



City of Toledo

One Government Center
Toledo, OH 43604

Agenda Review City Council

Wednesday, March 20, 2024

2:00 PM

Council Chambers

Agenda Review for the March 27, 2024 Meeting of Toledo City Council

RESOLUTIONS IN ATTENDANCE

[TMP-9933](#)

Recognizing and congratulating the Toledo Firefighter Marcus Waugh for winning the 2024 World's Strongest Firefighter competition, and for representing Toledo in a truly positive light with great honor and pride.

[TMP-9932](#)

Recognizing the National Pan-Hellenic Council (NPHC) of the City of Toledo, made up of nine Black sororities and fraternities, and commonly known as the Devine 9, for their contributions to the promotion of social change.

APPOINTMENTS FROM THE OFFICE OF THE MAYOR

[TMP-9913](#)

CEDAW Gender Equity Commission

SECOND READING

[O-090-24](#)

New Council Committees

Attachments: [2024 Council Committees, updated 3.15.24](#)

Legislative History

3/13/24

City Council

First Reading

NEW ITEMS FROM COUNCIL

[TMP-9912](#)

Authorizing the expenditure of \$50,000 from the General Fund for a sponsorship to support the 2024 Glass City Jazz Fest; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

The purpose of this ordinance is to provide funding for the 2024 Glass City Jazz Fest, a free event to take place at the Glass City Metropark. The daylong event will occur on Saturday, August 10, 2024, 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.

[TMP-9934](#)

Expressing Toledo City Council's commitment to affirming the rights and intrinsic value of members of the transgender community; and condemning the gerrymandered General Assembly's extreme and prejudiced override of Governor DeWine's veto of H.B. 68; and requesting that the State of Ohio adopt policies to support and encourage access to all medically necessary healthcare that promotes each individual's physical wellbeing and mental health.

ITEMS FROM TOLEDO MUNICIPAL COURT[TMP-9936](#)

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 \$215,000.00; waiving the requirements of TMC 187 and making certain findings with respect thereto; and declaring an emergency.

Body: SUMMARY & BACKGROUND

This Ordinance authorizes an agreement between City of Toledo through Toledo Municipal Court and TASC of Northwest Ohio, Inc. to assess, evaluate, manage, monitor and report on the progress of

probation clients' alcohol and drug abuse, mental health and anger management treatment services to the Toledo Municipal Court. The Agreement has a two (2) year term from July 1, 2023 through June 30, 2025 with an understanding that the parties will meet annually to discuss renewal subject to various commitments and the availability of funds.

Attachments: [2023-2025 Proposed TMC-TASC CCG Contract \(1\)](#)

DEPARTMENT OF TRANSPORTATION

1. [TMP-9898](#)

Authorizing the Mayor to enter into and execute agreements with VEO Ride, Inc. and giving consent to use the public rights-of-way for the dock-less, shared micro-mobility service that includes both stand up and sit-down devices; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

In 2021, the City of Toledo entered into an agreement with VEO Ride, Inc. for a scooter pilot program, the pilot program ended in December of 2023. The pilot program was successful on many levels, especially in helping to facilitate mobility options for residents and visitors, and to address the “first mile, last mile” challenges for transit users. The Department of Transportation put out a public request for proposals and now it desires to enter into an agreement with VEO Ride, Inc. to continue services for a three-year period, with automatic renewals for one (1) year terms, unless either party gives the other 90 days written notice of their intention to terminate the Agreement. This Ordinance and cooperative agreements are needed to allow VEO Ride, Inc. to conduct this service within the limits of the City of Toledo. There is no City of Toledo financial participation in this project.

The City of Toledo desires the VEO Ride, Inc. to proceed with the shared, dock-less, micro-mobility service within the confines of the City of Toledo rights-of-way. That the City of Toledo, Department of Transportation will meet on a regular basis with VEO Ride, Inc., to address concerns and coordinate further planning related to the services offered.

2. [TMP-9896](#) Authorizing the Mayor to enter into easement agreement(s) with the University of Toledo for the grant of two surface easements within City right-of-way along portions of Douglas Rd. and a grant of an aerial easement across a connecting section of Douglas Rd. for the purpose of a pedestrian bridge (the “Easements”); authorizing the Mayor to execute other documents and agreements in connection with such easement grants; authorizing the acceptance and deposit of funds associated with such Easements; making findings related thereto; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

The City of Toledo operates, maintains, and owns certain dedicated right-of-way in and adjacent to Douglas Rd. south of Bancroft St. and located between property owned by the University of Toledo. In order to improve access and safety for students and guests, the University of Toledo (“UT”) desires to construct, maintain and operate a pedestrian bridge connecting UT owned property. The easements will encumber portions of the Douglas Rd. right-of-way; however, it has been determined that the proposed Easements will not conflict with the City’s or public’s continuing use Douglas Rd., and will enhance public safety and access to University facilities.

Attachments: [UT 3 - Photo](#)
[2024-01-29 COT ESMT UT DRAWING](#)
[2024-01-29 COT ESMT UT LEGALS-Approved](#)

DEPARTMENT OF PUBLIC UTILITIES

3. [TMP-9905](#) Authorizing the appropriation and expenditure in an amount not to exceed \$170,858 from the Sanitary Sewer Replacement Fund for the emergency repair/remediation of the Water Reclamation Administration Building located on 3900 Summit Street; authorizing the Mayor to enter into necessary agreements for the emergency repairs and remediation; waiving the competitive bidding requirements of TMC 187 as an emergency repair pursuant to TMC 187.20; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

In the early hours of December 25, 2022, the Water Reclamation Administration Building's sprinkler system burst as a result of the extreme wind and freezing temperatures, flooding the building's basement, first floor offices and attic. This unforeseen event required immediate remediation/cleanup and repairs, including water-damaged document preservation. On the afternoon of December 25, 2022, after consultation with the Risk Manager and the Division of Water Reclamation, Cousino Restoration & Environmental was called upon on an emergency basis to begin the remediation, cleanup, and emergency repair of the damage to the administration building and preservation of documents as required by the EPA. This loss is an insurable event under the City's Risk Management property insurance policy. The insurance claim remains open pending the completion of repairs and finalization of costs. Sufficient funds are available within the Water Reclamation Fund to reimburse Cousino Restoration & Environmental for its costs for the emergency services and repairs provided.

DEPARTMENT OF HUMAN RESOURCES

4. [TMP-9823](#) **Amending Toledo Municipal Code Chapter 2101 to change the salary structure for executive exempt positions; and declaring an emergency.**

Body: SUMMARY & BACKGROUND:

Toledo Municipal Code Chapter 2101 governs the terms and conditions of employment for the City's Classified Exempt and Executive Exempt employees. This Ordinance repeals and replaces relevant sections of that chapter that references the E-5 salary group.

This Ordinance streamlines and simplifies the compensation structure for all Executive Exempt positions by eliminating the E-5 salary group, and expanding the pay range for the E-4 group to include the former E-5 salary range. This change will provide greater flexibility in assigning a pay rate to a particular executive-level employee. Additionally, this change will reflect current market considerations for

these critical positions. Moreover, this change will further assist in the effort to recruit and retain exceptional executive candidates.

5. [TMP-9899](#)

Authorizing the Mayor to enter into a Professional Services Agreement with Ralph Andersen & Associates, for the recruitment, evaluation, and screening of applicants for the position of Director of the Department of Public Utilities; authorizing the expenditure of funds not to exceed \$50,000 in payment of services; waiving the competitive procurement requirements of TMC 187; and declaring an emergency.

Body: SUMMARY & BACKGROUND

The City seeks to enter into a contract with executive search consultants, Ralph Andersen & Associates, for the recruitment, evaluation, and screening of applicants for the position of Director of the Department of Public Utilities. This position is vital to the operation of the City and with the imminent retirement of the incumbent director, candidates need to be identified and the position needs to be filled as expeditiously as possible. Ralph Andersen & Associates is best-suited to achieve the City's objective of filling this critical job. The City previously contracted with Ralph Andersen & Associates for the Police Chief process in 2022-2023. The agreement will be for a term not to exceed one year.

DEPARTMENT OF INFORMATION AND COMMUNICATIONS TECHNOLOGY

6. [TMP-9901](#)

Authorizing the Mayor to enter into an Information Technology services agreement for a period of one year, with the option to renew for two additional one-year periods; authorizing the annual expenditure of an amount not to exceed \$451,000 from the Information and Communications Technology Fund; waiving the formal competitive procurement provisions of Toledo Municipal Code Chapter 187; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

The City relies on external service providers to perform Information Technology services. This can include all elements of infrastructure and related hardware and software

subscriptions and support. The amount of funds requested is \$451,000 annually for one year with the ability to renew for an additional two years; this includes the estimated \$410,000 fee and a 10% contingency to accommodate the support of any hardware or software that is added to the city's environment over the life of the agreement.

7. [TMP-9902](#)

Repealing Ordinance 557-23; authorizing the Mayor to enter into agreements for the migration of the on-premise Microsoft Exchange email server and emails to a hosted Microsoft Office 365 (O365) Software as a Service (SaaS); authorizing the expenditure of an amount not to exceed \$170,000 from the Capital Improvement Fund; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

The existing Microsoft Exchange email system is outdated. The current Microsoft email offering, Office 365 (O365), is delivered in a SaaS model and provides a hosted email solution for all licensed users.

Mitigating the risk associated with the current on-premise Microsoft Exchange is the highest priority for the Information Technology team. We seek to partner with a qualified vendor to work closely with our team to move our current Exchange environment, including existing email and calendar entries, to a hosted solution with O365. These services would include the implementation of a back-up solution and shall not exceed \$170,000. Ordinance 557-23 previously authorized an agreement for these services with the City's current network support vendor, which is no longer viable due to vendor resource restrictions. The City will solicit bids through the Ohio Department of Administrative Services competitive bidding process, or other relevant purchasing consortium.

8. [TMP-9903](#)

Authorizing the Mayor to repeal and replace Ordinance 490-23; authorizing the Mayor to enter into an agreement for the replacement of the City's current EMC Storage Area Network (SAN), including costs of hardware, support and installation; authorizing the expenditure of \$93,871.05 from the Capital

Improvement Fund and the expenditure of \$68,372.64 from the Information Technology Fund; authorizing the Mayor to enter into an agreement for the related data migration; authorizing an expenditure of \$15,290.88 from the Capital Improvement Fund; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

The City's current storage area network (SAN) has reached end-of-life and its current vendor has discontinued all support. While the City does have third party hardware support, the City is no longer receiving updates and software patches. In addition, the City does not have the ability to add additional storage as data needs continue to grow.

The City sought competitive bids for the procurement and implementation of a new data storage solution to replace the current EMC solution that was purchased in 2014. The lowest and best bid offered the needed implementation services at a total cost of \$162,243.69, which includes all needed hardware, installation of the same, and maintenance for a three-year period.

Ordinance 490-23 previously authorized an agreement for the migration of the City's current data and the subsequent disposal of the existing hardware with its current network support provider. This agreement is no longer viable due to vendor resource restrictions. A contract for these services will be solicited through informal bidding procedures.

DEPARTMENT OF BUILDING & CODE COMPLIANCE

9. [TMP-9900](#)

Authorizing the Mayor to enter into an amended professional services contract with SAFEbuilt Ohio, LLC.; authorizing the expenditure in an amount not to exceed \$200,000 annually over the term of the contract; waiving the competitive procurement provisions of Toledo Municipal Code Chapter 187; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

This ordinance authorizes expenditure for professional services related to activities in the Division of Building Inspection. The Division of Building Inspection, at various times, has a need for professional services; i.e. plans examiners, building officials and inspectors. The City of Toledo has an existing contract with SAFEbuilt Ohio, LLC. for professional services. This Ordinance authorizes an amendment to the existing contract and further authorizes expenditure of an amount not to exceed \$200,000 annually over the term of the contract. Per the approved contract signed on April 4, 2017, it continues in force until such time as either Party terminates.

DEPARTMENT OF FINANCE

10. [TMP-9870](#) **Levying special assessments for the 2023 Sidewalk Program; and declaring an emergency.**

Body: SUMMARY & BACKGROUND:

This is the Ordinance to levy the assessments for the cost and expense for the repair or construction of new sidewalks in the City of Toledo for the 2023 sidewalk program. The services described in Section 1 have been completed and the final cost of those services has been determined.

11. [TMP-9906](#) **Authorizing the Mayor to enter into an amended agreement for a term not to exceed five years for lease payments and maintenance for the City's Xerox multifunction printers; authorizing the expenditure of funds from the Storeroom and Printshop Fund; and declaring an emergency.**

Body: SUMMARY & BACKGROUND:

The City currently has 43 Xerox multi-function printers (MFPs), twelve of which are currently leased. The city acquired these MFPs from April 5, 2019 to August 9, 2022. The City is expecting these MFPs to continue providing reliable service for the next 5 to 7 years. This Ordinance authorizes entering into an amended agreement with ComDoc, Inc. to pay for existing lease payments and maintenance charges.

12. [TMP-9908](#) **Authorizing the Mayor to enter into a SAP hosting and systems administration services agreement for a term not to exceed four years; authorizing the expenditures not to exceed \$2,100,000 from the General Fund over the term of the agreement; waiving the formal competitive bidding requirements of Toledo Municipal Code Chapter 187; and declaring an emergency.**

Body: SUMMARY & BACKGROUND:

This Ordinance authorizes the City to enter into an agreement for hosting and systems administration for the finance SAP-ERP system. As part of this agreement the city will transition to a third-party provider such as AWS, Google, Azure or other. Finance will use a competitive but informal process to procure these services. Budget is included annually in the Finance ERP Team operating budget for hosting and systems support.

DEPARTMENT OF PARKS AND YOUTH SERVICES

13. [TMP-9886](#) **Authorizing the settlement of the claim of Deere & Company for the sum of \$34,326.16; and authorizing the expenditure of \$34,326.16 from the Risk Management Fund; and declaring an emergency.**

Body: SUMMARY AND BACKGROUND

On February 16, 2022, the equipment barn at Ottawa Park Golf Course was broken into and a John Deere ProGator tractor was stolen. A proposed agreement has been reached in the amount of \$34,326.16 to settle the claim of the owner/lessor, Deere & Company for the replacement of the ProGator tractor, without constituting an admission of liability.

14. [TMP-9887](#) **Authorizing the settlement of the claim of Lake Erie Golf Cars for the sum of \$56,300; and authorizing the expenditure of \$56,300 from the Risk Management Fund; and declaring an emergency.**

Body: SUMMARY AND BACKGROUND

On November 19, 2023, the cart barn at Detwiler Golf Course was broken into and fifteen (15) golf carts were stolen. All but nine (9) golf carts were recovered. A proposed agreement has been reached in the amount of \$56,300 to settle the claim of the owner/lessor Lake Erie Golf Cars for the replacement of the nine (9) missing golf carts, without constituting an admission of liability.

DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

15. [TMP-9768](#)

Authorizing the Mayor to enter into a Grant Agreement with the Ohio Department of Development for the purpose of accepting the Lead Safe Ohio Fund Grant in the amount of \$3,446,000; authorizing the deposit, appropriation, and expenditure of grant proceeds in the amount of \$3,446,000; authorizing the Mayor to enter into agreements for the Lead Safe Program; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

The City of Toledo Department of Housing and Community Development (DHCD), applied for and received an award of \$3,446,000 from the Ohio Department of Development (ODOD). This grant will allow the DHCD to expand its efforts to combat lead poisoning by supporting primary lead-based paint hazard control activities for owner-occupied homes, rental units and childcare facilities.

DEPARTMENT OF POLICE OPERATIONS

16. [TMP-9873](#)

Authorizing the Mayor to provide a contribution of \$50,000 to the Toledo-Lucas County Victim-Witness Assistance Program; authorizing the expenditure of \$50,000 from the Law Enforcement Trust Fund as a contribution for the year 2024; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

The Toledo-Lucas County Victim-Witness Assistance Program has requested funding to continue its services to residents of Toledo and Lucas County. The Toledo/Lucas County Victim-Witness Assistance Program assists victims of violent crime as they go through the criminal justice process, to the prosecution of their offender. This Ordinance authorizes the expenditure of \$50,000 for the contribution from the Police Law Enforcement Trust Fund. There are no impacts on General Fund expenses or revenues.

17. [TMP-9869](#)

Authorizing the Mayor to enter into an agreement with the Bureau of Justice Assistance (BJA) through the Office of Criminal Justice Services (OCJS) and to accept and deposit a 2022-PS-PSN-439 grant in the amount of \$20,000 for the Toledo Police Department; 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.

Body: SUMMARY & BACKGROUND:

The Bureau of Justice Assistance has recommended to the Office of Criminal Justice Services an award to the City of Toledo of \$20,000 from grant funds under the 2022-PS-PSN-439 Project Safe Neighborhood (PSN) program to support funding of the Toledo Police Department. The funds will be used for software and software as a service. There is no matching requirement.

18. [TMP-9868](#)

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 2023-JG-A03-6907E in the amount of \$34,920.38 for the Toledo Police Department; 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.

Body: SUMMARY & BACKGROUND:

The Toledo Police Department has requested and received

\$34,920.38 in Edward Byrne Memorial Grant funds from the Ohio Office of Criminal Justice Services for the purchase of protective equipment for the Toledo Police Mobile Field Force. There is a local match of \$11,640.12.

19. [TMP-9867](#)

Authorizing the Mayor to enter into an agreement with Kiesler Police Supply, Inc.; authorizing the Ohio Peace Officer Training Commission Grant expenditure of an amount not to exceed \$163,000 for firearms training ammunition from Kiesler Police Supply, Inc.; waiving the competitive bid requirements of Chapter 187 of the Toledo Municipal Code; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

This ordinance authorizes the Mayor to enter into an agreement with Kiesler Police Supply, Inc. for the purchase of training ammunition for the Toledo Police Dept. The Toledo Police Department purchases ammunition from Kiesler Police Supply, Inc. under state contract pricing.

20. [TMP-9844](#)

Authorizing the Mayor to enter into a grant agreement and accept and deposit \$62,400 from the Office of Criminal Justice Services for an Ohio Body-Worn Camera Grant (2024-BW-LEC-3060) Program; authorizing the appropriation and expenditure of an amount not to exceed \$62,400 from the unappropriated balance of the Operation Grants Fund; authorizing the mayor to enter into an agreement with Getac Video Solutions, Inc. for the purchase of body worn cameras; waiving the competitive bid requirements of Chapter 187 of the Toledo Municipal Code; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

The Toledo Police Department has requested and received \$62,400 in Ohio Body-Worn Camera Grant funds from the Ohio Office of Criminal Justice Services. There is no local match required for this grant. The grant funds will be used to purchase body worn cameras.

Getac Video Solutions Inc. is the Toledo Police Department's current supplier for body worn cameras. We are waiving competitive bidding since no other cameras would be compatible with our current Getac Video Solutions, Inc. system.

DEPARTMENT OF LAW

21. [TMP-9904](#)

Authorizing the partial insurance claim settlement and the acceptance and deposit of \$250,000 from Allianz Global Corporate & Specialty SE on the City's insurance claim resulting from the December 25, 2022, sprinkler system failure at the Water Reclamation Administration Building; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

On December 25, 2022, the Water Reclamation Administration Building's sprinkler system burst flooding the basement and first floor offices requiring immediate remediation/cleanup and repairs, as well as the preservation of documents. The City incurred costs associated with the remediation/cleanup, and repairs and replacement of the heating and sprinkler systems. On January 3, 2023, the City of Toledo filed its claim No. SF-USCC19599023 with Allianz Global Corporate & Specialty insurance company for reimbursement of such costs.

On January 5, 2023, Allianz Global Corporate & Specialty SE confirmed coverage of City of Toledo's claim No. SF-USCC19599023 subject to the terms and conditions of Allianz Global policy No. USC007053220. Such coverage applies to real and personal property owned by the City of Toledo. Allianz Global Corporate & Specialty SE paid the amount of \$250,000 towards the resolution the City of Toledo's claims for repairs to the Water Reclamation Administration Building.

Any other matter that may properly come before the Committee

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.

