



City of Toledo

One Government Center
Toledo, OH 43604

Meeting Minutes City Council

Tuesday, February 13, 2018

4:00 PM

Council Chambers

INVOCATION, PLEDGE, & NATIONAL ANTHEM

Present: 10 - Adams, Cherry, Delaney, Harper, Komives, Riley, Spang, Sykes, Ujvagi and Waniewski

Absent: 2 - Johnson and Ludeman

SECOND READING ITEMS:

[O-027-18](#)

Authorizing the Mayor to enter into an agreement with Norfolk Southern Railroad (NSRR) for the removal of the Sumner Street Bridge over NSRR; and declaring an emergency.

This Ordinance was referred back to the Administration

[R-031-18](#)

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.

A motion was made by Council Member Delaney for passage of the ordinance, as an emergency measure and the vote thereon was as follows:

Yea: 10 - Adams, Cherry, Delaney, Harper, Komives, Riley, Spang, Sykes, Ujvagi and Waniewski

The roll was called to pass the Resolution. The motion carried by the following vote:

Yea: 10 - Adams, Cherry, Delaney, Harper, Komives, Riley, Spang, Sykes, Ujvagi and Waniewski

[O-032-18](#)

Authorizing the appropriation and expenditure of \$5,440,000 from the Capital Improvement Fund for the 2018 Matches & Planning Program; authorizing the Mayor to prepare plans and specifications, acquire required rights-of-way as appropriate, and enter into contracts for these projects within the Division of Engineering Services; and declaring an emergency.

Attachments: [2018 Matches & Planning Program](#)

A motion was made by Council Member Delaney for passage of the ordinance, as an emergency measure and the vote thereon was as follows:

Yea: 10 - Adams, Cherry, Delaney, Harper, Komives, Riley, Spang, Sykes, Ujvagi and Waniewski

The roll was called to pass the Ordinance. The motion carried by the following vote:

Yea: 10 - Adams, Cherry, Delaney, Harper, Komives, Riley, Spang, Sykes, Ujvagi and Waniewski

[O-035-18](#)

Authorizing the Mayor to execute and deliver needed instruments for the conveyance of 60 acres of City-owned real property known as the Toledo Botanical Garden, 5403 Elmer Drive, Toledo, Lucas County, Ohio, to the Board of Park

Commissioners of the Metropolitan District of the Toledo Area; waiving the notice and competitive bidding requirements of T.M.C. 187.19; making certain findings with respect thereto; and declaring an emergency.

Attachments: [Legal Description](#)
[Operation Agreement](#)

A motion was made by Council Member Delaney for passage of the ordinance, as an emergency measure and the vote thereon was as follows:

Yea: 10 - Adams, Cherry, Delaney, Harper, Komives, Riley, Spang, Sykes, Ujvagi and Waniewski

The roll was called to pass the Ordinance. The motion carried by the following vote:

Yea: 10 - Adams, Cherry, Delaney, Harper, Komives, Riley, Spang, Sykes, Ujvagi and Waniewski

COUNCILMAN SYKES PRESENTS:

[O-043-18](#)

Amending the Toledo Municipal Code by repealing and enacting Section 509.12, Curfew hours and ages designated; and declaring an emergency.

This Ordinance was referred to the Public Safety & Criminal Justice Reform Committee

DEPARTMENT OF FIRE & RESCUE OPERATIONS:

[O-044-18](#)

Authorizing the Mayor to enter into a contract for the purchase of Gore Majestic protective particulate barrier fire hoods; authorizing the expenditure of \$41,193.90 from the General

Fund; and declaring an emergency.

A motion was made by Council Member Delaney to dispense with the rule requiring that ordinances not be passed earlier than the next succeeding regular or special meeting of Council following its reading. The motion was carried by the following vote:

Yea: 10 - Adams, Cherry, Delaney, Harper, Komives, Riley, Spang, Sykes, Ujvagi and Waniewski

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Yea: 10 - Adams, Cherry, Delaney, Harper, Komives, Riley, Spang, Sykes, Ujvagi and Waniewski

The roll was called to pass the Ordinance. The motion carried by the following vote:

Yea: 10 - Adams, Cherry, Delaney, Harper, Komives, Riley, Spang, Sykes, Ujvagi and Waniewski

[O-045-18](#)

Authorizing the expenditure of an amount not-to-exceed \$41,126.40 per year for a four-year term from the General Fund for payment of a Service/Support agreement through Physio-Control INC. for the maintenance of 28 LIFEPAK heart monitors: waiving the competitive bid requirements of Chapter 187 of the Toledo Municipal Code; and declaring an emergency.

A motion was made by Council Member Delaney to dispense with the rule requiring that ordinances not be passed earlier than the next succeeding regular or special meeting of Council following its reading. The motion was carried by the following vote:

Yea: 10 - Adams, Cherry, Delaney, Harper, Komives, Riley, Spang, Sykes, Ujvagi and Waniewski

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Yea: 10 - Adams, Cherry, Delaney, Harper, Komives, Riley, Spang, Sykes, Ujvagi and Waniewski

The roll was called to pass the Ordinance. The motion carried by the following vote:

Yea: 10 - Adams, Cherry, Delaney, Harper, Komives, Riley, Spang, Sykes, Ujvagi and Waniewski

DEPARTMENT OF PUBLIC UTILITIES:

[O-046-18](#)

Authorizing the expenditure of an amount not to exceed \$4,500,000 in the Water Operating Fund for the removal, hauling and beneficial reuse of spent lime produced by the Division of Water Treatment; authorizing the Mayor to accept bids and execute the necessary contract or contracts; and declaring an emergency.

A motion was made by Council Member Delaney to dispense with the rule requiring that ordinances not be passed earlier than the next succeeding regular or special meeting of Council following its reading. The motion was carried by the following vote:

Yea: 10 - Adams, Cherry, Delaney, Harper, Komives, Riley, Spang, Sykes, Ujvagi and Waniewski

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Yea: 10 - Adams, Cherry, Delaney, Harper, Komives, Riley, Spang, Sykes, Ujvagi and Waniewski

The roll was called to pass the Ordinance. The motion carried by the following vote:

Yea: 10 - Adams, Cherry, Delaney, Harper, Komives, Riley, Spang, Sykes, Ujvagi and Waniewski

[O-047-18](#)

Authorizing the appropriation and expenditure of \$1,000,000 from the unappropriated balance of the Water Replacement Fund for the Filter and Pipe Gallery Improvements Project at the Collins Park Water Treatment Facility; authorizing the Mayor to accept bids and to execute the necessary contract(s) for said project; and declaring an emergency.

A motion was made by Council Member Delaney to dispense with the rule requiring that ordinances not be passed earlier than the next succeeding regular or special meeting of Council following its reading. The motion was carried by the following vote:

Yea: 10 - Adams, Cherry, Delaney, Harper, Komives, Riley, Spang, Sykes, Ujvagi and Waniewski

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Yea: 10 - Adams, Cherry, Delaney, Harper, Komives, Riley, Spang, Sykes, Ujvagi and Waniewski

The roll was called to pass the Ordinance. The motion carried by the following vote:

Yea: 10 - Adams, Cherry, Delaney, Harper, Komives, Riley, Spang, Sykes, Ujvagi and Waniewski

[O-048-18](#)

Authorizing the disappropriation of \$500,000 in bond proceeds from the Water Bond Improvement Fund Basin 7 Project; authorizing the appropriation and expenditure of an amount not to exceed \$500,000 of unappropriated bond proceeds in the Water Bond Improvement Fund for the Heatherdowns Pump Station Improvements Project; authorizing the Mayor to accept bids and to execute the necessary contract(s) for said project; and declaring an emergency.

A motion was made by Council Member Delaney to dispense with the rule requiring that ordinances not be passed earlier than the next succeeding regular or special meeting of Council following its reading. The motion was carried by the following vote:

Yea: 10 - Adams, Cherry, Delaney, Harper, Komives, Riley, Spang, Sykes, Ujvagi and Waniewski

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Yea: 10 - Adams, Cherry, Delaney, Harper, Komives, Riley, Spang, Sykes, Ujvagi and Waniewski

The roll was called to pass the Ordinance. The motion carried by the following vote:

Yea: 10 - Adams, Cherry, Delaney, Harper, Komives, Riley, Spang, Sykes, Ujvagi and Waniewski

[O-049-18](#)

Authorizing the expenditure of \$12,662 from the Water Operating Fund to provide payment of the City of Toledo Department of Public Utilities' membership dues for 2018 to

the American Water Works Association (AWWA); and declaring an emergency.

A motion was made by Council Member Delaney to dispense with the rule requiring that ordinances not be passed earlier than the next succeeding regular or special meeting of Council following its reading. The motion was carried by the following vote:

Yea: 10 - Adams, Cherry, Delaney, Harper, Komives, Riley, Spang, Sykes, Ujvagi and Waniewski

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Yea: 10 - Adams, Cherry, Delaney, Harper, Komives, Riley, Spang, Sykes, Ujvagi and Waniewski

The roll was called to pass the Ordinance. The motion carried by the following vote:

Yea: 10 - Adams, Cherry, Delaney, Harper, Komives, Riley, Spang, Sykes, Ujvagi and Waniewski

DEPARTMENT OF PUBLIC SERVICE:

[O-050-18](#)

Authorizing the expenditure of \$186,000 from the Expendable Demolition Trust Fund for the purchase of one (1) Volvo ECR145 Crawler Excavator, one (1) Werk-Brau 36" Hydra-Clamp Bucket, and one (1) Eager Beaver Tag Trailer for the Department of Public Service, Division of Streets, Bridges & Harbor; authorizing the Mayor to enter into the necessary contracts; and declaring an emergency.

A motion was made by Council Member Delaney to dispense with the rule requiring that ordinances not be

passed earlier than the next succeeding regular or special meeting of Council following its reading. The motion was carried by the following vote:

Yea: 10 - Adams, Cherry, Delaney, Harper, Komives, Riley, Spang, Sykes, Ujvagi and Waniewski

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Yea: 10 - Adams, Cherry, Delaney, Harper, Komives, Riley, Spang, Sykes, Ujvagi and Waniewski

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Yea: 10 - Adams, Cherry, Delaney, Harper, Komives, Riley, Spang, Sykes, Ujvagi and Waniewski

DEPARTMENT OF HUMAN RESOURCES:

[O-051-18](#)

Waiving the annual maximum rate of pay created by Toledo Municipal Code Section 2101.74 and authorizing the Mayor to award an annual salary to the Chief of Staff up to an amount of \$125,000; and declaring an emergency.

A motion was made by Council Member Delaney to dispense with the rule requiring that ordinances not be passed earlier than the next succeeding regular or special meeting of Council following its reading. The motion was carried by the following vote:

Yea: 10 - Adams, Cherry, Delaney, Harper, Komives, Riley, Spang, Sykes, Ujvagi and Waniewski

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and the vote thereon was as follows:

Yea: 10 - Adams, Cherry, Delaney, Harper, Komives, Riley, Spang, Sykes, Ujvagi and Waniewski

The roll was called to pass the Ordinance. The motion carried by the following vote:

Yea: 10 - Adams, Cherry, Delaney, Harper, Komives, Riley, Spang, Sykes, Ujvagi and Waniewski

A motion was made to dispense with the reading of TCJ from the January 30 Meeting of Toledo City Council

EXCUSALS:

A motion was made by Council Member Delaney and Council President Cherry to excuse Council President Cherry from the Education Recreation & Employment Meeting, 2/1/2018 & Council Member Ujvagi from the Budget Oversight Committee Meeting of 2/6/2018: carried by a unanimous vote.

Toledo City Council 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.