



# City of Toledo

One Government Center  
Toledo, OH 43604

## Agenda Review City Council

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Tuesday, January 3, 2023

1:55 PM

Council Chambers

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### Special Meeting of Council and Agenda Review for

#### SPECIAL COUNCIL MEETING, TUESDAY, JANUARY 3, 2023, 1:55 PM:

[O-005-23](#)

**Authorizing the appropriation of \$4,266,583 in the Workers' Compensation Fund and the expenditure of same for the City's fiscal year 2023 workers' compensation premium payment; and declaring an emergency.**

**Body:**

SUMMARY & BACKGROUND:

The purpose of this ordinance is to authorize the appropriation and expenditure of \$4,266,583 for the City's fiscal year 2023 workers' compensation payment to the Ohio Bureau of Workers' Compensation. Completing this payment in-full and at the start of the year will enable the City to receive a prepayment rebate of 2% of the premium amount, or \$94,997.

#### AGENDA REVIEW FOR THE DECEMBER 10, 2023 Meeting of Toledo City Council

*:: Executive Session ::*

#### COUNCIL PRESIDENT CHERRY PRESENTS:

[TMP-8324](#)

**Official naming of Marengo Bridge as Dave Beckwith Bridge.**

**Body:**

SUMMARY & BACKGROUND:

#### COUNCIL MEMBER GADUS PRESENTS:

[TMP-8325](#)

**Recognize Glass City River Wall.**

**APPOINTMENTS FROM THE OFFICE OF THE MAYOR:**

[TMP-8326](#) Appointment - Charter Revision Committee

**Attachments:** [Charter Revision Comm](#)

[TMP-8327](#) Appointment - Charter Revision Committee

**Attachments:** [Charter Revision Comm](#)

[TMP-8328](#) Appointment - Electrical Board of Control

**Attachments:** [Electrical Bd of Control](#)

[TMP-8329](#) Appointment - Electrical Board of Control

**Attachments:** [Electrical Bd of Control](#)

[TMP-8330](#) Appointment - Electrical Board of Control

**Attachments:** [Electrical Bd of Control](#)

**SECOND READING ITEMS:**

[O-625-22](#) Approving an Enterprise Zone real property tax exemption for Secor Senior Lofts II, LLC for the construction of a 50-unit affordable senior independent living facility within the Toledo Enterprise Zone; making certain findings and determinations in connection therewith; approving and authorizing the execution of an agreement and other documents, which grant real property tax exemptions; and declaring an emergency.

**Body:** SUMMARY & BACKGROUND:  
Secor Senior Lofts II, LLC (“Applicant”) is proposing to construct a 50,000 square foot affordable senior independent-living facility on a 2.8-acre parcel located at 3839 (0) Secor Road (“Project”). The Project will provide an affordable housing option to seniors seeking to age in place in an area of the City that is currently underserved with senior housing. The \$9,750,000 Project will create two (2) new part-time job positions. Currently, there are zero (0) existing full-and-part-time jobs at the site. This Project follows the recently completed 58-unit Secor Senior Lofts project

that is located immediately adjacent to Secor Senior Loft II's proposed site.

The city of Toledo has reviewed the Applicant's application and has determined the enterprise zone real property tax exemption is necessary for the project to move forward. Therefore, the City is proposing to grant a one hundred percent (100%) real property tax exemption for fifteen (15) years on the increase in the assessed valuation of the Project after it is complete. The Applicant will enter into a Service Payment Agreement with the Washington Local School District ("District") in an amount equal to one hundred percent (100%) of what the District would have received if not for the real property tax exemption. The Enterprise Zone Agreement will only be executed by the City upon execution of the Service Payment Agreement, to include a waiver and release by the Washington Local Board of Education of any and all rights it may have pursuant to Ohio Revised Code section 5709.82 or otherwise to share in the increased income tax revenue collected by the City of Toledo and resulting from the Project.

This project is in conformance with the Toledo's Enterprise Zone Tax Exemption Policy as established by Ord. 94-95 and Ohio Revised Code section 5709.62.

On Wednesday, October 26 the Incentive Advisory Committee unanimously recommended approval of Secor Senior Lofts II, LLC's application for an Enterprise Zone tax abatement.

**Attachments:** [Enterprise Zone Agreement](#)

**Legislative History**

12/6/22            City Council            First Reading

[O-652-22](#)

**Amending the framework for the Toledo Recovery Plan, authorizing the appropriation and expenditure of \$100,000 from the Local Fiscal Recovery Fund for the provision abortion related-logistical needs; authorizing the Mayor to enter into an agreement with The Agnes Reynolds Jackson Fund, Inc. ("Aggie Fund"); making certain findings with respect thereto; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:

The “Aggie Fund” is a 501(c)(3) organization dedicated to providing funding for abortion-related logistical needs. The City is the recipient of \$180.9 million through the American Rescue Plan Act (ARPA) to be used to address the public health and negative economic impacts of the COVID-19 pandemic, 31 CFR 35.6. Additionally, recipient of ARPA funding may use funds for the provision of government services, 31 CFR 35.6(d). The Toledo Recovery Plan framework (authorized by Ordinance 530-21) should be amended to include an allocation of \$100,000 to relieve financial burdens related to receiving reproductive healthcare. This ordinance amends the framework and allows for the appropriation and expenditure of \$100,000 for Agnes Reynolds Jackson Fund (“Aggie Fund”).

**Legislative History**

12/20/22      City Council                      First Reading

[O-653-22](#)

**Authorizing the appropriation and expenditure of \$50,000 from the General Fund for the Affirmative and Inclusive LGBTQ+ Health Care; authorizing the Mayor to enter into an agreement with Equality Toledo; making certain findings with respect thereto; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:

Whereas, Equality Toledo is a 501(c)(3) organization dedicated to eliminating the barriers LGBTQ+ Toledoans face.

Whereas, there are an estimated 1.4 million adults who identify as transgender living in the United States, roughly 0.6% of the population. Despite an increase in the number of people who identify as transgender and non-binary, a 2018 Human Rights Campaign Foundation study found that one in four transgender people report having avoided medical care in the past year out of fear of being disrespected or mistreated (HRC). Furthermore, a 2015 national study found that 33% of transgender survey respondents who saw a health care provider in the last year reported one or more negative experiences related to being transgender, including being refused treatment, being harassed or assaulted, or receiving incompetent care.

Although few studies have been published on the quality of care provided for trans and non-binary persons, the studies that do exist agree that national barriers to care include few accessible providers who are trained in gender-affirming health care as well as inconsistent use of chosen name and pronouns. Conclusions from these studies suggest that training individual providers and their office staff to provide culturally competent care can help to decrease barriers and increase care. Dr. Ding and others write, “These efforts are vital, as they ensure the availability of a limited number of providers who are well prepared to treat trans and gender non-conforming (TGNC) patients in a culturally competent, affirming matter”.

No studies or community needs assessment have been performed locally in the Toledo area with respect to the LGBTQ+ population and their health disparities, and there are no programs in place to train and incentivize health care providers to perform gender affirming care. Some individual providers promote their practice as LGBTQ+ affirming, yet trans and non-binary residents of Toledo are left wondering if they truly are affirming for the entire community or if they only cater to gay and lesbian patients. In addition, any provider is currently able to promote their practice as LGBTQ+ affirming, but they are not required to ensure staff are appropriately trained and that their paperwork is inclusive for all gender identities.

A 2019 study in Canada demonstrated that trans youth and gender diverse children report an improvement in their well-being since switching providers to a trained specialty clinic that focuses on gender-affirming care. LGBTQ+ residents of greater Toledo deserve a clear roadmap for their healthcare needs, navigating them to trusted and trained providers who are willing to learn and practice inclusive, affirming care.

**Attachments:** [Action Plan](#)

**Legislative History**

12/20/22      City Council      First Reading

[O-656-22](#)

**Providing for the submission to the electors of the City**

**of Toledo at a regular municipal election on May 2, 2023, an amendment to the Charter of the City of Toledo Section 209; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:

In 2022, the Charter Revision Committee submitted to City Council proposed amendments to the Charter of the City of Toledo that were combined to become Issue 21 for the special election dated November 8, 2022. The electors of Toledo did not approve the issue and its proposed amendments.

This ordinance proposes changing Section 209 of the Toledo City Charter. This change to the Toledo Charter is supported by citizens of Toledo as a separate issue. Therefore, this ordinance guarantees that this issue can be voted on by the Toledo electorate as a single issue at the May 2, 2023 municipal primary election.

**Legislative History**

12/20/22      City Council      First Reading

**COUNCILWOMAN WHITMAN PRESENTS:**

[TMP-8331](#)

**For the purpose of requiring that the Mayor and the Administration present to Toledo City Council an annual Comprehensive Public Safety Plan.**

**Body:** SUMMARY & BACKGROUND:

Public safety is a significant priority for members of Toledo City Council. Council desires to ensure all Toledo residents live in clean, safe and healthy neighborhoods, where business and organizations can thrive. To hold safety leadership accountable, we must create a plan to set communitywide goals with measurable outcomes.

[TMP-8332](#)

**For the purpose of requiring that the Mayor and the Administration present to Toledo City Council Biannual Crime Reduction Report.**

**Body:** SUMMARY & BACKGROUND:

As a City Council, we are committed to working with the administration, safety forces, organizations to ensure the safety and well-being of all of City of Toledo residents. This includes a need for data sharing and information accessibility to keep the

public informed on current crime statistics, public nuisances, and planning goals. Transparency is vital to maintaining community trust and to engage local partners in efforts to keep Toledo neighborhoods safe.

#### DEPARTMENT OF PUBLIC UTILITIES:

1. [TMP-8312](#) **Authorizing the appropriation and expenditure of \$3,900,000 from the unappropriated balance of the 2016 Water Bond Improvement Fund for the purchase of approximately 135+/- acres of property located at and known as 650 N. Wynn Road, 5201 Corduroy Road, and 5550 Corduroy Road (Lucas County TD Parcels 44-13419, 44-13237, and 44-13177), respectively, together with various costs and services related thereto, including but not limited to the purchase of real property interests, surveys, testing, title work, appraisals, closing costs, relocation costs, environmental assessments, and other incidental fees and expenses, if applicable, for the eventual creation of an alternate water source as mandated by the Environmental Protection Agency; authorizing the mayor to accept bids for services and execute agreements as necessary and appropriate associated with the purchase of said property herein; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:

The Ohio EPA has ordered multiple projects to be undertaken to mitigate and improve the City of Toledo's ability to continually provide safe drinking water to its customers, including but not limited to constructing a water reservoir of approximately 200 million gallons to provide an alternate and redundant water supply. The properties located at 650 N. Wynn Road, 5201 Corduroy Road, and 5550 Corduroy Road (Lucas County TD Parcels 44-13419, 44-13237, and 44-13177) collectively contain approximately 135+/- acres of land, which is sufficient to construct a reservoir of the size and capacity required. The current owner has expressed a desire to sell the property to the City of Toledo. The acquisition of the property will ensure the City's ability to construct the required reservoir as required by OEPA,

and will further ensure the City's ability to provide a continuous supply of top-quality drinking water to the City of Toledo's water customers and the citizens of our region for the foreseeable future.

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

2. [TMP-8316](#) **Authorizing the expenditure of \$14,679 from the Water Operating Fund to provide payment of the City of Toledo Department of Public Utilities' membership dues for 2023 to the American Water Works Association (AWWA); and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:

The American Water Works Association is an international not-for-profit and educational society which advances public health, safety and welfare by uniting the efforts of the full spectrum of stakeholders from throughout the water processing and distribution community. This ordinance authorizes payment of the membership dues for 2023 for the Department of Public Utilities. Funds are provided in the proposed 2023 Operating Budget for this purpose.

3. [TMP-8314](#) **Authorizing the appropriation and expenditure in an amount not to exceed \$500,000 from the Sewer Replacement Fund for the I-65 Chlorination and De-Chlorination Renovation Project at the Water Reclamation Plant; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:

The Water Reclamation Plant (Plant) is in the process of designing a new Chlorination Facility. The additional appropriated funds will allow the Plant to complete the design of the project at the Bay View Pump Station.

4. [TMP-8303](#) **Authorizing the mayor to enter into and execute necessary agreements with the Environmental Protection Agency (EPA) as granted through the Great Lakes Restoration Initiative; authorizing the mayor to accept and deposit grant proceeds in the amount of \$500,000 into the Operation Grants Fund; authorizing the appropriation and expenditure of said grant proceeds for the Delaware Creek Restoration Project**



**Phase II project; authorizing the mayor to execute necessary agreements in connection with the grants; authorizing the mayor to accept bids and execute necessary contracts for the purchase of professional services and goods and services to administer the grants; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:

The City of Toledo has been awarded funding and is invited to enter into a grant agreement with the Environmental Protection Agency (EPA) for a Great Lakes Restoration Initiative (GLRI) Green Infrastructure grant in the amount of \$500,000 to be used for the Delaware Creek Restoration Project Phase II. This ordinance authorizes the mayor to accept, deposit, appropriate and expend up to \$500,000 in grant proceeds from the EPA.

**DEPARTMENT OF TRANSPORTATION:**

5. [TMP-8313](#) **Authorizing the appropriation and expenditure of an amount not to exceed \$5,500,000 from the unappropriated balance of the Water Replacement Fund for the Water Main Program; authorizing the mayor to prepare plans and specifications, acquire required rights-of-way and easements as appropriate, accept bids and enter into contracts after due advertising for the design and construction of water mains; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:

This ordinance funds the continuation of the city's systematic, annual water main replacement program to replace deteriorating and undersized water mains, and to loop dead ends within the city's water distribution system. This work is necessary to maintain a safe, reliable service that will meet the demands of the City of Toledo water distribution system.

6. [TMP-8309](#) **Authorizing the appropriation and expenditure of an amount not to exceed \$2,300,000 from the unappropriated balance of the Sewer Replacement Fund for various sewer replacement and improvement projects; authorizing the mayor to prepare engineering studies, plans and specifications, acquire rights-of-way**

**and easements as necessary, accept bids and enter into contracts; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:

This ordinance funds the replacement and improvement of broken and deteriorated sewers throughout the city along with identifying structural problems in critical sections of the aging sewer system. This work is necessary to maintain safe, reliable service to the citizens.

7. [TMP-8305](#)

**Authorizing the appropriation and expenditure of an amount not to exceed \$1,040,000 from the unappropriated balance of the Storm Water Utility Improvement Fund for various drainage improvement projects; authorizing the mayor to prepare engineering studies, plans and specifications, acquire rights-of-way and easements as appropriate, accept bids and enter into contracts for said drainage improvement projects; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:

The purpose of this work is for the construction of drainage improvement projects at various locations. This work is an annual stormwater program that targets nuisance and chronic drainage corrections, replacement of crumbling infrastructure, and capacity improvements throughout the city.

8. [TMP-8307](#)

**Authorizing the mayor to enter into cooperative grant agreements with and accept financial assistance from the State of Ohio Department of Transportation (ODOT) for one construction project and one streetscape project; authorizing the acceptance, deposit, appropriation and expenditure of grant proceeds into the Capital Improvement Fund in an amount not to exceed \$2,655,728; 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.**

**Body:** SUMMARY & BACKGROUND:

The Division of Engineering and Construction Management has been working closely with ODOT to secure grant funding through

multiple funding programs for several projects. All amounts are grant dollars and are assigned to specific projects as follows:

A maximum of \$500,000 has been allocated by ODOT through TMACOG for a resurfacing project; Laskey Road from Douglas Road to Jackman Road. Matching funds will be provided through the Division of Engineering and Construction Management Matches and Planning budget. Construction for this project is scheduled for 2024.

A maximum of \$2,155,728 has been allocated by ODOT through TMACOG for a streetscape project; Anthony Wayne Trail from South Detroit Avenue to Glendale Avenue. Matching funds will be provided through the Division of Engineering and Construction Management Matches and Planning budget. Construction for this project is scheduled for 2023.

Passage of this ordinance is required to enable the City of Toledo to accept outside funding for these projects and have it in place to help pay for these expenditures.

9. [TMP-8308](#)

**Authorizing the appropriation and expenditure of an amount not to exceed \$27,500,000 from the Tax Roadway Improvement Fund for the General Resurfacing Program; authorizing the mayor to prepare plans and specifications, acquire required rights-of-way as appropriate, utilize professional services necessary for planning, design, project management, and construction inspection, and enter into contracts for these projects within the Division of Engineering and Construction Management; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:

The Division of Engineering and Construction Management is requesting \$27,500,000 from the Tax Roadway Improvement Fund for the General Resurfacing program. This item is for projects that utilize 100% City of Toledo capital funds to rebuild or resurface primarily local residential streets.

Appropriation of these funds now will allow for timely bidding

and construction to ensure all projects are completed this year.

10. [TMP-8310](#)

**Declaring it necessary to improve intersections at Copley Drive and Marriat Road, Hill Avenue and Dunderry Lane, Thayer Street and Alley Intersection, and Worley Place and E. Manhattan Boulevard; by installing street lighting; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:

The Street Lighting Section of the Division of Engineering and Construction Management has received numerous complaints regarding the absence of lighting at the intersections of Copley Drive and Marriat Road, Hill Avenue and Dunderry Lane, Thayer Street and Alley Intersection, and Worley Place and E. Manhattan Boulevard. The Street Lighting Section surveyed the areas and determined that current street lighting is not adequate. This resolution proposes installing a streetlight at each of these locations to illuminate the intersections.

The annual cost of these improvements is estimated to be \$111.48 for each intersection with a one-time installation cost of \$825 each. These costs will be paid from the General Fund Utilities account.

11. [TMP-8311](#)

**Authorizing the appropriation and expenditure of an amount not to exceed \$175,000 from the Capital Improvement Fund for the upgrade of traffic signals throughout the city; authorizing the mayor to accept bids and award contracts necessary to complete said project(s); and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:

This Ordinance authorizes the appropriation and expenditure of \$175,000 from the proposed 2023 Capital Improvement Plan (CIP) budget for traffic signal upgrades. The City of Toledo is required by federal mandate to meet minimum traffic signal requirements. These funds will allow the Division of Traffic Management to purchase materials to replace existing non-compliant signals and related equipment that have reached their useful life throughout the City.

12. [TMP-8306](#)

**Authorizing the appropriation and expenditure of an amount not to exceed \$75,000 from the Capital**

**Improvement Fund for the upgrade of roadway signage throughout the city; authorizing the mayor to accept bids and award contracts necessary to complete said project(s); and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:

This Ordinance authorizes the appropriation and expenditure of \$75,000 from the proposed 2023 Capital Improvement Plan (CIP) budget for the upgrade of roadway signage. The City of Toledo is required by federal mandate to meet high-intensity sign requirements for signage. These funds will allow the Traffic Management Division to purchase materials to replace existing signage with high-intensity material.

13. [TMP-8304](#)

**Authorizing the mayor to enter into a donor agreement with We Are Traffic, LLC for the conveyance by gift of fifteen (15) bike racks previously part of ToleGo Bikes System; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:

The City of Toledo accepted receipt of the bike racks as part of the ToleGo Bike Share. Ownership of the units was transferred from Metroparks Toledo to the City of Toledo as a bike share system was launched. Metroparks Toledo received the bike racks using awarded grant funds. The ToleGo Bike Racks are no longer in use by the City of Toledo.

The City of Toledo was approached by We Are Traffic, LLC and would like to accept the bike racks and put them to their highest and best use for the residents of the City of Toledo. We Are Traffic exists to promote cycling as a viable form of transportation in the Greater Toledo Area by supporting bike related events and activities. Their programming seeks to change behavior by giving people the tools they need to ride a bike.

We are Traffic, LLC will repurpose the bike racks through a network of area partners and agencies who share an interest in supporting the need for individuals seeking personal freedom of mobility, inclusive of active transportation allowing individuals access to daily quality of life and employment opportunities.

**DEPARTMENT OF PUBLIC SERVICE:**

14. [TMP-8248](#) **Authorizing the appropriation and expenditure of \$4,100,000 from the unappropriated balance of the Capital Improvement Fund for landfill cell construction, related infrastructure improvements and professional services at the Hoffman Road Landfill; authorizing the Mayor to prepare plans and specifications, accept bids and award contracts necessary to complete landfill cell construction and related infrastructure improvements; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:

This Ordinance authorizes the appropriation and expenditure of funds from the Capital Improvement (CIP) Fund for landfill cell construction and related infrastructure improvement activities at the Hoffman Road Landfill (landfill). These activities are required to provide sufficient constructed disposal capacity for uninterrupted solid waste disposal at the landfill while maintaining regulatory compliance with the Ohio Administrative Code and the landfill's Permit-to-Install (PTI). Ordinance 105-22 noted the Division is taking a phased approach to completing cell construction and related infrastructure improvements to spread financial resources over a period of three (3) years; this is year two.

To implement cell construction activities, while maintaining compliance, the following activities are required: 1) environmental consulting and engineering, including Construction Quality Assurance (CQA) and reporting, 2) construction of a new disposal area, 3) upgrading the landfill Gas Collection & Control and Leachate Collection Systems (GCCS and LCS, respectively), 4) development and construction of necessary storm water and erosion control measures, and 5) infrastructure improvements and replacement.

**Attachments:** [2023 Landfill Cell Construction](#)

**DEPARTMENT OF FINANCE:**

15. [TMP-8322](#) **Authorizing the appropriation of \$1,422,381 in the General Fund for the City of Toledo's 2023 first**

**quarter payment for the Lucas County 911 Regional Council of Governments; authorizing the expenditure of \$1,422,381; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:

The purpose of this ordinance is to authorize the appropriation and expenditure of \$1,422,381 for the Lucas County 911 Regional Council of Governments Q1 2023 payment.

**DEPARTMENT OF PARKS & YOUTH SERVICES:**

16. [TMP-8300](#)

**Authorizing the expenditure of an amount not to exceed \$300,000 from the Capital Improvement Fund for replacement of a pole building structure at Ottawa Golf Course; authorizing the Mayor to accept bids and award contracts for said purpose; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:

This ordinance authorizes expending up to \$300,000 for replacement of the golf cart storage barn at Ottawa Golf Course. An evaluation of the building revealed serious structural defects that were beyond simple repairs. This project will also bring the structure up to current safety codes. Funds for this project were allocated in the approved mid-year budget adjustment to the Capital Improvement fund.

17. [TMP-8301](#)

**Authorizing the expenditure of an amount not to exceed \$150,000 from the Capital Improvement Fund for replacing the decking and handrails on the Harvard Overlook at Walbridge Park; authorizing the Mayor to accept bids and award contracts for said purpose; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:

This ordinance authorizes expending up to \$150,000 for replacing the decking and handrails on the Harvard Overlook at Walbridge Park. An evaluation of the overlook at Walbridge Park showed the super-structure to be in good condition. It was also determined that the decking material and handrails needed replacement. This project will extend the life of this park facility for 15-20 years. This project will also ensure continued accessibility to the river overlook for all residents. Funds for this project were allocated in

the approved mid-year budget adjustment to the Capital Improvement fund.

**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.**