



City of Toledo

One Government Center
Toledo, OH 43604

Formal Agenda City Council

Tuesday, September 22, 2020

4:00 PM

VIRTUAL MEETING

APPOINTMENT FROM THE OFFICE OF THE MAYOR:

[A-374-20](#) Appointment - Human Relations Commission

Attachments: [Human Relations Commission](#)
[Audio: Agenda Review 9/15/2020](#)

SECOND READING ITEMS:

[O-356-20](#) Enacting a new Section 115.05 of the Toledo Municipal Code, "Mandatory Yearly Ethics Training and Pledge of Ethical Conduct"; and declaring an emergency.

Attachments: [Audio: Agenda Review 9/1/2020](#)
[Audio: City Council 9/8/2020](#)

Legislative History

9/8/20 City Council First Reading

[O-357-20](#) Enacting Toledo Municipal Code Section 135.04, Affirmatively Furthering Fair Housing and Analysis of Impediments to Fair Housing Choice; and declaring an emergency.

Attachments: [Audio: Agenda Review 9/1/2020](#)
[Audio: City Council 9/8/2020](#)

Legislative History

9/8/20 City Council First Reading

[R-358-20](#) Opposing the I-475 East/West Widening Project between US-23 and Douglas Road; and declaring an emergency.

Attachments: [Audio: Agenda Review 9/1/2020](#)

[Audio: City Council 9/8/2020](#)

[O-359-20](#)

Extending a Special Use Permit granted by Ordinance No. 398-19 for a period of 6 months for a Residential Drug & Alcohol Treatment Center located at 3132 Secor Rd., in the City of Toledo, Lucas County, Ohio; subject to certain conditions; and declaring an emergency.

Attachments: [Request](#)

[Ord. 398-19](#)

[SUP-5003-19](#)

[Audio: City Council 9/8/2020](#)

Legislative History

9/8/20 City Council First Reading

[O-360-20](#)

Authorizing the expenditure of \$207,500 from the Risk Management Fund to settle the plaintiff's attorney fee claim in the litigation captioned *Drewes Farm Partnership v. City of Toledo*, Case No. 3:19-cv-00434-JZ, N.D. Ohio, Western Division; authorizing an additional expenditure in an amount not to exceed \$35,000 from the Risk Management Fund to the law firm of Spengler Nathanson for the provision of professional assistance on behalf of the City of Toledo in the above-referenced litigation; and declaring an emergency.

Attachments: [Audio: Agenda Review 9/1/2020](#)

[Audio: City Council 9/8/2020](#)

Legislative History

9/8/20 City Council First Reading

[O-361-20](#)

Authorizing the mayor to accept and deposit grant proceeds from The University of Cincinnati into the Operation Grants Fund to assist the Toledo Fire & Rescue Department with start-up costs to support the "Leave Behind" initiative; authorizing the appropriation

and expenditure of an amount not to exceed \$20,000 for said purpose; and declaring an emergency.

Attachments: [Audio: Agenda Review 9/1/2020](#)
[Audio: City Council 9/8/2020](#)

Legislative History

9/8/20 City Council First Reading

[O-362-20](#)

Authorizing the mayor to enter into a 24 month lease agreement with Owens Community College for office and classroom space located on the Owens Community College Main (Perrysburg) Campus for the purpose of training TFRD personnel; authorizing the expenditure of a sum not to exceed \$6,806.33 monthly from the General Fund; waiving the competitive bidding requirements of TMC 187.24; and declaring an emergency.

Attachments: [Lease Agreement](#)
[Audio: Agenda Review 9/1/2020](#)
[Audio: City Council 9/8/2020](#)

Legislative History

9/8/20 City Council First Reading

[O-363-20](#)

Authorizing the issuance and sale of Water System Revenue Bonds of the City in an aggregate principal amount not to exceed \$100,000,000 for the purpose of paying costs of certain capital improvements to the City's water supply, storage and distribution system consisting of the acquisition and installation of water meters and related improvements; authorizing the execution of one or more Supplemental Indentures to supplement the Amended and Restated Trust Indenture securing outstanding water system revenue bonds of the City; authorizing and approving related matters; and declaring an emergency.

Attachments: [Bullet Points](#)[Audio: Agenda Review 9/1/2020](#)[Audio: City Council 9/8/2020](#)**Legislative History**

9/8/20 City Council First Reading

[O-364-20](#)

Making certain findings related to the cost-benefit analysis of the Metering Infrastructure (AMI) and Leak Detection System conducted pursuant to a contract with Johnson Controls, Inc. (JCI) as authorized by Ord. 339-18 as amended by Ord. 291-19; authorizing the mayor to enter into a contract with JCI for project management, construction and implementation of the AMI project; authorizing the appropriation from the unappropriated bond proceeds in the amount of \$43,897,291 into the Water Bond Improvement Fund and the appropriation from the unappropriated sewer bond proceeds in the amount of \$43,892,844 into the Sewer Bond Improvement Fund and authorizing the expenditure of same; authorizing the appropriation in an amount not to exceed \$5,000,000 from the unappropriated balance of bond proceeds into the Water Bond Improvement Fund and an amount not to exceed \$5,000,000 from the unappropriated balance of bond proceeds into the Sewer Bond Improvement Fund for improvements to SAP necessary to support the Project and authorizing the expenditure of the same; authorizing the expenditure of \$3,788,468 from the Utilities Administrative Services Fund over 20 years for measurement and verification service; authorizing the expenditure of funds from the Utilities Administrative Services Fund for annual software licenses; and declaring an emergency.

Attachments: [Bullet Points](#)
[Exhibit A](#)
[Audio: Agenda Review 9/1/2020](#)
[Audio: City Council 9/8/2020](#)

Legislative History

9/8/20 City Council First Reading

[O-365-20](#)

Authorizing the mayor to enter into an agreement with Opex for the purchase of a Check Processing Machine and associated hardware, software and other necessary items or services; authorizing the appropriation of \$64,360 from the unappropriated balance of the Water Replacement Fund; authorizing the expenditure of same; waiving the competitive procurement provisions of TMC Chapter 187; and declaring an emergency.

Attachments: [Bullet Points](#)
[Audio: Agenda Review 9/1/2020](#)
[Audio: City Council 9/8/2020](#)

Legislative History

9/8/20 City Council First Reading

[O-366-20](#)

Authorizing the appropriation and expenditure of bond proceeds from the Water Bond Improvement Fund in an amount not to exceed \$10,440,000; authorizing the mayor to enter into a contract renewal for the previously bid contract with URS Corporation for Professional Construction Management and Program Support Services, and other necessary work and tasks, relating to the implementation of the Capital Improvement Program for the Division of Water Treatment; waiving the competitive procurement requirements of TMC Chapter 187; and declaring an emergency.

Attachments: [Bullet Points](#)
[Audio: Agenda Review 9/1/2020](#)
[Audio: City Council 9/8/2020](#)

Legislative History

9/8/20 City Council First Reading

[O-367-20](#)

Authorizing the mayor to enter into agreements for the implementation of Cityworks PLL software and other integration software programs and services as needed for the division of Building Inspection; authorizing the expenditure of \$400,000 from the Capital Improvement Fund; and declaring an emergency.

Attachments: [Audio: Agenda Review 9/1/2020](#)

[Audio: City Council 9/8/2020](#)

Legislative History

9/8/20 City Council First Reading

[O-368-20](#)

Authorizing the mayor to extend participation and coverage of the City of Toledo's health care plan to the employees of the Lucas County 9-1-1 Regional Council of Government; authorizing the acceptance and depositing of proceeds for said purpose; and declaring an emergency.

Attachments: [Ord. 31-20](#)
[Audio: Agenda Review 9/1/2020](#)

[Audio: City Council 9/8/2020](#)

Legislative History

9/8/20 City Council First Reading

[O-369-20](#)

Authorizing the mayor to enter into cooperative grant agreements with and to accept financial assistance from the State of Ohio Department of Transportation (ODOT) for multiple traffic signal upgrade projects; authorizing the acceptance, deposit, appropriation and expenditure of grant proceeds in the Capital Improvement Fund in an amount not to exceed \$340,000; authorizing the mayor to execute all necessary documentation for the grants; authorizing the mayor to accept bids and award contracts related to the construction; and declaring an emergency.

Attachments: [Bullet Points](#)
[Audio: Agenda Review 9/1/2020](#)
[Audio: City Council 9/8/2020](#)

Legislative History

9/8/20 City Council First Reading

[O-370-20](#)

Authorizing the expenditure of and amount not to exceed \$100,000 from the Capital Improvement Fund for the repair and restoration of basketball courts at various City of Toledo parks; authorizing the mayor to accept bids and enter into agreements for said purpose; and declaring an emergency.

Attachments: [Bullets Points](#)
[Audio: City Council 9/8/2020](#)

Legislative History

9/8/20 City Council First Reading

9/8/20 City Council First Reading

9/8/20 City Council First Reading

[R-371-20](#)

Declaring the intent to vacate a 10-foot wide alley running north and south from Erie Street and adjacent to Lots 6-10 in the PalmerzBlair Subdivision and lots 1-5 of the McElroy's Subdivision all located within the Stickney Addition, in the City of Toledo, Lucas County, Ohio; and declaring an emergency.

Attachments: [Audio: Agenda Review 9/1/2020](#)
[Audio: City Council 9/8/2020](#)

[R-372-20](#)

Declaring the intent to vacate a 10-foot wide alley lying between Lots 23 thru 28 within Peck's Addition to the City of Toledo. Together with a 12 foot wide alley lying west of Lots 28 thru 46 and east of a 2 foot buffer lot along the westerly subdivision line of said Peck's Addition to a point of terminus at the Northwesterly right of way of the Anthony Wayne Trail, in the City of Toledo, Lucas County, Ohio; and declaring an

emergency.

Attachments: [Audio: Agenda Review 9/1/2020](#)
[Audio: City Council 9/8/2020](#)

Legislative History

9/8/20 City Council First Reading

[R-373-20](#)

Declaring the intent to vacate a portion of the public alley (16 feet wide), within the block bounded by Washington Street, Erie Street, Lafayette Street and South Ontario Street, in the City of Toledo, Lucas County, Ohio; and declaring an emergency.

Attachments: [Audio: Agenda Review 9/1/2020](#)
[Audio: City Council 9/8/2020](#)

Legislative History

9/8/20 City Council First Reading

COUNCILWOMAN MOLINE PRESENTS:

[R-375-20](#)

Recognizing September 22, 2020 as National Voter Registration Day.

[R-376-20](#)

Recognizing DeAndre Ware for his life saving actions in Las Vegas.

COUNCIL MEMBER GADUS PRESENTS:

[R-377-20](#)

Supporting an Essential Workers Bill of Rights.

COUNCIL MEMBER KOMIVES PRESENTS:

[O-378-20](#)

Amending Toledo Municipal Code Section 129.09(b) “Right to Know Act”, to change the phone number on Police business cards from Civilian Police Review Board to Internal Affairs Section; and declaring an emergency.

COUNCIL PRESIDENT CHERRY AND THE MEMBERS OF CITY COUNCIL PRESENT:

[O-379-20](#)

Approving a Petition For Special Assessments for Special Energy Improvement Projects and a Supplemental Plan for the Northwest Ohio Advanced Energy Improvement District under Chapter 1710 of the Ohio Revised Code; to authorize and levy special assessments for the purpose of acquiring, constructing, and improving certain public improvements in the City of Toledo in cooperation with the Northwest Ohio Advanced Energy Improvement District; and to approve a Cooperative Agreement and Special Assessment Agreement in connection with such improvements and special assessments; and declaring an emergency.

Attachments: [Exhibit A, B & C and Receipt](#)
[Petition](#)
[Cooperative Agreement](#)
[Assessment Agreement](#)

DEPARTMENT OF POLICE OPERATIONS:[O-380-20](#)

Authorizing the mayor to accept and deposit grant proceeds from the Criminal Justice Coordinating Council (CJCC) for the United States Department of Justice/Bureau of Justice Assistance/Edward Byrne Memorial Justice Assistance Grant Program BJA 2020-JG-LE-1000 in the amount of \$121,860.55; authorizing the mayor to enter into an agreement for the purchase of body worn cameras; authorizing the appropriation and expenditure of an amount not to exceed \$121,860.55 from the unappropriated balance of the Operation Grants Fund for the purchase of body worn cameras; authorizing the expenditure of an amount not to exceed \$11,826.95 from the General Fund for the purchase of body worn cameras; and declaring an emergency.

DEPARTMENT OF PUBLIC UTILITIES:

[O-381-20](#)

Authorizing the mayor to accept bids and award contracts for the purchase of hydrants, hydrant valves and appurtenances; authorizing the appropriation and expenditure in an amount not to exceed \$500,000 from the Water Replacement Fund; and declaring an emergency.

Attachments: [Bullet Points](#)

[O-382-20](#)

Authorizing the appropriation and expenditure of an amount not to exceed \$800,000 from the unappropriated balance of the Sewer Replacement Fund for the Sewer Televising and Condition Assessment 2020 project; authorizing the mayor to prepare plans and specifications, acquire rights-of-way and easements as necessary, accept bids and enter into contracts after due advertising; and declaring an emergency.

Attachments: [Bullet Points](#)
[Sanitary Budget 2020-2021](#)
[Sewer CIP Approved](#)

DEPARTMENT OF DEVELOPMENT:[O-383-20](#)

Approving a Community Reinvestment Area real property tax exemption for Phoenix Toledo Industrial Investors, LLC, 401 E. Kilbourn Avenue, Suite 2017, Milwaukee, WI 53202, for the redevelopment of an industrial structure and parcel of real property located at 1313 Campbell Street, Toledo, Ohio 43607, located in the Southwest Community Reinvestment Area; authorizing the execution of needed agreements and other documents related thereto; making certain findings and determinations; and declaring an emergency.

DEPARTMENT OF PUBLIC UTILITIES:[O-384-20](#)

Authorizing the mayor to enter into a cooperative agreement with Lucas County for roadway resurfacing and improvement work on Corey Road from the bridge

over I-475 to the city limits to the southeast; and declaring an emergency.

Attachments: [Bullet Points](#)

DEPARTMENT OF PUBLIC SERVICE:

[O-385-20](#) Authorizing the annual expenditure of an amount not to exceed \$300,000 from the Capital Improvement Fund for vehicle replacement for the Toledo Police Department under an existing agreement with Enterprise Fleet Management; and declaring an emergency.

[O-386-20](#) Authorizing the mayor to enter into and execute cooperative agreements between the City of Toledo and the State of Ohio Department of Transportation (ODOT) and to give consent to ODOT for Pedestrian Safety Improvements within the City limits; and declaring an emergency.

Attachments: [Pedestrian Safety Improvement Program](#)
[Bullet Points](#)

[O-387-20](#) Authorizing the expenditure of \$35,000 from the Special Assessment Fund and the expenditure of \$35,000 from the Capital Improvement Fund for the repair and/or replacement of the Streets, Bridges and Harbor Cold Bay roof; authorizing the mayor to accept bids and award contracts for said purpose; and declaring an emergency.

Attachments: [Talking Points](#)

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

[O-388-20](#) Changing the zoning maps attached to Part 11, Planning and Zoning, Toledo Municipal Code, for the property located at 924 N. Detroit Avenue, in the City of Toledo, Lucas County, Ohio; and declaring an emergency.

Attachments: [Plan Commission Report](#)

[O-389-20](#) Changing the zoning maps attached to Part 11, Planning and Zoning, Toledo Municipal Code, for the property located at 140 Ottawa Street, in the City of Toledo, Lucas County, Ohio; and declaring an emergency.

Attachments: [Plan Commission Report](#)

[O-390-20](#) Granting an Amendment to a Special Use Permit, for a site located at 1201-1211 Dorr Street, in the City of Toledo, Lucas County, Ohio; subject to certain conditions; and declaring an emergency.

Attachments: [Plan Commission Report](#)

[O-391-20](#) Amending Toledo Municipal Code (“TMC”), Part Eleven, Chapter 1114.0205.A.2, Loss of Legal Nonconforming Status; and declaring an emergency.

Attachments: [Plan Commission Report](#)

[O-392-20](#) Approving and adopting the M-5-20 Monroe-Auburn Master Plan as an amendment to the Toledo 20/20 Comprehensive Plan for the City of Toledo, Ohio; and declaring an emergency.

Attachments: [Plan Commission Report](#)

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.