



City of Toledo

One Government Center
Toledo, OH 43604

Formal Agenda City Council

Tuesday, August 17, 2021

4:00 PM

Council Chambers

COUNCIL MEMBERS MOLINE AND WILLIAMS PRESENT:

[R-407-21](#) Recognizing the 100th anniversary of the Ohio Theatre and the permanent residence of the Children's Theatre Workshop.

COUNCIL MEMBERS KOMIVES AND GADUS PRESENT:

[R-408-21](#) Designating a portion of Adams St. "Louis P. Escobar Way".

APPOINTMENTS FROM THE OFFICE OF THE MAYOR:

[A-352-21](#) Appointments - Charter Revision Committee

Attachments: [Charter Revision Committee](#)
[Charter Revision Committee](#)
[Charter Revision Committee-resumes](#)

Legislative History

7/20/21 City Council First Reading

[A-409-21](#) Appointment - Toledo-Lucas County Board of Health

Attachments: [T-LC Board of Health](#)

[A-410-21](#) Appointment - Toledo-Lucas County Port Authority Board

Attachments: [T-LC Port Authority](#)
[T-LC Port Authority-resume](#)

SECOND READING ITEMS:

[O-359-21](#) **Repealing Toledo Municipal Code Section 933.06, Resale of Water and Enacting a New Toledo Municipal Code Section 933.06, Resale of Water.**

Legislative History

7/20/21 City Council First Reading

[O-360-21](#) **Placing a moratorium on the application of late fees and charges of interest on water customer accounts until the AMR-AMI Meter Reading and Leak Detection System Project is installed in its entirety and fully operational; and declaring an emergency.**

Legislative History

7/20/21 City Council First Reading

[O-377-21](#) **Authorizing the mayor to enter into a SAP hosting and application services agreement for a term of two years with two one-year renewal options; waiving the competitive bidding requirements of Toledo Municipal Code Chapter 187; authorizing the expenditures not to exceed \$1,572,130 from the General Fund and the Utility Administrative Services Fund over the term of the agreement; and declaring an emergency.**

Legislative History

7/20/21 City Council First Reading

7/20/21 City Council First Reading

[O-379-21](#) **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 2020; and declaring an emergency.**

Attachments: [2017-2020 Actuals and 2017-2021 Estimates Comparison Charts](#) [2019-2020 Actuals](#)

Legislative History

7/20/21 City Council First Reading

[O-380-21](#) **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 2020; and declaring an emergency.

Legislative History

7/20/21 City Council First Reading

[O-381-21](#)

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 2020; and declaring an emergency.

Legislative History

7/20/21 City Council First Reading

7/20/21 City Council First Reading

[O-382-21](#)

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 2020; and declaring an emergency.

Legislative History

7/20/21 City Council First Reading

[O-404-21](#)

Granting a Special Use Permit, for Community Recreation- Active for a site located at 2007 N. Holland Sylvania Road, in the City of Toledo, Lucas County, Ohio; subject to certain conditions; and declaring an emergency.

Attachments: [Plan Commission Report](#)

Legislative History

7/20/21 City Council First Reading

COUNCIL PRESIDENT CHERRY PRESENTS:

[A-411-21](#)

Appointment - Downtown Toledo Improvement District (DTID) Board

Attachments: [DTID](#)

[A-412-21](#) Appointments - Advisory Audit Committee

Attachments: [Advisory Audit Committee](#)

COUNCILWOMAN MORRIS PRESENTS:

[O-413-21](#) Amending Toledo Municipal Code Section 533.19(a) Declared Nuisance; Abatement and 533.21, “Criminal conviction required”, and enacting a new Toledo Municipal Code Section 533.19(a) and 533.21; and declaring an emergency.

COUNCILWOMAN WILLIAMS PRESENTS:

[R-414-21](#) Designating a portion of Miller St. as “Robert M. Powell, Sr. Way”.

COUNCIL MEMBER KOMIVES PRESENTS:

[R-415-21](#) In Support of Banning Factory “Farms”.

COUNCIL PRESIDENT CHERRY AND THE MEMBERS OF CITY COUNCIL PRESENT:

[O-416-21](#) 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 for 337 Broadway, LLC and 337 Broadway St.; 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 declaring an emergency.

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

[O-417-21](#) 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 for Toledo Country Club and 3900 River Rd.; 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 declaring an emergency.

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

COUNCIL MEMBERS KOMIVES AND GADUS PRESENT:

[O-418-21](#) Enacting Chapter 1768 of the Toledo Municipal Code, Tenants' Right to Counsel in Eviction Proceedings; authorizing the appropriation and expenditure of \$250,000 from the unappropriated balance of the General Fund; authorizing the Mayor to enter into an agreement with Legal Aid of Western Ohio; and declaring an emergency.

TOLEDO MUNICIPAL COURT:

[O-419-21](#) Authorizing a two-year agreement between Pathway, Inc. and Toledo Municipal Court (TMC) for the provision of accessing Pathway's Workforce Development Program for the Toledo Municipal Court's Probation Population; authorizing biennial expenditures of \$22,675 for the two-year contract, waiving the requirements of TMC 187 and making certain findings with respect thereto; and declaring an emergency.

[O-420-21](#) Authorizing a two-year agreement between the Facility Governing Board; henceforth referenced as the "Facility" of the Correctional Treatment Facility; henceforth referenced as "CTF" and Toledo Municipal Court; henceforth referenced as "TMC" for the provision of addiction diversion program services to TMC through CTF's Regional Addiction Diversion program; henceforth referenced as "RAD"; authorizing

biennial expenditures of \$1,012,510 for the two-year contract, waiving the requirements of TMC 187 and making certain findings with respect thereto; and declaring an emergency.

[O-421-21](#)

Authorizing an agreement between TASC of Northwest Ohio, Inc. and City of Toledo through Toledo Municipal Court to create a referral relationship for professional services with TASC of Northwest Ohio, Inc. or through other providers identified by TASC of Northwest Ohio, to assess, evaluate, manage, monitor and report to Toledo Municipal Court on the progress of criminal defendants reintegration; authorizing the expenditure of \$198,500.00; waiving the requirements of TMC 187 and making certain findings with respect thereto; and declaring an emergency.

[O-422-21](#)

Authorizing an agreement between TASC of Northwest Ohio, Inc. and City of Toledo through Toledo Municipal Court to create a referral relationship for professional services with TASC of Northwest Ohio, Inc. or through other providers identified by TASC of Northwest Ohio, to assess, evaluate, manage, monitor and report to Toledo Municipal Court on the progress of criminal defendants reintegration; authorizing the expenditure of \$145,912.95; waiving the requirements of TMC 187 and making certain findings with respect thereto; and declaring an emergency.

DEPARTMENT OF POLICE OPERATIONS:

[O-423-21](#)

Authorizing the Mayor to enter into a contract for the purchase of ballistic vests; authorizing the expenditure in an amount not to exceed \$32,379.45 for the purchase of ballistic vests; and declaring an emergency.

DEPARTMENT OF FIRE & RESCUE OPERATIONS:

[O-424-21](#)

Authorizing the Mayor to enter into a 3-year software

licensing agreement with Vector Solutions for the continued administration of Toledo Fire and Rescue's training management software; authorizing the expenditure of \$163,776 from the General Fund over the term of the agreement subject to annual appropriation; waiving the competitive bid requirements of TMC Chapter 187; and declaring an emergency.

Attachments: [Target Solutions Sole Source Letter 2021](#)

[O-425-21](#)

Authorizing the Mayor to accept a Grant from The Hartford for Toledo Fire & Rescue Operations; authorizing the deposit, appropriation, and expenditure of \$5,000.00 to provide Fire Safety Education; and declaring an emergency.

DEPARTMENT OF LAW:

[O-426-21](#)

Authorizing the Mayor to enter into an amended Eugene F. Kranz Toledo Express Airport joint economic development contract with the Board of Trustees of Swanton Township, Lucas County, Ohio, and Monclova Township, Lucas County, Ohio, for the purpose of adding to and enlarging the joint economic development district territory; making certain findings with respect thereto; and declaring an emergency.

Attachments: [2d Amended Contract - Exhibit](#)

[O-427-21](#)

Authorizing the settlement of AT&T Ohio's claim against the City of Toledo for property damage in the amount of \$37,820.00; and authorizing the expenditure of \$37,820.00 from the Risk Management Fund; and declaring an emergency.

[O-428-21](#)

Authorizing the settlement of the lawsuit captioned *Maxine Head v. Williams, et. al.*, pending in Lucas County Common Pleas Court for the sum of \$15,000; authorizing the expenditure of \$15,000 from the Risk Management Fund; and declaring an emergency.

DEPARTMENT OF PUBLIC UTILITIES:[O-429-21](#)

Approving the use of the Water Distribution Infrastructure Development Fund (2% Water Fund) to pay the cost of installing such items as a new water tap, water service line, curb stop, meter pit and lawn hydrant for up to ten (10) community gardens at various locations inside the City of Toledo upon the recommendation of the Director of Public Utilities; appropriating and expending \$40,000 from the unappropriated balance of the Water Distribution Infrastructure Development Fund; and declaring an emergency.

Attachments: [Bullet Points](#)

[O-430-21](#)

Authorizing the mayor to enter into information technology security consulting services agreements for the water treatment and reclamation plants; authorizing the appropriation and expenditure of \$87,500 from the Water Operating Fund and \$87,500 from the Sewer Operating Fund for said purpose; and declaring an emergency.

[O-431-21](#)

Authorizing the mayor to enter into the necessary contracts for purchase and installation of one (1) HIAB Crane, Winch and Remote Control; authorizing the appropriation and expenditure of \$90,066 from the Water Replacement Fund; waiving competitive bid provisions of TMC Chapter 187; and declaring an emergency.

Attachments: [Bullet Points](#)

[O-432-21](#)

Authorizing the appropriation from and expenditure of an amount not to exceed \$255,000 from the Sewer Replacement Fund for the purchase of a crane truck for the Sewer & Drainage Division; authorizing the mayor to accept bids and award contracts necessary for said purchase; and declaring an emergency.

Attachments: [Bullet Points](#)[O-433-21](#)

Authorizing the Mayor to enter into a 3-year agreement with Aquatic Informatics for Linko web-based software in a total amount not to exceed \$35,326 for the purpose of licensing updated software necessary for tracking and monitoring necessary permit information for industrial pretreatment facilities; authorizing the waiver of TMC Ch. 187 competitive bidding requirements; authorizing the expenditure of funds over the term of the agreement from the Water Operating Fund and Sewer Operating Fund; and declaring an emergency.

Attachments: [Bullet Points](#)[O-434-21](#)

Authorizing the mayor to enter into an agreement for the purchase of three flow meter systems; authorizing expenditure in an amount not to exceed \$23,364 from the Storm Water Operating Fund; and declaring an emergency.

Attachments: [Bullet Points](#)**DEPARTMENT OF DEVELOPMENT:**[O-435-21](#)

Authorizing the Mayor to enter, execute and deliver a real estate purchase agreement and other needed instruments for the sale and conveyance of 2210 Shoreland to , Timothy P. Hudgin and Marcia A. Hudgin, Trustees; Robert A. Wettle and Lynette M. Wettle; Richard W. Minnich and Kelly M. Malinowski ; James A. Nelson and Theresa A. Morrison; DSC Brothers, LTD; and Robert J. Zugay authorizing the deposit of net sale proceeds; making certain findings with respect thereto; waiving the notice and competitive bidding provisions of T.M.C. 187.19; and declaring an emergency.

Attachments: [Exhibit A](#)
[Proposed Property Split](#)

DEPARTMENT OF PUBLIC UTILITIES:

[O-436-21](#) Authorizing the Mayor to execute, deliver and accept needed instruments for the conveyance and acquisition of real property from FSC BGL Toledo Ohio, LLC for the realignment, reconstruction and improvement of a portion of Campbell Street; dedicating the same as public right-of-way; and declaring an emergency.

Attachments: [Exhibit A](#)
[Bullet Points](#)

[O-437-21](#) Authorizing the Director of Law to proceed with the appropriation of portions of property owned by Toledo Country Club located at 3949 and 4576 River Road, respectively, required for the Anthony Wayne Trail Improvement Project (Detroit to Glendale); authorizing the expenditure and payment to the Lucas County Clerk of Courts in the amount of \$20,800; and declaring an emergency.

Attachments: [Exhibit A](#)
[Bullet Points](#)

DEPARTMENT OF PUBLIC SERVICE:

[O-438-21](#) Authorizing the Mayor to enter into an agreement with the Village of Ottawa Hills, Ohio (Village) for the purchase of decorative traffic signal poles/mast arms and pedestals at the intersection of Bancroft, Indian & Secor; authorizing the acceptance, deposit, appropriation, and expenditure of \$43,163.60 from the Capital Improvement Fund for related material costs to be incurred by the city associated with these traffic signal upgrades; and declaring an emergency.

Attachments: [Bullet Points](#)

[O-439-21](#) Authorizing the disappropriation of \$4,300 from the Local Fiscal Recovery Fund, Authorizing the appropriation of \$4,300 to the Local Fiscal Recovery

Fund, Authorizing the Mayor to enter into a purchase agreement for capital equipment for the Division of Streets, Bridges, and Harbor; authorizing the expenditure of an amount not to exceed \$195,700 for said capital purchases; authorizing the mayor to execute a contract with the Clark Equipment Company / Bobcat of Toledo, Rudd Equipment and Southeastern Equipment and using Ohio STS Pricing, Sourcewell or other similar government purchase agreements waiving competitive procurement provisions of TMC Chapter 187; authorizing the Mayor to accept bids and award contracts for said purchases; and declaring an emergency.

Attachments: [Bullet Points](#)

[O-439-21](#)

Authorizing the disappropriation of \$4,300 from the Local Fiscal Recovery Fund, Authorizing the appropriation of \$4,300 to the Local Fiscal Recovery Fund, Authorizing the Mayor to enter into a purchase agreement for capital equipment for the Division of Streets, Bridges, and Harbor; authorizing the expenditure of an amount not to exceed \$195,700 for said capital purchases; authorizing the mayor to execute a contract with the Clark Equipment Company / Bobcat of Toledo, Rudd Equipment and Southeastern Equipment and using Ohio STS Pricing, Sourcewell or other similar government purchase agreements waiving competitive procurement provisions of TMC Chapter 187; authorizing the Mayor to accept bids and award contracts for said purchases; and declaring an emergency.

Attachments: [Bullet Points](#)

[O-440-21](#)

Authorizing the disappropriation of \$600,000 from the Capital Improvement Fund; authorizing the appropriation and expenditure of \$600,000 from the Capital Improvement Fund for Facility Operations; authorizing the mayor to enter into contracts for said

projects; and declaring an emergency.

Attachments: [Bullet Points](#)

[O-441-21](#)

Authorizing the disappropriation of \$215,000 from the Capital Improvement Fund; authorizing the appropriation and expenditure of an amount not to exceed \$215,000 from the Capital Improvement Fund for the purchase of an excavator with a forestry mulching head; authorizing the Mayor to accept bids and award a contract for said purchase; and declaring an emergency.

Attachments: [Bullet Points](#)

[R-442-21](#)

Endorsing and supporting the relationship between Toledo Football Academy and the Toledo Celtics Inc. for the purposes of applying for funding for the development and use of Schneider Park; and declaring an emergency.

[O-443-21](#)

Authorizing the Mayor to enter into a fifteen (15) year Lease, with three (3) optional five (5) year renewal period as well as other provisions, between the City of Toledo (“City”), Toledo Celtics, Inc, and Toledo Football Academy, Inc. (collectively “Club”) located at Schneider Park, Toledo, Ohio 43614; waiver of competitive bidding and 30-day notice requirement; and declaring an emergency.

Attachments: [Exhibit A](#)

DEPARTMENT OF HUMAN RESOURCES:

[O-444-21](#)

Authorizing the Mayor to enter into an Agreement for vision insurance services for a term of three (3) years; and further authorizing the expenditure of funds from the Healthcare Internal Service Fund; and declaring an emergency.

Attachments: [Speaking Points](#)

[O-445-21](#)

Repealing current Toledo Municipal Code Section 2101.37; and enacting a new Toledo Municipal Code Section 2101.37; and declaring an emergency.

Attachments: [Speaking Points](#)
[Amendment redline](#)

DEPARTMENT OF FINANCE:

[O-446-21](#) Providing for the issuance and sale of \$2,085,000 of notes, in anticipation of the issuance of bonds, to pay costs of constructing, reconstructing and rehabilitating sidewalks, including, where necessary, driveway approaches and curbs, in certain locations on designated streets; and declaring an emergency.

Attachments: [Signed FOC](#)

THE CLERK REPORTS:

[R-447-21](#) Declaring the intent to vacate the 20-foot strip of land along Front Street, Toledo, Lucas County Ohio; and declaring an emergency.

[R-448-21](#) Declaring the intent to vacate the 33-foot wide alley, known as Ostrich Lane, constituting all that area between Elm Street to the S.W 30 Ft of Lot 414, south of Chestnut Street, in the Plat of Vistula, in the city of Toledo, Lucas County Ohio; and declaring an emergency.

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

[O-449-21](#) Declaring the vacation of a portion of Constitution Avenue between Erie Street and Spielbusch Avenue, in the City of Toledo, Lucas County, Ohio, waiving all fees; and declaring an emergency.

[O-450-21](#) Declaring the vacation of right of way sidewalk at the corner of Adams and Jackson Streets, in the City of Toledo, Lucas County, Ohio; and declaring an emergency.

[O-451-21](#) Granting a Special Use Permit, for a Type A Daycare

for a site located at 1869 Airport Highway, in the City of Toledo, Lucas County, Ohio; subject to certain conditions and a waiver; and declaring an emergency.

Attachments: [Plan Commission Report](#)

[O-452-21](#)

Granting a Special Use Permit, for a Type A Daycare for a site located at 2009 Airport Highway, in the City of Toledo, Lucas County, Ohio; subject to certain conditions and a waiver; and declaring an emergency.

Attachments: [Plan Commission Report](#)

[O-453-21](#)

Granting a Special Use Permit, for a Day Care Center for a site located at 11 Richards Road, in the City of Toledo, Lucas County, Ohio; subject to certain conditions; and declaring an emergency.

Attachments: [Plan Commission Report](#)

[O-454-21](#)

Granting a Special Use Permit, for a Day Care Center for a site located at 3648 Victory Avenue, in the City of Toledo, Lucas County, Ohio; subject to certain conditions; and declaring an emergency.

Attachments: [Plan Commission Report](#)

[O-455-21](#)

Accepting the City Plan Commission's recommendation for local landmark designation for the Building known as the Craft Master Building located at 328 N. Westwood, in accordance with Toledo Municipal Code Section 1111.1002; and declaring an emergency.

Attachments: [Plan Commission Report](#)

[O-456-21](#)

Granting a Special Use Permit, for a School for a site located at 4930 Flanders Road, in the City of Toledo, Lucas County, Ohio; subject to certain conditions; and declaring an emergency.

Attachments: [Plan Commission Report](#)

[O-457-21](#)

Granting an Amendment to a Special Use Permit, originally granted by Ord. 503-80 and 977-00, for a

Gas Station and Convenience Store, for a site located at 750 E. Central Avenue, in the City of Toledo, Lucas County, Ohio; subject to certain conditions; and declaring an emergency.

Attachments: [Plan Commission Report](#)

[O-458-21](#)

Changing the zoning maps attached to Part 11, Planning and Zoning, Toledo Municipal Code, for the property located at 2700 Broadway, in the City of Toledo, Lucas County, Ohio; and declaring an emergency.

Attachments: [Plan Commission Report](#)
[Institutional Master Plan](#)

ITEM LIKELY TO BE RELIEVED OF NEIGHBORHOODS, COMMUNITY DEVELOPMENT & HEALTH COMMITTEE:

[O-323-21](#)

Authorizing the appropriation of \$1,500,000 from the unappropriated balance of the Capital Improvement Fund for major building improvements of the Frederick Douglass Community Center; authorizing the Mayor to accept bids for labor, materials and professional services necessary to complete said project(s); and declaring an emergency.

Attachments: [Audio: Agenda Review June 15, 2021](#)
[Hyperlink](#)

Legislative History

6/22/21 City Council Referred To:

ITEM LIKELY TO BE RELIEVED OF EDUCATION, RECREATION & EMPLOYMENT COMMITTEE:

[R-183-21](#)

Officially renaming the City Park located at 4551 Hill Avenue and currently known as “Winterfeld Park” to “George T. Hillard Park”; and declaring an emergency.

Attachments: [Hyperlink](#)

Legislative History

4/13/21 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.