for the emergency repair of a lateral, in a rear easement, attached sewer main No. 1195 located at 521 Hampton Avenue; authorizing the mayor to enter into necessary agreements and waiving the competitive bidding requirement of the TMC 187; and declaring an emergency.

**Attachments:** [Video: Agenda Review 7/11/2023](#)

[O-387-23](#)

Authorizing the Mayor to enter into a 2023 Community and Litter Grant Agreement with the Ohio Environmental Protection Agency (Ohio EPA); authorizing the acceptance, deposit, appropriation and expenditure of grant proceeds in the amount of \$100,000 into the Operation Grants Fund; authorizing the appropriation of \$25,000 from the unappropriated balance of the Storm Water Utility Improvement Fund for grant-matching obligations; authorizing the acceptance, deposit and appropriation of fees collected; authorizing the Mayor to accept bids and award contracts for the purchase of services and other necessary items to carry out the terms of this grant; and declaring an emergency.

**Attachments:** [Video: Agenda Review 7/11/2023](#)

[O-388-23](#)

Authorizing the Mayor to enter into contract for the purchase of a Cold Vapor Mercury Analyzer System; authorizing the expenditure in an amount not to exceed \$16,297 from the Sewer Replacement Fund, \$11,001 from the Water Replacement Fund and \$13,445 from the Stormwater Replacement Fund for said purchase; and declaring an emergency.

**Attachments:** [Mercury Analyzer](#)  
[Video: Agenda Review 7/11/2023](#)

[O-389-23](#) Authorizing the Mayor to enter into a contract for the purchase of a Cyanide Distilling Unit; authorizing the expenditure in an amount not to exceed \$6,401 from the Sewer Replacement Fund, \$4,596 from the Water Replacement Fund and \$5,416 from the Stormwater Replacement Fund; and declaring an emergency.

**Attachments:** [Cyanide Distilling Unit](#)  
[Hyperlink](#)

**DEPARTMENT OF TRANSPORTATION:**

[O-390-23](#) Authorizing the appropriation and expenditure of an amount not to exceed \$2,000,000 from the unappropriated balance of the Water Replacement Fund for the Water Main Program; authorizing the mayor to prepare plans and specifications, acquire required rights-of-way and easements as appropriate, accept bids and enter into contracts after due advertising for the design and construction of water mains; and declaring an emergency.

**Attachments:** [Video: Agenda Review 7/11/2023](#)

[O-391-23](#) Repealing Toledo Municipal Code (“TMC”) Chapter 901 (Complete Streets Policy); enacting a new TMC Chapter 901 (Complete Streets Policy); and declaring an emergency.

**Attachments:** [Video: Agenda Review 7/11/2023](#)

[O-392-23](#) Authorizing the expenditure of an amount not to exceed \$130,000 from the Local Fiscal Recovery Fund for the purchase of traffic calming devices for the Vision Zero program; authorizing the Mayor to accept bids and award contracts; and declaring an



emergency.

**Attachments:** [SMART sheet](#)  
[Video: Agenda Review 7/11/2023](#)

**DEPARTMENT OF PUBLIC SERVICE:**

[O-393-23](#) Authorizing the appropriation and expenditure of \$250,000 from the Local Fiscal Recovery Fund for the installation of streetlights along various streets and public rights-of-way in the City of Toledo; authorizing necessary agreements with The Toledo Edison Company for the installation of streetlights throughout the city; and declaring an emergency.

**Attachments:** [SMART Analysis](#)  
[Rules & Regulations](#)  
[Streetlighting ARPA Presentation 7.11.23](#)  
[Video: Agenda Review 7/11/2023](#)

**DEPARTMENT OF FINANCE:**

[O-394-23](#) Providing for the issuance and sale of \$1,960,000 of notes, in anticipation of the issuance of bonds, for the purpose of paying costs of constructing, reconstructing and rehabilitating sidewalks, including, where necessary, driveway approaches and curbs, in certain locations on designated streets; and declaring an emergency.

**Attachments:** [Video: Agenda Review 7/11/2023](#)

[O-395-23](#) Authorizing appropriations and budget adjustments within the 2023 Approved Operating and Capital Improvement Budgets; and declaring an emergency.

**Attachments:** [Mid-year Budget Adjustments](#)  
[Video: Agenda Review 7/11/2023](#)

[O-396-23](#) Levying special assessments for sprinkling, sweeping, cleaning and snow removal services for

the municipal streets, alleys and public ways in the City during the calendar year 2022; and declaring an emergency.

**Attachments:** [Comparison Charts 2021-2022 Actuals 2019-2022 Actuals and 2019-2023 Estimates](#)  
[Video: Agenda Review 7/11/2023](#)

[O-397-23](#)

Levying special assessments for the improvement of certain streets, alleys and public ways outside of the downtown area of the City by providing street lighting during the calendar year 2022; and declaring an emergency.

**Attachments:** [Video: Agenda Review 7/11/2023](#)

[O-398-23](#)

Levying special assessments for the improvement of certain streets and public ways in the downtown area of the City by providing street lighting during the calendar year 2022; and declaring an emergency.

**Attachments:** [Video: Agenda Review 7/11/2023](#)

[O-399-23](#)

Levying special assessments for controlling the blight and disease of shade trees within public rights-of-way and planting, maintaining, trimming and removing shade trees in and along the streets of the City during the calendar year 2022; and declaring an emergency.

**Attachments:** [Video: Agenda Review 7/11/2023](#)

**COUNCIL PRESIDENT CHERRY, CHAIR, ZONING & PLANNING COMMITTEE,  
REPORTS AS APPROVED:**

[O-400-23](#)

Changing the zoning maps attached to Part 11, Planning and Zoning, Toledo Municipal Code, for the property located at 5020 Valley Forge Drive, in the City of Toledo, Lucas County, Ohio; and declaring an emergency.

**Attachments:** [Plan Commission Report](#)  
[Video: Agenda Review 7/11/2023](#)  
[Hyperlink](#)

[O-401-23](#) Changing the zoning maps attached to Part 11, Planning and Zoning, Toledo Municipal Code, for the property located at 3333 Maple Street, in the City of Toledo, Lucas County, Ohio; and declaring an emergency.

**Attachments:** [Plan Commission Report](#)  
[Video: Agenda Review 7/11/2023](#)  
[Video: Zoning & Planning Committee 7/12/2023](#)

[O-402-23](#) Changing the zoning maps attached to Part 11, Planning and Zoning, Toledo Municipal Code, for the property located at 1349 S. Holland-Sylvania Road, in the City of Toledo, Lucas County, Ohio; and declaring an emergency.

**Attachments:** [Plan Commission Report](#)  
[Video: Agenda Review 7/11/2023](#)  
[Video: Zoning & Planning Committee 7/12/2023](#)

[O-403-23](#) Changing the zoning maps attached to Part 11, Planning and Zoning, Toledo Municipal Code, for the property located at 5140 Ryan Road, in the City of Toledo, Lucas County, Ohio; and declaring an emergency.

**Attachments:** [Plan Commission Report](#)  
[Video: Agenda Review 7/11/2023](#)  
[Video: Zoning & Planning Committee 7/12/2023](#)

**COUNCIL PRESIDENT CHERRY, CHAIR, ZONING & PLANNING COMMITTEE,  
REPORTS WITHOUT RECOMMENDATION:**

[O-404-23](#) Granting a Special Use Permit, for a Daycare Center/ Pre-school for a site located at 611, 617, 621 Miami Street and 4, 8, 12 Nevada Street, in the

City of Toledo, Lucas County, Ohio; subject to certain conditions; three waivers and declaring an emergency.

**Attachments:** [Plan Commission Report](#)  
[Video: Agenda Review 7/11/2023](#)  
[Video: Zoning & Planning Committee 7/12/2023](#)

**ITEM LIKELY TO BE GIVEN IMMEDIATE CONSIDERATION:**

[R-405-23](#)

**Resolution in support of the City of Toledo applications to the Toledo Metropolitan Area Council of Governments (TMACOG) Transportation Improvement Program (TIP) for the purpose of obtaining financial assistance for transportation infrastructure projects; and declaring an emergency.**

**The Clerk of Council's Office supports the provisions of the Americans' with Disabilities Act. If you need special accommodations, please call 48 hours prior to meeting time at 419-245-1060 for arrangements.**