



City of Toledo

One Government Center
Toledo, OH 43604

Formal Agenda City Council

Tuesday, August 25, 2020

4:00 PM

Virtual Meeting

APPOINTMENTS FROM THE OFFICE OF THE MAYOR:

[A-316-20](#) Appointment - Toledo-Lucas County Port Authority Board

Attachments: [Toledo-Lucas County Port Authority](#)

[A-317-20](#) Appointment - Troy Township JEDD Board

Attachments: [Troy Township JEDD](#)

SECOND READING ITEMS:

[R-293-20](#) Commemorating the 100th Anniversary of Women's Suffrage.

Legislative History

8/11/20 City Council First Reading

[O-294-20](#) Enacting Chapter 1770 of the Toledo Municipal Code, Tenant's Right to Pay to Stay; and declaring an emergency.

Legislative History

8/11/20 City Council First Reading

[O-295-20](#) 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 an Energy Project 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](#)
[Special Assessment Agreement](#)
[General Certificate](#)

Legislative History

8/11/20 City Council First Reading

[O-296-20](#)

Authorizing the mayor to enter into an agreement with Maverick Environmental Equipment for the purchase of a Salt Stacker; authorizing the expenditure of \$159,000 from Capital Improvement Fund; and declaring an emergency.

Attachments: [Bullet Points](#)

Legislative History

8/11/20 City Council First Reading

[O-297-20](#)

Authorizing the closure of the pedestrian concourse over Summit St. connecting to the buildings located at 300 Madison Avenue and 3 SeaGate; authorizing amendments to the original concourse agreements with the successor in interest for 300 Madison and 3 SeaGate; authorizing an indemnity agreement with ProMedica Health Systems Inc.; authorizing the demolition of said concourse; authorizing the Commissioner of Transportation to take actions necessary to address safety issues related to removal/demolition of the concourse; and declaring an emergency.

Attachments: [Bullet Points](#)[Exhibit A](#)[Exhibit B](#)[Exhibit C](#)[Exhibit D](#)**Legislative History**

8/11/20 City Council First Reading

[O-298-20](#)

Authorizing the settlement of the claims of Alan Rose in case no. 3:18CV01645 captioned *Rose. v. City of Toledo* pending in the United States District Court, Northern District of Ohio, Western Division before the Honorable Judge Carr; authorizing the expenditure of \$67,000 from the Risk Management Fund; and declaring an emergency.

Legislative History

8/11/20 City Council First Reading

[O-299-20](#)

Authorizing the settlement of the claims of Lucia Bonilla and Mario Gonzalez for the total sum of \$14,750; authorizing the expenditure of \$14,750 from the Risk Management Fund; and declaring an emergency.

Legislative History

8/11/20 City Council First Reading

[O-300-20](#)

Authorizing the mayor to enter into an agreement with the Bureau of Justice Assistance (BJA) through the Office of Criminal Justice Services (OCJS) and to accept and deposit a 2019-PS-PND-PSN-439 grant in the amount of \$15,000 for the Toledo Police Department; authorizing the appropriation and expenditure of funds from the Operation Grants fund; and declaring an emergency.

Legislative History

8/11/20 City Council First Reading

[O-301-20](#)

Authorizing the mayor to enter into a School Resource

Officer Program agreement with Toledo Public Schools; authorizing the acceptance and depositing of \$217,265.03 into the General Fund in payment for services provided by Toledo Police Department; and declaring an emergency.

Legislative History

8/11/20 City Council First Reading

[O-302-20](#)

Authorizing the mayor to enter into a School Resource Officer Program agreement with the Washington Local Schools and to accept and deposit \$36,210.84 into the General Fund in payment for services provided by Toledo Police Department; and declaring an emergency.

Legislative History

8/11/20 City Council First Reading

[O-303-20](#)

Authorizing the appropriation and operating transfer of various Department of Public Utility funds from the unappropriated balance to balance out the funds; and declaring an emergency.

Attachments:

[Bullet Points](#)

[Copy of 2020 Enterprise BS](#)

Legislative History

8/11/20 City Council First Reading

[O-304-20](#)

Approving the use of the Water Distribution Infrastructure Development Fund (2% Fund) to pay the cost of installing a new waterline and hydrant within the City of Toledo rights-of-way for the rehabilitation of Fort Industry Square; authorizing the mayor to enter into the necessary contracts; appropriating and expending an amount not to exceed \$105,000 from the unappropriated balance of the Water Distribution Infrastructure Development Fund (2% Fund);; and declaring an emergency.

Attachments: [Agreement](#)**Legislative History**

8/11/20 City Council First Reading

[O-305-20](#)

Approving the use of the Sanitary Sewer Infrastructure Development Fund (2% Fund) to pay for the additional cost associated with the installation of a sanitary sewer line within the City of Toledo right-of-way for the Marina District project; authorizing the mayor to enter into the necessary agreements; appropriating and expending an amount not to exceed \$32,011 from the unappropriated balance of the Sanitary Sewer Infrastructure Development Fund (2% Fund); and declaring an emergency.

Legislative History

8/11/20 City Council First Reading

[O-306-20](#)

Authorizing the mayor to execute a professional services agreement with PFM Financial Advisors LLC. for consulting, project review and analysis services; authorizing the expenditure of \$20,000 from the Capital Improvement Fund; waiving the competitive procurement provisions of TMC Chapter 187; and declaring an emergency.

Legislative History

8/11/20 City Council First Reading

[O-307-20](#)

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 2019; and declaring an emergency.

Attachments: [2016-2019 Actuals and 2016-2020 Estimates Comparison Charts 2018-2019 Actuals](#)**Legislative History**

8/11/20 City Council First Reading

[O-308-20](#)

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 2019; and declaring an emergency.

Legislative History

8/11/20 City Council First Reading

[O-309-20](#)

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 2019; and declaring an emergency.

Legislative History

8/11/20 City Council First Reading

[O-310-20](#)

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 2019; and declaring an emergency.

Legislative History

8/11/20 City Council First Reading

[O-311-20](#)

Levying special assessments for the 2019 Sidewalk Program; and declaring an emergency.

Attachments: [2019 Sidewalk Program](#)

Legislative History

8/11/20 City Council First Reading

8/11/20 City Council First Reading

[O-312-20](#)

Declaring the vacation of the 5-foot strip adjacent to Lots 6-7 in the Plat of West Central Stores in the City of Toledo, Lucas County, Ohio; waiving all fees; and declaring an emergency.

Legislative History

8/11/20 City Council First Reading

[O-313-20](#)

Declaring the vacation of the 60-foot strip adjacent to

Lots 7 and 8 in the Plat of West Central Stores and the 60 foot strip adjacent to Lots 181-184, 201 202 in the Plat of Kingston, AKA Briar Cliff Street Vacation, in the City of Toledo, Lucas County, Ohio; waiving all fees; and declaring an emergency.

Legislative History

8/11/20 City Council First Reading

[O-314-20](#)

Declaring the vacation of that portion of Kelly Avenue, adjacent to lot 20 in the Plat of Fairfax, in the City of Toledo, Lucas County, Ohio; waiving all fees; and declaring an emergency.

Legislative History

8/11/20 City Council First Reading

[O-315-20](#)

Declaring the vacation of that 50 foot strip adjacent to Lots 108-109 & 157-158 in the Plat of Kingston, AKA Rathbun Drive Street, in the City of Toledo, Lucas County, Ohio; waiving all fees; and declaring an emergency.

Legislative History

8/11/20 City Council First Reading

COUNCIL PRESIDENT CHERRY PRESENTS:

[O-318-20](#)

Amending the Toledo Municipal Code by repealing Section 378.04(a) and replacing it with a new Section 378.04(a), to allow Golf Carts on City streets that have a speed limit of 35 mph or less; and declaring an emergency.

COUNCILWOMAN ADAMS PRESENTS:

[R-319-20](#)

Recognizing the valiant efforts of Sgt. Paul Cunningham in saving the life of a 3-year-old boy and further recognizing the EMT training for both police officers and fire fighters.

**COUNCIL PRESIDENT CHERRY AND THE MEMBERS OF CITY COUNCIL
PRESENT:**[O-320-20](#)

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: [Exhibit A, B & C](#)
[Petition](#)
[Agreement](#)

[O-321-20](#)

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: [Exhibit A, B & C](#)
[Petition](#)
[Agreement](#)

[R-322-20](#)

Approving the Amended Downtown Services Plan and Budget of the Revised Downtown Toledo Improvement District; and declaring an emergency.

Attachments: [Articles of Incorporation](#)
[Board of Directors](#)
[Service Plan](#)
[Boundaries](#)
[Map](#)
[Property Assessments](#)
[August 19 Memo](#)

[R-323-20](#) **Declaring it necessary to provide enhanced public services in the Revised Downtown Toledo Improvement District; and declaring an emergency.**

DEPARTMENT OF PUBLIC UTILITIES:

[R-324-20](#) **Authorizing and expressing Toledo City Council's support for the mayor to prepare and submit applications to participate in the Ohio Public Works Commission, State Capital Improvement and Local Transportation Improvement Programs and to execute agreements as necessary and appropriate for obtaining this financial assistance; and declaring an emergency.**

Attachments: [Bullet Points](#)

[O-325-20](#) **Authorizing the mayor to enter into cooperative grant agreements with and accept financial assistance from the State of Ohio Department of Transportation (ODOT) for multiple construction projects; authorizing the acceptance, deposit, appropriation and expenditure of grant proceeds into the Capital Improvement Fund in an amount not to exceed \$16,557,240; 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](#)

DEPARTMENT OF PUBLIC SERVICE:

[O-326-20](#) Authorizing the expenditure of an amount not to exceed \$150,000 from the General Fund for the third year of the bike sharing agreement maintenance costs with Gotcha Bikes, LLC; and declaring an emergency.

[O-327-20](#) Authorizing the mayor to enter into a traffic signal upgrade funding agreement with Ambrose Services, LLC, for the purchase of new traffic signal equipment at the intersection of Cheyenne and Southwyck; authorizing the acceptance, deposit, appropriation, and expenditure of \$27,835 from the Street, Construction, Maintenance and Repair Fund for related material costs to be incurred by the city associated with the traffic signal upgrades; and declaring an emergency.

Attachments: [Bullet Points](#)

[O-328-20](#) Authorizing the disappropriation, appropriation, and expenditure of \$341,000 from the Capital Improvement Fund; authorizing the mayor to take bids and enter into contracts for Improvements to the Martin Luther King, Jr. Bridge; and declaring an emergency.

Attachments: [Bullet Points](#)

DEPARTMENT OF LAW:

[O-329-20](#) Authorizing the settlement of the claim from the University of Toledo for property damage; authorizing the expenditure of \$12,714.73 from the Risk Management Fund; and declaring an emergency.

Attachments: [Devos Excavating LLC](#)

DEPARTMENT OF FIRE & RESCUE OPERATIONS:

[O-330-20](#) Authorizing the expenditure of \$19,500 from the Capital Improvement Fund for the purchase of an under carriage washer for the department's fire emergency vehicles; authorizing the mayor to accept bids and award contracts for said purchase; and declaring an emergency.

DEPARTMENT OF POLICE OPERATIONS:

[O-331-20](#) Authorizing the mayor to enter into an agreement with the United States Bureau of Justice Assistance (BJA) through the Office of Community Oriented Policing Services; and to accept and deposit a 2020 COPS Hiring Program grant in the amount of \$750,000 for the Toledo Police Department; authorizing the appropriation and expenditure of grant proceeds from the Operation Grants fund; and declaring an emergency.

Attachments: [COPS 2020 Grant Award letter](#)

[O-332-20](#) Authorizing the mayor to enter into a contract with Motorola Solutions, Inc.; for the purchase of 42 Motorola portable police radios; authorizing the expenditure in an amount not to exceed \$168,000 for the purchase of Motorola Solutions, Inc. portable police radios; waiving the competitive bid requirements of Chapter 187 of the Toledo Municipal Code; and declaring an emergency.

DEPARTMENT OF PUBLIC UTILITIES:

[O-333-20](#) Authorizing the appropriation and expenditure of bond proceeds from the Water Bond Improvement Fund, in an amount not to exceed \$800,000; authorizing the mayor to accept bids and to execute the necessary contract(s) for engineering, construction, construction oversight, testing, start up support, permits, and other related work, tasks, equipment, and materials needed for the successful implementation of the Harmful Algal Bloom Treatment (Ozone) Facilities Project at the Collins Park Water Treatment Facilities; and declaring an emergency.

Attachments: [Bullet Points](#)

[O-334-20](#) Authorizing the mayor to enter into and execute necessary agreements with the Environmental Protection Agency (EPA) as granted through the Great

Lakes Restoration Initiative (GLRI) Trash Removal from Great Lakes Rivermouths and Harbors Grant; authorizing the mayor to accept and deposit grant proceeds in the amount of \$413,970 into the Operation Grants Fund; authorizing the appropriation and expenditure of said grant proceeds for the Functional Litter-acy: Trash Trappers for a Cleaner Toledo Project from the Operation Grants Fund; authorizing the mayor to execute necessary agreements in connection with the grant; authorizing the mayor to accept bids and execute necessary contracts for the purchase of goods and services to administer the grant; and declaring an emergency.

Attachments: [Bullet Points](#)

DEPARTMENT OF FINANCE:

[R-335-20](#) Approving the report of the Assessment Equalization Board on objections concerning the estimated special assessments for certain enhanced public services in the Revised Downtown Toledo Improvement District; and declaring an emergency.

Attachments: [Report of Assessment Equalization Board](#)

[O-336-20](#) Determining to proceed with the provision of enhanced public services in the Revised Downtown Toledo Improvement District; confirming approval of the petition for the revised Downtown Toledo Improvement District; and declaring an emergency.

[O-337-20](#) Levying special assessments for certain enhanced public services in the Revised Downtown Toledo Improvement District; and declaring an emergency.

[O-338-20](#) Providing for the issuance and sale of \$2,460,000 of notes, in anticipation of the issuance of bonds, to pay costs of constructing, reconstructing and rehabilitating sidewalks, including, where necessary, driveway approaches, in certain locations on designated streets; and declaring an emergency.

[O-339-20](#)

Providing for the issuance and sale of bonds in a maximum aggregate principal amount of \$10,555,000 to provide funds to pay costs of improving Summit Street between certain termini by removing existing pavements, grading, draining, constructing and reconstructing the pavement base, catch basins, gutters, curbs, manholes, driveway approaches, pedestrian ramps and sidewalks, installing sanitary sewer, storm sewer and water lines, preparing the surface, surfacing and resurfacing and installing street lighting, traffic signs, signals and signalization and trees and other landscaping, and by replacing a water main, in each case together with necessary appurtenances and work incidental thereto, and acquiring real estate and interests in real estate in connection therewith, and declaring an emergency.

[O-340-20](#)

Providing for the issuance and sale of bonds in a maximum aggregate principal amount of \$4,000,000 to provide funds to pay costs of improving the City's street system by improving certain designated streets between certain termini by grading, constructing, reconstructing, rehabilitating and otherwise improving the pavement base, bridges, curbs, drainage improvements, driveway approaches, pedestrian ramps and sidewalks, sanitary sewers, storm sewers and waterlines, widening, adjusting radius cutbacks, manholes and catch basins, preparing the surface and surfacing and resurfacing, and installing traffic signs, signals and signalization, where necessary, in each case together with the necessary appurtenances and work incidental thereto, and declaring an emergency.

[O-341-20](#)

Providing for the issuance and sale of bonds in a maximum aggregate principal amount of \$1,225,000 to provide funds to pay costs of reconfiguring, redeveloping and otherwise improving the City's Levis Square Park by grading, landscaping and carrying out other site improvements, constructing a gateway, sidewalks and other walkways and water and storm water drainage

improvements and facilities and service connections therefor and acquiring and installing lighting, park furnishings, furniture, equipment and plantings, together with necessary appurtenances and work incidental thereto, to provide a safe and usable public park space, and declaring an emergency.

[O-342-20](#)

Providing for the issuance and sale of bonds in a maximum aggregate principal amount of \$1,000,000 to provide funds to pay costs of constructing, reconstructing and rehabilitating sidewalks, including, where necessary, driveway approaches and pedestrian ramps, between certain termini on certain designated streets in the City, together with necessary work incidental thereto, and declaring an emergency.

[O-343-20](#)

Providing for the issuance and sale of bonds in a maximum aggregate principal amount of \$4,065,000 for the purpose of refunding for debt service cost savings the City's outstanding Street Improvement Bonds, Series 2010 (Federally Taxable - Recovery Zone Economic Development Bonds - Direct Payment), dated as of July 29, 2010, that are stated to mature on December 1, 2025; authorizing and directing the call for redemption of all of the refunded bonds; authorizing the execution and delivery of a Bond Registrar Agreement and a Bond Purchase Agreement with respect to the refunding bonds and an Escrow Agreement with respect to the refunding of the refunded bonds, and declaring an emergency.

[O-344-20](#)

Providing for the issuance and sale of bonds in a maximum aggregate principal amount of \$3,320,000 for the purpose of refunding for debt service cost savings all or a portion of the \$3,320,000 of the City's outstanding Housing Improvement Refunding Bonds, Series 2010 (Commodore Perry Apartments Project), that are stated to mature on December 1 in each of the years from 2021 through 2023 and 2028 and were issued as a part

of a consolidated issue of Various Purpose Improvement Refunding Bonds, Series 2010, dated as of July 1, 2010, for the purpose of refunding certain of the City's then outstanding Housing Improvement Bonds, Series 1998 (Commodore Perry Apartments Project), dated as of March 1, 1998; authorizing and directing the call for redemption of all of the refunded bonds; authorizing the execution and delivery of a Bond Registrar Agreement and a Bond Purchase Agreement with respect to the refunding bonds and an Escrow Agreement with respect to the refunding of the refunded bonds, and declaring an emergency.

[O-345-20](#)

Providing for the issuance and sale of bonds in a maximum aggregate principal amount of \$2,260,000 for the purpose of refunding for debt service cost savings all or a portion of the \$2,260,000 of the City's outstanding Housing Improvement Refunding Bonds, Series 2010 (Hillcrest Apartments Project), that are stated to mature on December 1 in each of the years from 2021 through 2023 and 2028 and were issued as a part of a consolidated issue of Various Purpose Improvement Refunding Bonds, Series 2010, dated as of July 1, 2010, for the purpose of refunding certain of the City's then outstanding Multifamily Housing Bonds, Series 1998 (Hillcrest Apartments Project), dated as of July 1, 1998; authorizing and directing the call for redemption of all of the refunded bonds; authorizing the execution and delivery of a Bond Registrar Agreement and a Bond Purchase Agreement with respect to the refunding bonds and an Escrow Agreement with respect to the refunding of the refunded bonds, and declaring an emergency.

DEPARTMENT OF NEIGHBORHOODS:

[O-346-20](#)

Authorizing the Mayor to enter into a cooperative agreement with LMHA as a co-applicant for a HUD Choice Neighborhoods Planning Grant, authorize the Mayor to execute a HUD grant agreement and other

necessary documents upon award of a HUD grant, to authorize expenditure of \$200,000 as match funds upon appropriation, all for the purpose of developing a transformation plan for the McClinton Nunn public housing site and Junction neighborhood; and declaring an emergency.

Attachments: [Cooperative Agreement](#)

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

- [O-347-20](#) Vacating all of Jermain Dr. (60 Feet Wide) that lies northeasterly of Monroe St. and southwesterly of Wellesley Dr. in Kingston Subdivision, within the City of Toledo, Lucas County, Ohio; waiving all land costs; and declaring an emergency.
- [O-348-20](#) Vacating the full right of way width of Doris Ave. that lies south of Central Ave. and north of Monroe St. in Schramm's Addition and Kenwood Stores Subdivision, within the City of Toledo, Lucas County, Ohio; waiving all land costs; and declaring an emergency.
- [O-349-20](#) Vacating that portion Kelly St. (60 feet wide) and all that part of a 15 foot wide alley that starts at the east right of way line of Kelly St. and extends easterly, that lie north of Central Ave. and south of Interstate 475, being in part of the extension of Fairfax Subdivision, within the City of Toledo, Lucas County, Ohio; waiving all land costs; and declaring an emergency.
- [O-350-20](#) Granting a waiver of Toledo Municipal Code Section 1006.0100 Intensity and dimensional standards Table to allow a multi-dwelling project at 201 Knapp Street and 410-414 Wade Street, in the "RM36" Multi Dwelling Residential District, in the City of Toledo, Lucas County, Ohio; and declaring an emergency.
- [O-351-20](#) Changing the zoning maps attached to Part 11, Planning and Zoning, Toledo Municipal Code, for the property

located at 638, 642 and 650 Western Avenue, in the City of Toledo, Lucas County, Ohio; and declaring an emergency.

Attachments: [Plan Commission Report](#)

[O-352-20](#)

Granting a Special Use Permit, for a Community Recreation Active, for a site located at 4450 Hill Avenue, in the City of Toledo, Lucas County, Ohio; subject to certain conditions; and declaring an emergency.

Attachments: [Plan Commission Report](#)

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.