



City of Toledo

One Government Center
Toledo, OH 43604

Agenda Review City Council

Tuesday, March 14, 2023

2:00 PM

Council Chambers

COUNCIL MEMBERS CHERRY AND MELDEN PRESENT:

[TMP-8575](#)

Recognizing March as Developmental Disabilities Awareness Month.

COUNCIL MEMBERS McPHERSON AND MORRIS PRESENT:

[TMP-8576](#)

Recognizing and congratulating Toledo Police Department Officer Dana Slay for being the first black officer awarded badge #1.

APPOINTMENTS FROM THE OFFICE OF THE MAYOR:

[TMP-8577](#)

Appointment - City Plan Commission

Attachments: [City Plan Commission](#)

[TMP-8578](#)

Appointment - City Plan Commission

Attachments: [City Plan Commission](#)

SECOND READING ITEMS:

[O-096-23](#)

Authorizing the expenditure of \$750,000 from the Capital Improvement Fund for the 2023 Sidewalk Program; authorizing the expenditure of \$1,400,000 from the Special Assessment Improvement Fund for the 2023 Sidewalk Program; authorizing the mayor to prepare plans and specifications, acquire required rights-of-way as appropriate, and enter into contracts for this project within the Division of Engineering and Construction Management; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

The Division of Engineering and Construction Management is requesting the expenditure of \$750,000 from the Capital Improvement Fund for the 2023 Sidewalk Program. Resolution 622-22 was enacted to begin the assessment process and provide notice to property owners in accordance with the assessment process. This ordinance also is requesting the expenditure of \$1,400,000 for the assessed portion of the 2023 Sidewalk Program.

All of the funds included in this ordinance are for work that is scheduled to begin in 2023. Authorization for expenditure of these critical funds now will allow for timely bidding and construction to ensure all projects are completed this year in a balanced, efficient fashion.

Legislative History

3/7/23 City Council First Reading

[O-104-23](#)

Authorizing the appropriation of \$45,000 from the unappropriated balance of the Water Replacement Fund and operating transfer of same into the Water Operating Fund; authorizing the appropriation of \$50,000 from the unappropriated balance of the Sewer Replacement Fund and operating transfer of same into the Sewer Operating Fund; authorizing the appropriation of \$5,000 from the unappropriated balance of the Storm Water Replacement Fund and operating transfer of same into the Storm Water Operating Fund; authorizing the appropriation and expenditure of an amount not to exceed \$45,000 from the Water Operating Fund, the appropriation and expenditure of an amount not to exceed \$50,000 from the Sewer Operating Fund, and the appropriation and expenditure of an amount not to exceed \$5,000 from the Storm Water Operating Fund to fund the customer assistance grant program; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

This Ordinance funds an annual customer assistance grant program to

aid low-income water, sewer and storm water customers who need funding assistance to maintain necessary utility services. The Department of Public Utilities will utilize its service turnoff, collection agency and lien authority to minimize losses under this program; and future appropriations for this program will be included DPU operational budgets.

Legislative History

3/7/23 City Council First Reading

COUNCIL MEMBERS MORRIS, GADUS AND HOBBS PRESENT:

[TMP-8579](#)

Supporting the passage and implementation of federal legislation and regulations regarding Railroad Safety and Maintenance; and declaring an emergency.

COUNCIL MEMBERS WHITMAN AND HARTMAN PRESENT:

[TMP-8580](#)

Authorizing the expenditure of \$16,924 from the General Fund to pay the National League of Cities (NLC) 2023 membership dues; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

The National League of Cities (NLC) is an organization comprised of city leaders that are focused on improving the quality of life for their current and future constituents. Their mission is to relentlessly advocate for, and protect the interests of cities, by influencing federal policy, strengthening local leadership and driving innovative solutions. The 2023 City Council Budget has an appropriation for this anticipated expenditure.

COUNCIL MEMBERS McPHERSON, GADUS AND HOBBS PRESENT:

[TMP-8581](#)

Authorizing the expenditure of \$50,000 from the General Fund for a sponsorship to support the 2023 Glass City Jazz Fest; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

The purpose of this ordinance is to provide funding for the 2023 Glass City Jazz Fest, a free event to take place at the Glass City Metropark.

The daylong event will occur on August 12, 2023, and will feature a number of local musicians as well as national acts. It is being organized in homage to Toledo's storied place in jazz history. This event will bring many regional visitors into the area and provide an opportunity for Toledoans to enjoy a day of music on Toledo's beautiful waterfront.

**COUNCIL PRESIDENT CHERRY AND THE MEMBERS OF CITY COUNCIL
PRESENT:**

[TMP-8582](#)

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 2717 Collingwood; 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](#)

OFFICE OF THE MAYOR:

1. [TMP-8572](#)

Authorizing the expenditure of \$100,000 from the General Fund to support the 2023 ProMedica Summer Concert Series as a Collaborative Sponsor; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

The purpose of this ordinance is to provide funding in 2023 for the Summer Concert Series that is presented by ProMedica in Promenade Park in the summer. These concerts bring many regional visitors into the area and provide summer fun in a City of Toledo park on the waterfront.

2. [TMP-8570](#) **Authorizing the expenditure of \$75,000 from the General Fund to support the 2023 Italian Bowl as a Collaborative Sponsor; and declaring an emergency.**

Body: SUMMARY & BACKGROUND:

The purpose of this ordinance is to provide funding in 2023 for the Italian Bowl Championship Game event on July 1, 2023 in Toledo. Other sponsors include The University of Toledo, Destination Toledo, Buckeye Broadband, Marco's Pizza, SSOE, the Toledo Blade, Lucas County, UTMC, Southern Glazers, and more. This international event and activities leading up to the game are expected to bring many regional visitors into the area, provide summer fun and excitement, and showcase our city to an international audience.

DEPARTMENT OF PUBLIC SERVICE:

3. [TMP-8548](#) **Authorizing the expenditure from multiple funds for the collection, hauling, and processing of materials collected through the 2023 Clean Toledo Recycling events; authorizing the mayor to accept bids and enter into necessary contracts for recycling and disposal services; waiving the competitive procurement requirements of TMC Section 187; and declaring an emergency.**

Body: SUMMARY & BACKGROUND:

The Division of Urban Beautification, in partnership with the Departments of Public Service, Public Utilities, and Engage Toledo, will increase the number of scheduled recycling events in 2023. These events are open to the public and provide the opportunity for participants to engage with a variety of vendors for recycling materials, hazardous waste, tires, televisions and other various electronics, personal documents, green waste, Styrofoam and other miscellaneous debris. This ordinance will authorize the expansion of the 2023 from twenty-four (24) total events to twenty-six (26), and support the large volume of materials collected by vendors for proper recycling and disposal.

DEPARTMENT OF TRANSPORTATION:

4. [TMP-8562](#) **Authorizing the expenditure of an amount not to exceed \$90,000 from the Capital Improvement Fund for the lease of vehicles for the Division of Engineering and Construction Management; and declaring an emergency.**

Body: SUMMARY & BACKGROUND:
Ordinance 254-19 authorized the Mayor to enter into a contract with Enterprise Fleet Management for vehicle and equipment replacement for the city's fleet. The Division of Engineering and Construction Management will utilize this contract to lease vehicles for the Division's construction and inspection operations. Budget for this expenditure is available in the division's operating budget within the CIP project support account.

5. [TMP-8563](#) **Authorizing the expenditure of an amount not to exceed \$1,300,000 from the Capital Improvement Fund for the Road & Bridge Maintenance Matches and Planning Program; authorizing the mayor to prepare plans and specifications, acquire rights-of-way as appropriate, accept bids and award contracts and enter into agreements for said program; and declaring an emergency.**

Body: SUMMARY & BACKGROUND:
The Division of Road and Bridge Maintenance is requesting the expenditure of \$1,300,000 from the Capital Improvement Fund for the Bridge Matches & Planning program. This money will be used to provide City match dollars to state and federal grants and loans.

The Bridge Matches & Planning program provides funding that is needed to supply match funds for outside grants and loans the division has anticipated and secured, as well as to plan for future larger scale projects. These CIP funds will match federal and state transportation funds already approved through multiple sources.

Authorization for the expenditure of these critical funds now will allow for timely bidding and construction to ensure all projects are completed this year in a balanced, efficient fashion. It also allows for the processing of agreements needed to accept the outside grant and loan

dollars before funding agency deadlines.

6. [TMP-8557](#)

Authorizing the expenditure of an amount not to exceed \$600,000 from the Capital Improvement Fund for the Road & Bridge Maintenance Levees and Harbor Program; authorizing the mayor to prepare plans and specifications, acquire rights-of-way as appropriate, accept bids and award contracts for said Levee and Harbor program within the Division of Road & Bridge Maintenance; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

The Division of Road & Bridge Maintenance has primary responsibility for the maintenance of levees and harbors to comply with USACE and FEMA requirements. As climate change continues and storm intensities increase, the levees and harbor require more robust embankment protection and erosion control. In order to protect property within the city of Toledo, it is necessary to design and construct rip rap protection, which is large rock used to prevent erosion on slopes, improve sheet pile walls, improve storm water closure devices, and eliminate washouts. Most specifically, Point Place levee is in need of sheet pile wall improvements behind Edgewater School, stormwater closure device replacement is needed along the Ottawa River in the vicinity of the yacht clubs, and rip rap replacement is needed throughout. Swan Creek Levee is also in need of additional rip rap.

7. [TMP-8561](#)

Authorizing the expenditure of an amount not to exceed \$500,000 from the Capital Improvement Fund for the Road & Bridge Maintenance Central Avenue Facility project; authorizing the mayor to prepare plans and specifications, acquire rights-of-way as appropriate, accept bids and award contracts for the Central Avenue Facility project; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

The City of Toledo divisions of Road and Bridge Maintenance and Urban Beautification house their headquarters at 1189 West Central Avenue. During an audit, the United States Environmental Protection Agency (USEPA) found the site was found in violation of the City's

(National Pollution Discharge Elimination System (NPDES) permit. This project will address the stormwater collection system on the property to be compliant with the City of Toledo's NPDES permit.

DEPARTMENT OF ECONOMIC DEVELOPMENT:

8. [TMP-8566](#) **Authorizing the Mayor and Department of Economic Development to implement a Facade Improvement Grant (“FIG”) Program; authorizing the Mayor to enter into program grant agreements; authorizing, subject to annual appropriations, expenditures from the General Fund for the FIG Program; and declaring an emergency.**

Body: SUMMARY & BACKGROUND:

The Vibrancy Initiative was established to enhance the City's vitality by supporting revitalization efforts that will create jobs, reduce blight, and preserve and improve structures throughout the City. The Vibrancy Initiative is a comprehensive approach to revitalization that addresses building exteriors through the Facade Improvement Grant (“FIG”), and vacant first floor commercial interiors through the White Box Grant.

The FIG program is designed to assist property owners with transforming the facade of commercial, industrial, and mixed-use buildings. The program provides a matching grant of up to \$40,000 as reimbursement for eligible expenses associated with a comprehensive facade improvement. Building owners are required to provide a 50% match and must either occupy the space as a business owner or actively market the space for lease.

This ordinance authorizes the expenditure of funds, subject to annual appropriations, from the General Fund for the FIG program, to be administered by the Department of Economic Development. For fiscal year 2023, an amount of \$320,000 was included in the approved operating budget for this program.

9. [TMP-8567](#) **Authorizing the Mayor and Department of Economic Development to implement a White Box Grant Program; authorizing the Mayor to enter into program**

grant agreements; authorizing, subject to annual appropriations, the expenditure of funds from the General Fund for the White Box Grant Program; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

The White Box Grant Program addresses chronic vacancy in Toledo's Downtown and neighborhood commercial corridors. The program is part of the city's Vibrancy Initiative, a comprehensive approach to revitalization that addresses building exteriors through the Façade Improvement Grant and vacant first floor commercial interiors through the White Box Grant ("WBG"). The Vibrancy Initiative is designed to enhance the city's vitality by supporting revitalization efforts that create jobs, reduce blight, and preserve and improve buildings.

The WBG program helps property owners bring vacant, commercial, first-floor spaces up to current codes to create a functional "white box" space ready for customization and occupancy by a business. The program provides a matching grant of up to \$75,000 for first-floor, interior renovation expenses that address accessibility, building code and fire code deficiencies. Building owners are required to provide a 30% match and must either occupy the space as a business owner or actively market the space for lease.

This ordinance authorizes, subject to annual appropriation, the expenditure of funds from the General Fund for the White Box Grant program, to be administered by the Department of Economic Development. For fiscal year 2023, an amount of 300,000 was included in the approved operating budget for this purpose.

10. [TMP-8568](#)

Authorizing the Mayor to execute and deliver needed instruments for the acquisition of the real property known as the Scott Park District Police Station located at 2225 Nebraska Avenue and the Scott Park Baseball/Softball Complex from the State of Ohio; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

Since 1967, the City of Toledo has leased from the State of Ohio and

the University of Toledo, parts of the Scott Park campus. One of the leased areas is used for the Toledo Police Department's Scott Park District Station and the location of the annual Sate-T-City educational program. The other leased area is used for the Scott Park Baseball/Softball Complex.

The State of Ohio/University of Toledo is seeking to exit the Scott Park Campus, and has offered to sell 29.412 acres of land that is currently used by the City of Toledo to the City for One Dollar (\$1.00). The State authorized the sale of the Scott Park Campus in June of 2020.

A survey to split the parcel for transfer to the City has been completed and agreed to by the State of Ohio, establishing the property to be transferred to the City.

This ordinance is necessary to authorize the acceptance of said property from the State of Ohio allowing the continued use of the City's recreation and public safety facilities on the property.

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

11. [TMP-8569](#)

Authorizing the Mayor to enter into an Easement Agreement with Perrysburg Energy Solutions, LLC granting an easement over a portion of certain city-owned property lying between Miami Street and the Maumee River; making certain findings related thereto; waiving competitive bid provisions of TMC Ch. 187; authorizing the deposit of proceeds; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

The Glass City River Wall Mural, one of the largest outdoor murals in the United States, was completed in 2022. The mural covers 160,000 square feet of the 28 grain silos owned by ADM on the east bank of the Maumee River. The mural's theme includes a commemoration of the Native American inhabitants of the shores of the Maumee. The highly visible project can be seen from the Maumee River, Interstate

75 and downtown Toledo and has already received national attention from CBS's *Sunday Morning*.

The next step is to install an off-grid, LED lighting system to illuminate the mural. This system will be owned and maintained by Perrysburg Energy Solutions and be powered by a solar array using panels by First Solar. The LED lights will be installed on ADM's property, but the solar array and battery system will be installed on two adjacent parcels, one owned by the City of Toledo, the other by the NSG Group. The funding plan includes the cost of removal at the end of the contracted period. Perrysburg Energy Solutions has been working with City engineers and Toledo Waterways Initiative staff on a plan that will not interfere with any City infrastructure.

The easement shall be used for the purposes of constructing, installing, operating, maintaining, altering, renewing, using, repairing and removing the solar array and related facilities within the easement area ("Solar Array Facilities"). The installation and construction of Solar Array Facilities within the easement area shall be made in accordance with plans and uses approved by the City's Division of Engineering.

This Ordinance authorizes the execution and delivery of an Easement Agreement.

Attachments: [Exhibit A](#)

DEPARTMENT OF PARKS & YOUTH SERVICES:

12. [TMP-8559](#) **Authorizing the Mayor to accept US Department of Housing and Urban Development grant funds in the amount of \$1,381,000 awarded to the Toledo Football Academy to support improvements at Schneider Park; authorizing the deposit, appropriation and expenditure of \$1,381,000 in the Capital Improvement Fund for Schneider Park improvements; authorizing the Mayor to accept bids and award contracts; and declaring an emergency.**

Body: SUMMARY & BACKGROUND:

The Toledo Football Academy has been awarded funds granted by the Department of Housing and Urban Development through the Congressional Designated Spending Program to support the Schneider Park Revitalization project. These funds are being passed through to the City of Toledo for execution of construction contracts related to the project deliverables. The pass through of funds from the Toledo Football Academy to the City of Toledo is authorized by a development agreement included in the lease agreement with the soccer club.

13. [TMP-8558](#)

Authorizing and expressing City Council's support for the mayor to prepare and submit applications to apply for a Recreational Trails Program grant from the Ohio Department of Natural Resources (ODNR) in the amount of \$150,000 for resurfacing and preventative maintenance on the paved loop trail at Ottawa Park; authorizing the expenditure of \$100,000 in local matching funds from the Capital Improvement Fund; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

The City of Toledo, Division of Parks and Recreation is seeking support to apply for its application to the Ohio Department of Natural Resources (ODNR) through their Recreational Trails Program for the purpose of supporting the resurfacing and preventative maintenance improvements to the paved loop trail at Ottawa Park. This grant will compliment recent trail improvement work performed at Ottawa Park and will complete restoration of the entire 2.5mile paved loop. The grant requires a minimum 20% match from the City and \$100,000 has been included in the 2023 Capital Improvement Plan budget to complete this project.

14. [TMP-8556](#)

Authorizing the appropriation and expenditure of \$2,000,000 from the Local Fiscal Recovery Fund for youth engagement, mentoring, and development initiatives; authorizing the Mayor to enter into necessary agreements for these initiatives; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

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. The Toledo Recovery Plan framework (authorized by Ordinance 530-21), which outlines the city's projects that will be funded through ARPA, includes \$6,000,000 for youth and recreational programming. This Ordinance authorizes the appropriation and expenditure of \$2,000,000 of this amount for youth engagement, mentoring, and development initiatives in 2023. Funds will be used to support youth programming through grants distributed to community partners and by the Parks, Recreation and Community Enrichment Division. Specific programs targeted for funding are outlined in Schedule A.

Attachments: [Schedule A](#)
[SMART Analysis](#)

15. [TMP-8550](#)

Authorizing the expenditure of \$500,000 from the Capital Improvement Fund for the City Toledo Parks infrastructure revitalization initiative; authorizing the Mayor to accept bids and award contracts for said purpose; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

This ordinance authorizes expending \$500,000 for City of Toledo Parks infrastructure revitalization. Funds will be used to support the purchase and installation of benches, picnic tables, and grills, and the repaving/reconstruction of pathways and parking lots, the manufacturing and installation of new city park signage, and the upgrading of other infrastructure items. Funds for this initiative are included in the approved Capital Improvement Plan budget.

Attachments: [2023 Park Infrastructure Investment](#)

16. [TMP-8549](#)

Authorizing the expenditure of \$60,000 from the Capital Improvement Fund for the design of a river access ramp and overlook structure at River Road Park; authorizing the Mayor to accept bids and award contracts for said purpose; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

This ordinance authorizes expending an amount not to exceed \$60,000

for the schematic design and cost estimate development of a river access ramp and overlook structure at River Road Park. Connecting the public to the City's greatest natural resource is a priority for the Parks Division. This project provides the opportunity to take advantage of under-utilized river front parkland by providing accessible access to views of the Maumee River.

DEPARTMENT OF LAW:**17. [TMP-8573](#)**

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.

Body:

SUMMARY & BACKGROUND:

On February 21, 2023, Council voted to approve the settlement of a lawsuit captioned *City of Toledo v. Block Communications, Inc.* that had been pending in the Lucas County Court of Common Pleas. Following Council approval, the case was dismissed. Part of the settlement agreement called for the City of Toledo to introduce an ordinance to make certain amendments to Toledo Municipal Code Section 945.10, which addresses, among other things, when a facility owner is or is not responsible to bear the costs associated with the relocation, removal, and alteration of position of facilities located in the public right of way. This ordinance fulfills that specific obligation of the settlement agreement. The agreement does not require Council to approve the proposed amendment to the TMC and, further, Council can exercise its full deliberative authority and take any course of action it determines is in the best interest of the City.

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

18. [TMP-8571](#)

Repealing Toledo Municipal Code Chapter 719, "Courtesy Benches"; and declaring an emergency.

Body:

SUMMARY & BACKGROUND:

The City of Toledo Courtesy Bench permitting process for courtesy benches at bus stops has been found to be ineffective, unattractive and challenging to manage. To build upon the momentum of the City's beautification efforts, the City desires to own, maintain and control

courtesy benches within its own right of way. Repealing Chapter 719 of the Toledo Municipal Code eliminates the permitting process to third parties.

DEPARTMENT OF POLICE OPERATIONS:

19. [TMP-8532](#) **Authorizing the Mayor to enter into an agreement with the Bureau of Justice Assistance through the Office of Criminal Justice Services and to accept and deposit an Edward Byrne Memorial Grant 2022-JG-A02-6907 in the amount of \$23,467.97 for the Toledo Police Department; authorizing the appropriation and expenditure of funds from the Operation Grants fund; and declaring an emergency.**

Body: SUMMARY & BACKGROUND:

The Toledo Police Department has requested and received \$23,467.97 in Edward Byrne Memorial Grant funds from the Ohio Office of Criminal Justice Services for the Toledo Police Gun Violence Reduction Project. There is a local match of \$23,467.97 required for this grant, which will be for personnel salaries.

20. [TMP-8533](#) **Authorizing the Mayor to enter into an agreement with the Criminal Justice Coordinating Council and to accept and deposit an OCJS Violence Against Women Act Grant in the amount of \$19,030.88 for the Toledo Police Department Domestic Violence Unit; authorizing the appropriation and expenditure of funds from the Operation Grants fund; and declaring an emergency.**

Body: SUMMARY & BACKGROUND:

The Criminal Justice Coordinating Council has recommended to the Office of Criminal Justice Services an award to the City of Toledo of \$19,030.88 from grant funds under the 2022-WF-VA3-8841 Violence Against Women Act Program (VAWA) to continue the Toledo Police Domestic Violence Unit. The grant funds will be used to fund training, equipment and overtime for domestic violence investigations. There is no cash match. There is an in-kind match of

\$6,343.63, which is a portion of the assigned officers' salary.

21. [TMP-8539](#)

Authorizing the expenditure in an amount not to exceed \$350,000 from the Capital Improvement Fund for the cost of police Tasers; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

This ordinance authorizes the expenditure from the Capital Improvement Fund for the fifth year of a five-year agreement for the Taser 7 (CEW) Conducted Energy Weapon. This expenditure covers the costs of the Taser, holster, batteries, data storage, inventory management, maintenance, and cartridges. Axon is the sole source manufacturer of Taser products. The City of Toledo entered into a five-year agreement with Axon Taser beginning in 2019 (Ordinance 83-19).

22. [TMP-8534](#)

Authorizing the expenditure in an amount not to exceed \$280,000 from the Capital Improvement Fund for the cost of Shot Spotter gunshot detection; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

Shot Spotter (SST, Inc.) is the global leader in gunfire detection and location technology providing the most trusted, scalable and reliable gunfire alert and analysis available today. Shot Spotter uses an array of acoustic sensors that reliably detect and accurately locate gunshots. This expenditure request is for the 2023 annual cost of 4 square miles. The funds for the first year costs for Shot Spotter were provided by the United States Bureau of Justice Assistance Technology Innovation for Public Safety (TIPS) grant (Ord. 442-18). This CIP expenditure request is for the fifth year of a six year agreement (Ord. 141-20).

23. [TMP-8535](#)

Authorizing the expenditure of an amount not to exceed \$55,000 from the General Fund for medical screening services for the 2023 TPD wellness program; authorizing the Mayor to accept bids and award contracts; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

This program will include medical evaluations of lipids, glucose, blood pressure, body mass, vascular scanning, fitness testing and instruction. A private one on one consultation in relation to the testing results will focus on areas of concern. Additionally, there will be presentations specific to police officers with regard to heart health, sleep, nutrition, and stress relief. There will be 40 training sessions at 8 hours per session scheduled through December 31, 2023.

DEPARTMENT OF PUBLIC UTILITIES:

24. [TMP-8551](#) **Authorizing the expenditure of \$38,002 from the Water Replacement Fund for materials needed for the emergency replacement of the watermain on Galena Street and Chase Street; authorizing the mayor to enter into a contract with ETNA Supply - Toledo; finding that the competitive procurement process was waived under TMC Section 187.20; and declaring an emergency.**

Body: SUMMARY & BACKGROUND:

This ordinance authorizes the expenditure for the materials needed to replace the deteriorating watermain within the city's water distribution system on Galena Street and Chase Street. Due to the main break the Division received quotes from three vendors with ETNA Supply - Toledo being the lowest. Water Distribution staff installed said material.

25. [TMP-8552](#) **Authorizing the expenditure of \$488,041 from the Water Replacement Fund for the restoration at the intersection of Galena Street and Chase Street; authorizing the Mayor to enter into a contract with Geddis Paving and Excavating; finding that the competitive procurement process was waived under TMC Section 187.20; and declaring an emergency.**

Body: SUMMARY & BACKGROUND:

This ordinance authorizes the street restoration on Galena Street at Chase Street, due to a watermain break. The Division received quotes from three vendors with Geddis Paving and Excavating being the lowest.

26. [TMP-8554](#) **Authorizing the expenditure of an amount not to exceed \$9,278 from the Water Replacement Fund for additional costs to purchase one (1) HIAB Crane, Winch and Remote Control through Hiab USA, Inc. for the Department of Public Utilities, Division of Water Distribution; and declaring an emergency.**

Body: SUMMARY & BACKGROUND:

The Division of Water Distribution utilizes crane trucks within the day-to-day operations to load and transport steel plates and trench and shoring safety equipment. The crane truck is used to load, unload, transport steel plates, and transport trenching and shoring safety equipment. In 2021 the crane truck was involved in an incident where the crane hit power lines causing catastrophic failure to the components.

Ord. 431-21 passed by Council on September 15, 2021 authorized the expenditure of \$90,066 from the Water Replacement Fund for the purchase of one (1) HIAB Crane, Winch and Remote Control through Hiab USA, Inc. However, after the ordinance was passed the contract was unable to be fully executed due to the vendor being unable to give a lead time or hold the pricing due to vendor supply chain issues, hence the additional \$9,278 is needed above the originally legislated amount for a total of \$99,344.

27. [TMP-8553](#) **Authorizing the appropriation and expenditure of \$15,623 from the Sewer Replacement Fund to pay E&K Contractors for emergency repairs to the force main associated with the North Cross Sanitary Pump Station in North Toledo; finding that the competitive procurement process was waived under TMC Section 187.20; and declaring an emergency.**

Body: SUMMARY & BACKGROUND

The North Cross Sanitary Pump Station serves the North Cross Industrial Park located near the intersection of Alexis Road and Suder Avenue in North Toledo. On January 4, 2023, a cave-in was reported by a Water Reclamation crew on the discharge side of the pump station. Due to the urgent situation and to avoid interruption of operations at the industrial park, Water Reclamation contracted with

E&K Contractors to repair the force main and the pump station resumed unmanned operation on January 5, 2023.

DEPARTMENT OF TRANSPORTATION:**28. [TMP-8574](#)**

Authorizing the mayor to enter into an agreement with and accept financial cooperation from the Toledo Area Regional Transit Authority in an amount not to exceed \$300,000 for the TARTA LITE bench program; authorizing the acceptance, deposit, appropriation, and expenditure of proceeds into the Capital Improvement Project Fund in an amount not to exceed \$300,000 for said program; authorizing the mayor to prepare plans and specifications, acquire required rights-of-way as appropriate, and enter into contracts for said project; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

Currently, bus benches throughout the city are placed by advertising companies. These benches are placed by such companies based on where they will have the greatest advertising visibility rather than based on the need of transit riders. This has led to ADA issues within the right-of-way as well as blight in some areas. The City of Toledo and the Toledo Area Regional Transit Authority (TARTA) are proposing that bus benches be placed throughout the city where the need is greatest for transit riders based on rider data supplied by TARTA. These benches will be owned by the City of Toledo and will be placed properly at each stop to ensure ADA compliance and will be accompanied by refuse receptacles for the comfort of the residents using TARTA services. These benches will not have advertising and therefore will be more visually appealing than the benches currently in the right-of-way. The city is proposing that benches be placed at 50 to 60 bus stops that have an average daily rider count of 20 or more people. The exact location of these benches will be decided in consultation with TARTA.

THE CLERK REPORTS:**[TMP-8586](#)**

Declaring the intent to vacate the full 80.00 foot right of

ways along the centerlines of both Walbridge Avenue and along the deflecting southeasterly portion along Fassett Street, with one half of the right of way lying 40.00 feet on each side as measured perpendicular along the following courses, all within the City of Toledo, Lucas County Ohio; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

Petitioner has filed a request to vacate all of the full 80.00 foot right of ways along the centerlines of both Walbridge Avenue and along the deflecting southeasterly portion along Fassett Street, with one half of the right of way lying 40.00 feet on each side as measured perpendicular along the following courses, in Toledo, Lucas County Ohio.

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.