

# City of Toledo

One Government Center Toledo, OH 43604

# **Meeting Minutes City Council**

Tuesday, April 13, 2021

4:00 PM

Virtual Meeting:

https://toledo-oh-gov.zoom.us/j/85116571849? pwd=c21Md2RPRjhhWHNFb3V0NlAvL1pYQT09

#### **CALL TO ORDER:**

Present: 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman,

McPherson, Melden, Moline, Whitman and Williams

# APPOINTMENTS FROM THE OFFICE OF THE MAYOR:

A-175-21 Appointments - Electrical Board of Control

**Attachments:** Electrical Board of Control

Kevin McCarthy

Audio City Council April 13, 2021

confirmed

Yea: 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman,

McPherson, Melden, Moline, Whitman and Williams

A-176-21 Appointment - Plumbing Board of Control

**Attachments:** Plumbing Board of Control

Chad Bolander

Audio: City Council April 13, 2021

confirmed

Yea: 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman,

McPherson, Melden, Moline, Whitman and Williams

A-177-21 Appointment - Toledo-Lucas County Commission on

Disabilities

**Attachments:** T-LC Comm on Disabilities

D'Anna A. Moran

Audio: City Council April 13, 2021

confirmed

Yea: 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman,

McPherson, Melden, Moline, Whitman and Williams

# **SECOND READING ITEMS:**

O-154-21 Amending the Toledo Municipal Code by repealing Section

187.34, Local Preference, and enacting a new Section 187.34, Local Preference; making certain findings; and declaring an

emergency.

Attachments: Redline

Text File

Audio: April 20, 2021

Audio: City Council April 13, 2021

**Hyperlink** 

held

Yea: 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman,

McPherson, Melden, Moline, Whitman and Williams

O-155-21 Amending Toledo Municipal Code Section 187.19(a) titled

Land Reutilization Program (Landbanking Program); making

certain findings with respect thereto; and declaring an

emergency.

**Attachments:** Policies & Procedures

Audio: City Council April 13. 2021

declare emergency

Yea: 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman,

McPherson, Melden, Moline, Whitman and Williams

**Passage** 

**Yea:** 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman, McPherson, Melden, Moline, Whitman and Williams

O-156-21

Authorizing the Mayor to enter into a Successor Memorandum of Understanding with the Lucas Land Reutilization Corporation for the purposes of the continued provision of residential demolition services and other matters between the City and the Land Bank involving unproductive lands; authorizing the deposit, appropriation, and expenditure of program funds in the demolition trust; authorizing the acceptance and deposit of \$250,000 or more from the Land Bank into the General Fund for property mowing; authorizing the expenditure of \$30,000 from the Capital Improvement Fund for the purchase of a Land Acquisition Information Network software license; waiving the competitive procurement requirements of Chapter 187 of the Toledo Municipal Code with respect to the software license; making certain findings; and declaring an emergency.

# Attachments: MOU

**Lucas County Land Bank** 

Audio: City Council April 13, 2021

# amended

Yea: 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman, McPherson, Melden, Moline, Whitman and Williams declare emergency

Yea: 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman, McPherson, Melden, Moline, Whitman and Williams
Passage

**Yea:** 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman, McPherson, Melden, Moline, Whitman and Williams

#### **COUNCIL MEMBERS CHERRY AND MOLINE PRESENT:**

<u>R-178-21</u> Joining the Toledo Regional Chamber of Commerce in strongly

urging the United States Postal Service (USPS) to consider returning mail processing operations to its sorting facility in

Toledo, Ohio; and declaring an emergency.

**Sponsors:** Cherry and Moline

**Attachments:** Chamber of Commerce

Audio: City Council April 13, 2021

dispense with the rules of council requiring

Yea: 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman,

McPherson, Melden, Moline, Whitman and Williams

declare emergency

Yea: 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman,

McPherson, Melden, Moline, Whitman and Williams

adopted

Yea: 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman,

McPherson, Melden, Moline, Whitman and Williams

#### **COUNCIL MEMBER MELDEN PRESENTS:**

R-179-21 Endorsing and Supporting the City of Toledo creation of a

"Vision Zero Taskforce" in order to facilitate the

implementation of "Vision Zero"; and declaring an emergency.

**Sponsors:** Melden

Attachments: Audio: City Council April 13, 2021

dispense with the rules of council requiring

Yea: 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman,

McPherson, Melden, Moline, Whitman and Williams

declare emergency

Yea: 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman,

McPherson, Melden, Moline, Whitman and Williams

adopted

**Yea:** 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman, McPherson, Melden, Moline, Whitman and Williams

R-180-21 In support of Amtrak's proposed expansion of passenger rail

services in Ohio and for the Congressional actions needed to

authorize and appropriate funds to the expansion.

**Sponsors:** Melden

**Attachments:** Audio: City Council April 13, 2021

dispense with the rules of council requiring

Yea: 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman,

McPherson, Melden, Moline, Whitman and Williams

adopted

Yea: 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman,

McPherson, Melden, Moline, Whitman and Williams

R-181-21 Affirming "The 5 I's of Disability Justice" and Committing to

the Use of the "5 I's of Disability Justice Framework in City

Policy Review and Development.

Sponsors: Melden

**Attachments:** The 5 I's of Disability Justice

Audio: Agenda Review April 20, 2021

Audio: City Council April 13, 2021

Audio: City Council April 27, 2021

First Reading

**Yea:** 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman, McPherson, Melden, Moline, Whitman and Williams

# **COUNCILWOMAN DR. WHITMAN PRESENTS:**

O-182-21 Enacting a new Chapter 1738 of the Toledo Municipal Code

"Public Health Prohibitions" to require that Food Service Operations offer healthy beverages as the default option for

children's meals; and declaring an emergency.

**Sponsors:** Dr. Whitman

**Attachments:** Board of Health

City of Cleveland
City of Columbus

Audio: City Council April 13, 2021

dispense with the rules of council requiring

Yea: 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman,

McPherson, Melden, Moline, Whitman and Williams

declare emergency

Yea: 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman,

McPherson, Melden, Moline, Whitman and Williams

**Passage** 

Yea: 10 - Adams, Cherry, Gadus, Hobbs III, Komives, McPherson,

Melden, Moline, Whitman and Williams

Nay: 1 - Ludeman

# **COUNCILWOMAN DR. ADAMS PRESENTS:**

<u>R-183-21</u> Officially renaming the City Park located at 4551 Hill Avenue

and currently known as "Winterfeld Park" to "Winterfeld

Hillard Park"; and declaring an emergency.

**Sponsors:** Dr. Adams

Attachments: Audio: April 13, 2021

Referred To:

Yea: 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman,

McPherson, Melden, Moline, Whitman and Williams

COUNCIL PRESIDENT CHERRY AND THE MEMBERS OF CITY COUNCIL PRESENT:

O-184-21 Providing for an annual salary of \$136,000 for the Mayor

effective January 3, 2022; and declaring an emergency.

<u>Attachments:</u> Salary Review & Recommendation Commission Report Audio: City Council April 13, 2021

dispense with the rules of council requiring

Yea: 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman, McPherson, Melden, Moline, Whitman and Williams declare emergency

Yea: 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman, McPherson, Melden, Moline, Whitman and Williams Passage

**Yea:** 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman, McPherson, Melden, Moline, Whitman and Williams

O-185-21 Providing for an annual salary of \$45,000.00 for Council Members effective January 3, 2022; and declaring an emergency.

Attachments: Salary Review & Recommendation Commission Report

Audio: City Council April 13, 2021

dispense with the rules of council requiring

Yea: 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman, McPherson, Melden, Moline, Whitman and Williams declare emergency

Yea: 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman, McPherson, Melden, Moline, Whitman and Williams
Passage

**Yea:** 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman, McPherson, Melden, Moline, Whitman and Williams

O-186-21 Approving a Petition For Special Assessments for Special Energy Improvement Projects and a Project 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 an Energy Project Agreement in connection with such improvements and special assessments; and declaring an emergency.

**Attachments:** Exhibits A, B & C

Petition Agreement

Audio: City Council April 13, 2021

dispense with the rules of council requiring

Yea: 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman, McPherson, Melden, Moline, Whitman and Williams declare emergency

Yea: 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman, McPherson, Melden, Moline, Whitman and Williams
Passage

**Yea:** 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman, McPherson, Melden, Moline, Whitman and Williams

#### **DEPARTMENT OF PUBLIC UTILITIES:**

O-187-21

Authorizing the mayor to enter into a Lease Extension Agreement with George F. Eyde, LLC for 25,711 square feet of office and storage space in One Lake Erie Center for the Division of Engineering Services; authorizing the expenditure for said lease in an amount not to exceed \$179,307; authorizing the expenditure for employee and visitor parking at One Lake Erie Center in an amount not to exceed \$37,800; and declaring an emergency.

**Attachments:** Bullet Points

Audio: City Council April 13, 2021

# dispense with the rules of council requiring

Yea: 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman, McPherson, Melden, Moline, Whitman and Williams declare emergency

Yea: 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman, McPherson, Melden, Moline, Whitman and Williams
Passage

**Yea:** 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman, McPherson, Melden, Moline, Whitman and Williams

O-188-21

Authorizing the mayor to enter into agreements in an amount not to exceed \$45,118 with University of Toledo for captured trash research efforts related to the Functional Litter-acy: Trash Trappers for a Cleaner Toledo Project and in an amount not to exceed \$20,000 with Partners for Clean Streams for related community education efforts; waiving the competitive procurement requirements of TMC Chapter 187; and declaring an emergency.

# **Attachments:** Bullet Points

Audio: Agenda Review April 20 2021
Audio: City Council April 13, 2021
Audio: City Council April 27, 2021

# First Reading

**Yea:** 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman, McPherson, Melden, Moline, Whitman and Williams

O-189-21

Authorizing the mayor to enter into a contract for the collection, packaging, transportation, and recycling or disposal of Household Hazardous/Non-Hazardous Waste collected from fifteen (15) Engage Toledo Drop-Off Refuse & Recycling Events; authorizing the expenditure of an amount not to exceed \$10,000 from the Sewer Operating Fund, an amount not to exceed \$20,000 from the Storm Water Operating Fund, and an

amount not to exceed \$30,000 from the Nuisance Abatement Expendable Trust Fund for said purpose; and declaring an emergency.

**Attachments:** Bullet Points

Audio: City Council April 13, 2021

dispense with the rules of council requiring

Yea: 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman, McPherson, Melden, Moline, Whitman and Williams declare emergency

Yea: 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman, McPherson, Melden, Moline, Whitman and Williams
Passage

**Yea:** 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman, McPherson, Melden, Moline, Whitman and Williams

# **DEPARTMENT OF INFORMATION & COMMUNICATIONS TECHNOLOGY:**

O-190-21 Authorizing the mayor to enter into a supplemental agreement

with Azteca, Inc. for additional modules and maintenance of

Cityworks PLL/AMS software, a GIS-Centric Control

Computerized Maintenance System; authorizing the expenditure

of \$50,000 from the Information and Communications Technology Fund; waiving the competitive bidding requirements of TMC Chapter 187; and declaring an

emergency.

Attachments: Audio: City Council April 13, 2021

dispense with the rules of council requiring

Yea: 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman,

McPherson, Melden, Moline, Whitman and Williams

declare emergency

Yea: 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman,

McPherson, Melden, Moline, Whitman and Williams

# Passage

**Yea:** 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman, McPherson, Melden, Moline, Whitman and Williams

# **DEPARTMENT OF PUBLIC UTILITIES:**

O-191-21 Dedicating a portion of city-owned property located at Airport

Highway and Byrne Road as and for public rights-of-way; and

declaring an emergency.

**Attachments:** Bullet Points

Exhibit A
Exhibit B

Audio: City Council April 27, 2021

Audio: Agenda Review April 20, 2021

Audio: City Council April 13, 2021

**First Reading** 

**Yea:** 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman, McPherson, Melden, Moline, Whitman and Williams

O-192-21 Authorizing the expenditure of an amount not to exceed

\$1,000,000 from the Capital Improvement Fund for the 2021 Sidewalk Program; authorizing the expenditure of an amount

not to exceed \$750,000 from the Special Assessment

Improvement Fund for the 2021 Sidewalk Program; authorizing the mayor to prepare plans and specifications, acquire needed rights-of-way, and enter into contracts for this project within the Division of Engineering Services; and declaring an

emergency.

**Attachments:** Bullet Points

Audio: City Council April 27, 2021

Audio: Agenda Review April 20. 2021

Audio: City Council April 13, 2021

First Reading

Yea: 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman, McPherson, Melden, Moline, Whitman and Williams

#### **DEPARTMENT OF NEIGHBORHOODS:**

O-193-21

Authorizing the expenditure of an amount up to \$31,013.80 for the purchase and installation of an Axis security camera system; authorizing the mayor to enter into an agreement with i2c Technologies for said purpose; waiving the competitive procurement requirements of TMC Section 187; and declaring

an emergency.

Attachments: Audio: City Council April 13, 2021

dispense with the rules of council requiring

Yea: 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman,

McPherson, Melden, Moline, Whitman and Williams

declare emergency

11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman,

McPherson, Melden, Moline, Whitman and Williams

**Passage** 

10 - Adams, Gadus, Hobbs III, Komives, Ludeman,

McPherson, Melden, Moline, Whitman and Williams

1 - Cherry Nay:

O-194-21 Authorizing the Mayor to accept, deposit, appropriate and

expend the Community Development Block Grant from the U.S. Department of Housing and Urban Development (HUD) in an amount of \$7,483,240; and authorizing submission to the U.S. Department of Housing and Urban Development of the 2020-2021 Annual Action Plan; and declaring an emergency.

Attachments: Schedule A

Audio: Agenda Review April 20, 2021
Audio: City Council April 13, 2021
Audio: City Council April 27, 2021

First Reading

**Yea:** 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman, McPherson, Melden, Moline, Whitman and Williams

O-195-21 Authorizing the Mayor to accept, deposit, appropriate, and

expend the Emergency Solutions Grant in the amount of \$645,616 from the U.S. Department of Housing and Urban Development to fund Emergency Solutions Grant Program activities; authorizing submission to the U.S. Department of Housing and Urban Development the One-Year Action Plan;

and declaring an emergency.

**Attachments:** Schedule A

Audio: Agenda Review April 20, 2021

Audio: City Council April 13, 2021

Audio: City Council April 27, 2021

First Reading

**Yea:** 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman, McPherson, Melden, Moline, Whitman and Williams

O-196-21 Authorizing the Mayor to accept, deposit, appropriate and

expend the HOME Investment Partnership Program Grant in the amount of \$2,179,977 from the U.S. Department of Housing and Urban Development (HUD) for the purpose of funding the 2021 HOME Investment Partnership Program; and authorizing submission to the U.S. Department of Housing and Urban Development the 2021-2022 Annual Action Plan; and

declaring an emergency.

Attachments: Schedule A

Audio: Agenda Review April 20, 2021

Audio: City Council April 13, 2021

Audio: City Council April 27, 2021

First Reading

**Yea:** 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman, McPherson, Melden, Moline, Whitman and Williams

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

O-197-21 Declaring the vacation of the alley running North and South

from Western Avenue, off that portion of Western between Marion Street and Field Avenue, adjacent to Lots 16 and 17 of the Segurs Subdivision, in the City of Toledo, Lucas County,

Ohio; and declaring an emergency.

**Attachments:** Audio: City Council April 13, 2021

dispense with the rules of council requiring

Yea: 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman,

McPherson, Melden, Moline, Whitman and Williams

declare emergency

Yea: 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman,

McPherson, Melden, Moline, Whitman and Williams

**Passage** 

Yea: 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman,

McPherson, Melden, Moline, Whitman and Williams

O-198-21 Declaring the vacation of 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: City Council April 13, 2021

dispense with the rules of council requiring

Yea: 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman, McPherson, Melden, Moline, Whitman and Williams declare emergency

Yea: 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman, McPherson, Melden, Moline, Whitman and Williams
Passage

**Yea:** 10 - Adams, Cherry, Gadus, Komives, Ludeman, McPherson, Melden, Moline, Whitman and Williams

**Not Present:** 1 - Hobbs III

# THE CLERK REPORTS:

<u>R-199-21</u> Declaring the intent to vacate a portion of Constitution Avenue,

Toledo, Lucas County Ohio; and declaring an emergency.

Attachments: Audio: City Council April 13, 2021

dispense with the rules of council requiring

Yea: 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman, McPherson, Melden, Moline, Whitman and Williams declare emergency

Yea: 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman, McPherson, Melden, Moline, Whitman and Williams
Passage

**Yea:** 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman, McPherson, Melden, Moline, Whitman and Williams

R-200-21 Declaring the intent to vacate a portion of Jackson Street and Adams Street right of way, Toledo, Lucas County Ohio; and

declaring an emergency.

**Attachments:** Audio: City Council April 13, 2021

dispense with the rules of council requiring

Yea: 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman, McPherson, Melden, Moline, Whitman and Williams declare emergency

Yea: 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman, McPherson, Melden, Moline, Whitman and Williams
Passage

**Yea:** 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman, McPherson, Melden, Moline, Whitman and Williams

<u>R-201-21</u> Declaring the intent to Vacate a 200 x 100 portion of Marquette

Parkway running NE and SW of Benore Road, adjacent to Lots 105-110 of Marquettes Place, Toledo, Lucas County Ohio; and

declaring an emergency.

Attachments: Audio: City Council April 13, 2021

dispense with the rules of council requiring

Yea: 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman, McPherson, Melden, Moline, Whitman and Williams declare emergency

Yea: 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman, McPherson, Melden, Moline, Whitman and Williams
Passage

**Yea:** 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman, McPherson, Melden, Moline, Whitman and Williams

R-202-21 Declaring the intent to designate the building located at 239 N.

Summit Street, Toledo, Ohio a historic landmark; and declaring

an emergency.

Attachments: Audio: City Council April 13, 2021

# dispense with the rules of council requiring

Yea: 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman, McPherson, Melden, Moline, Whitman and Williams declare emergency

Yea: 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman, McPherson, Melden, Moline, Whitman and Williams
Passage

**Yea:** 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman, McPherson, Melden, Moline, Whitman and Williams

<u>R-203-21</u> Declaring the intent to designate the building located at 245 N. Summit Street, Toledo, Ohio a historic landmark; and declaring an emergency.

<u>Attachments:</u> Audio: City Council April 13, 2021 dispense with the rules of council requiring

Yea: 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman, McPherson, Melden, Moline, Whitman and Williams declare emergency

Yea: 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman, McPherson, Melden, Moline, Whitman and Williams
Passage

**Yea:** 11 - Adams, Cherry, Gadus, Hobbs III, Komives, Ludeman, McPherson, Melden, Moline, Whitman and Williams

# **READING OF TCJ**

# **EXCUSALS**

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.