



# City of Toledo

One Government Center  
Toledo, OH 43604

## Formal Agenda City Council

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Tuesday, May 30, 2023

4:00 PM

Council Chambers

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### COUNCIL MEMBERS MELDEN AND SARANTOU PRESENT:

[R-285-23](#)

Celebrating and thanking Tim Brown for his seven years as the Toledo Metropolitan Area Council of Governments (TMACOG) president.

### COUNCILWOMAN McPHERSON PRESENTS:

[R-286-23](#)

Recognizing Brian Dugger and Eric Rerucha for their team work as an investigative reporter and senior photographer in service to the greater Toledo community and in particular for their efforts to right an injustice on behalf of Wayne Braddy and Karl Willis.

### APPOINTMENTS FROM THE OFFICE OF THE MAYOR:

[A-287-23](#)

Appointment - CEDAW Gender Equity Commission

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

[A-288-23](#)

Appointment - Environmental Protection & Climate Resilience Commission

**Attachments:** [Environmental Protection](#)

[A-289-23](#)

Appointment - Old West End Historic District Commission

**Attachments:** [OWE HDC](#)

### SECOND READING ITEMS:

[O-270-23](#)

Authorizing the Mayor to enter into a two-year Lease, with one renewal option for an additional five-year

period with the Neighborhood Health Association of Toledo, Inc. for a portion of a city-owned building located at 1 Aurora Gonzalez Dr.; accepting and depositing rent proceeds into the General Fund; waiving the 30-day notice requirement of Toledo Municipal Code Chapter 187; making certain findings with respect thereto; and declaring an emergency.

**Attachments:** [NHA Lease Agreement](#)  
[Legal Description](#)

**Legislative History**

5/16/23          City Council          First Reading

[O-271-23](#)

Authorizing the appropriation and expenditure of \$1,250,000 from the Local Fiscal Recovery Fund for a universal pre-kindergarten (pre-k) program; authorizing the Mayor to enter into an amended grant agreement with HOPE Toledo for said purpose; and declaring an emergency.

**Attachments:** [Final Rule](#)  
[Smart Analysis](#)

**Legislative History**

5/16/23          City Council          First Reading

[O-278-23](#)

Authorizing the Mayor to enter into a water distribution system condition assessment agreement for a term of 3-years; authorizing an expenditure not to exceed \$100,000 annually; and declaring an emergency.

**Legislative History**

5/16/23          City Council          First Reading

COUNCILWOMAN WHITMAN PRESENTS:

[O-290-23](#)

Authorizing the Mayor to enter into a professional services agreement with Cities United, a project of the Tides Center, for the development and implementation of a comprehensive public safety and violence reduction plan; authorizing the appropriation and expenditure of

\$180,000 from the Local Fiscal Recovery Fund;  
waiving the competitive bidding requirements of TMC  
187; and declaring an emergency.

**Attachments:** [Smart Analysis](#)  
[Final Rules](#)

**COUNCIL MEMBERS WILLIAMS, HOBBS AND GADUS PRESENT:**

[O-291-23](#) Repealing Toledo Municipal Code Chapter 721  
“Convenience Stores Licensing Requirements”;  
enacting a new Toledo Municipal Code Chapter 721  
“Convenience Stores Licensing Requirements”; and  
declaring an emergency.

**Attachments:** [Exhibit A](#)

**COUNCILWOMAN WILLIAMS PRESENTS:**

[O-292-23](#) Authorizing the expenditure of \$65,074.20 from the  
Capital Improvement Fund District Improvement  
Program for 10 Golf Carts for Bayview Retirees Golf  
Course; authorizing the Mayor to execute the necessary  
contract; and declaring an emergency.

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

**COUNCIL MEMBERS GADUS, KOMIVES AND MELDEN PRESENT:**

[R-293-23](#) Declaring the first Friday in June to be National Gun  
Violence Awareness Day in the City of Toledo; and  
declaring an emergency.

**COUNCILWOMAN HARTMAN PRESENTS:**

[O-294-23](#) Amending Toledo Municipal Code Sections 187.03,  
187.05, 187.08, 187.12, 187.42; Repeal Toledo  
Municipal Code Section 187.38; enact new Toledo  
Municipal Code Section 187.43; and declaring an  
emergency.

**DEPARTMENT OF ECONOMIC DEVELOPMENT:**

[O-295-23](#) Authorizing the appropriation and expenditure of \$150,000 from the Local Fiscal Recovery Fund for a Grocery Store Construction Incentive; authorizing the Mayor to enter into an agreement with Lucas Metropolitan Housing for said purpose; and declaring an emergency.

**Attachments:** [SMART Analysis](#)  
[Final Rule](#)

**DEPARTMENT OF FINANCE:**

[O-296-23](#) Authorizing the expenditure of \$18,352 from the General Fund for the city of Toledo’s 2023 membership dues for the Ohio Municipal League (OML); and declaring an emergency.

**DEPARTMENT OF INFORMATION TECHNOLOGY:**

[O-297-23](#) Authorizing the expenditure of up to \$81,536.00 from the Capital Improvement Fund to replace end of life Cisco wireless controller and access points; waiving competitive bid requirements of TMC Chapter 187 in order to maintain network integrity and security; and declaring an emergency.

[O-298-23](#) Authorizing the Mayor to enter into a subscription cloud-based call recording software agreement for a term of one (1) year with options for two (2) one-year renewals; authorizing the expenditure from the Information and Communications Technology Fund an amount not to exceed \$62,000 for the first year; authorizing the expenditure in an amount not to exceed \$22,000 annually for any subsequent renewals subject to annual appropriation; and declaring an emergency.

**DEPARTMENT OF PARKS & YOUTH SERVICES:**

[O-299-23](#) Authorizing the Mayor to apply for a grant from the

Ohio Department of Natural Resources (ODNR) in the amount of \$100,000 for improvements to the Detwiler Park baseball fields; authorizing the expenditure of \$25,000 in capital improvement funds as local matching funds; and declaring an emergency.

**CITY PLAN COMMISSION:**

[O-300-23](#)

Authorizing the Mayor to accept funds in the amount of \$275,000 from the Board of Lucas County Commissioners for the Lucas County General Planning Program and depositing said grant funds into the Operation Grants Fund; and authorizing the appropriation and expenditure of said funds; and declaring an emergency.

**OFFICE OF THE MAYOR:**

[O-301-23](#)

Authorizing the Mayor to enter into an agreement with the Ohio Office of Criminal Justice Services (OCJS) and to accept and deposit a grant in the amount of \$1,064,143.49 to expand Save Our Communities (SOC), the City of Toledo's Community Violence Intervention (CVI) program, to four Toledo schools with high proportions of students at high risk of involvement in gun violence; authorizing the appropriation and expenditure of funds from the Operation Grants Fund for the program; authorizing the Mayor to enter into contracts for said program; and declaring an emergency.

[O-302-23](#)

Authorizing the disappropriation of \$94,800 from the General Fund Safety Administration budget; authorizing the appropriation of \$94,800 from the General Fund to the Office of the Mayor budget for the Director of Neighborhood Safety and Engagement position; and declaring an emergency.

**Attachments:** [Launch](#)  
[Resume](#)

**DEPARTMENT OF POLICE OPERATIONS:**

- [O-303-23](#) Authorizing the Mayor to accept and deposit grant funds from the Ohio Emergency Management Agency for a State Homeland Security Program grant for \$89,000; authorizing the appropriation and expenditure of funds from the Operation Grants fund; authorizing the Mayor to accept bids and award contracts; and declaring an emergency.

**DEPARTMENT OF FIRE & RESCUE OPERATIONS:**

- [O-304-23](#) Authorizing the expenditure of an amount not to exceed \$1,500,000 from the Capital Improvement Fund for Fire Station improvements; authorizing the Mayor to accept bids and award contracts for the same; and declaring an emergency.

**Attachments:** [Report Summary](#)

- [O-305-23](#) Authorizing the Mayor to enter into a three-year contract with Fire Recovery USA for state and municipal fire code fee processing and collection services; authorizing the acceptance and deposit of revenues into the General Fund; waiving competitive bidding under TMC Chapter 187; and declaring an emergency.

**DEPARTMENT OF PUBLIC UTILITIES**

- [O-306-23](#) Authorizing the expenditure of \$1,350,000 from the Sewer Improvement Fund for the Sludge Dewatering Building Machine Rebuild Project at the Water Reclamation Plant; authorizing the Mayor to enter into contracts for said project; waiving the competitive procurement requirements of TMC Chapter 187; and declaring an emergency.

- [O-307-23](#) Authorizing the expenditure of \$750,000 from the Sewer Improvement Fund for the Solids Handling Tank Cleaning and Equipment Rebuild Project at the Water Reclamation Plant; authorizing the mayor to accept bids

and award contracts for equipment, professional, engineering, and construction services necessary for the completion of the Solids Handling Tank Cleaning and Equipment Rebuild Project; and declaring an emergency.

[O-308-23](#)

Authorizing the expenditure of \$614,885 from the Sewer Replacement Fund for the emergency purchase of a specially outfitted vector truck suitable for cleaning storage basins and pumping stations constructed as part of the Toledo Water Ways Initiative; waiving the competitive procurement process under TMC Section 187; and declaring an emergency.

[O-309-23](#)

Authorizing the mayor to execute needed instruments for donating and granting a temporary easement to the Ohio Department of Transportation (ODOT), across certain portions of City-owned properties and dedicated right-of-way for the replacement of an underground storm water drainage culvert/pipe and all related improvements to be constructed at the Anthony Wayne Trail and Delaware Creek; dedicating certain portions of city-owned land as public right-of-way required as part of ODOT's storm water drainage improvement project; declaring and dedicating certain portions of City lands to be restricted for use solely and exclusively as and for storm water drainage, watercourse, ditch, culvert, channel, flow and/or drainage-related purposes and uses only; and declaring an emergency.

**Attachments:** [Exhibit A](#)  
[Exhibit B](#)  
[Exhibit C](#)

**DEPARTMENT OF TRANSPORTATION:**

[O-310-23](#)

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 giving consent to ODOT to replace a

culvert structure underneath the Anthony Wayne Trail - PID 79901; and declaring an emergency.

[O-311-23](#)

Authorizing the appropriation and expenditure of an amount not to exceed \$500,000 from the Local Fiscal Recovery Fund for the sidewalk replacement program; authorizing the Mayor to prepare plans and specifications, acquire needed rights-of-way and easements as necessary, accept bids and enter into contracts; and declaring an emergency.

**Attachments:** [Smart Analysis](#)  
[Final Rules](#)

[O-312-23](#)

Authorizing the expenditure of an amount not to exceed \$40,000 from the Sewer Replacement Fund and \$45,000 from the Capital Improvement Fund for the purchase of vehicles; authorizing the mayor to accept bids and enter into contracts; waiving competitive procurement provisions of TMC Chapter 187; and declaring an emergency.

**DEPARTMENT OF PUBLIC SERVICE:**

[O-313-23](#)

Authorizing the expenditure of an amount not to exceed \$115,000 from the Capital Improvement Fund for roads and buildings improvements at Forest Cemetery; authorizing the Mayor to accept bids and award contracts for materials and professional services necessary to complete said purchase(s), including the use of City Road and Bridge Maintenance and Facility Operations staff; and declaring an emergency.

[O-314-23](#)

Authorizing the expenditure of an amount not to exceed \$150,000 from the Toledo Urban Forestry Commission Trust Fund for the Division of Urban Beautification - Forestry Operations for the replacement of supervisor vehicles; authorizing the Mayor to accept bids and award contracts for purchase and declaring an emergency.



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

[O-315-23](#) Changing the zoning maps attached to Part 11, Planning and Zoning, Toledo Municipal Code, for the property located at 5024 Valley Forge Drive, in the City of Toledo, Lucas County, Ohio; and declaring an emergency.

**Attachments:** [Plan Commission Report](#)

[O-316-23](#) Changing the zoning maps attached to Part 11, Planning and Zoning, Toledo Municipal Code, for the property located at 1955 Starr Avenue, in the City of Toledo, Lucas County, Ohio; and declaring an emergency.

**Attachments:** [Plan Commission Report](#)

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

[O-317-23](#) Granting an amendment to a Special Use Permit, granted by Ord. 400-12, Ord. 489-14 and Ord. 631-21, to add modular classrooms for a site located at 6145 Hill Avenue, in the City of Toledo, Lucas County, Ohio; subject to certain conditions; and declaring an emergency.

**Attachments:** [Plan Commission Report](#)

**ITEM LIKELY TO BE RELIEVED OF STREETS, PUBLIC SERVICES & UTILITIES  
COMMITTEE:**

[O-141-23](#) Amendment of Toledo Municipal Code Section 945.10 related to when a facility owner is or is not responsible to bear the costs associated with moving facilities located in a public right of way; and declaring an emergency.

**Attachments:** [Exhibit A \(Redline\)](#)

**Legislative History**

3/21/23	City Council	First Reading
4/4/23	City Council	held

4/18/23 City Council Referred To:

**ITEMS LIKELY TO BE RELIEVED OF FINANCE, DEBT & BUDGET OVERSIGHT COMMITTEE:**

[O-238-23](#)

Repealing Ordinance 838-91 and enacting a new Toledo Municipal Code (“TMC”) Chapter 188 to establish a City goal-oriented minority and woman business enterprise subcontractor participation program and small business initiatives based on findings and recommendations from the City’s 2022 Disparity Study; and enacting a new TMC Section 125.04.

**Attachments:** [EXHIBIT A - Ord. 838-91](#)

**Legislative History**

5/2/23 City Council Referred To:

[O-239-23](#)

Amending Toledo Municipal Code (“TMC”) Sections 187.09 and 187.28 pertaining to bond requirements; amending TMC subsection 187.27(b) to reduce allowable payment period.

**Legislative History**

5/2/23 City Council Referred To:

**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.**