



# City of Toledo

One Government Center  
Toledo, OH 43604

## Agenda Review City Council

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Wednesday, November 8, 2017

2:00 PM

Council Chambers

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### COUNCIL PRESIDENT STEEL PRESENTS:

[TMP-2273](#)

Recognizing November 25, 2017 as Small Business Saturday and supporting awareness of the value of our small businesses.

### APPOINTMENTS FROM THE OFFICE OF THE MAYOR:

[TMP-2285](#)

Appointment - Civilian Police Review Board

**Attachments:** [Civilian Police Review Bd](#)

[TMP-2286](#)

Appointments - Toledo City Historic District Commission

**Attachments:** [Toledo City Historic District Commission](#)

### COUNCIL PRESIDENT STEEL PRESENTS:

[TMP-2287](#)

Appointment - Tax Board of Review

**Attachments:** [Tax Board of Review](#)

### COUNCIL MEMBER SPANG PRESENTS:

[TMP-2288](#)

Urge Congress support the Federal Historic Preservation Tax Credit Program.

**Label:** Council Member Spang

### NEW ITEMS FROM CITY COUNCIL:

[TMP-2253](#)

Accepting the petition of Douglas Creswell for special assessments for various special energy improvement projects in accordance with Chapters 1710 and 727 of

**the Ohio Revised Code; declaring the necessity of proceeding with the special energy improvement projects and approving the plans and specifications therefor; stating the method for making the special assessments against the benefitted properties and the amount of such special assessments; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:

The City of Toledo, City of Oregon, City of Maumee, Township of Springfield, Township of Sylvania, Ohio and the Toledo-Lucas County Port Authority (“Port Authority”) have partnered to create an Energy Special Improvement District (“District”) under Ohio Revised Code Chapter 1710 and a non-profit corporation, known as the Northwest Ohio Advanced Energy Improvement District (“Corporation”), to govern the District. Property owners within the District are permitted to make certain “energy efficiency improvements” to their properties, which constitute a “special energy improvement project”, and pay for the cost of the special energy improvement project by way of special assessments in accordance with the process set out in Chapters 727 and 1710 of the Ohio Revised Code. Revised Code Section 1710.01(G) provides that special energy improvement projects (including energy efficiency improvements) constitute public improvements and are therefore subject to special assessments.

Douglas Creswell, (the “Petitioner”) is the owner of 100% of the property described on **Exhibit A** attached hereto (the “Property”). The Petitioner has executed an Agreement to Impose Special Assessments (the “Agreement”) with the Corporation. A copy of the Agreement to Impose Special Assessments is attached to Petitioner’s Petition for Special Assessments for Special Energy Improvement Project (the “Petition”) as **Exhibit C**.

Pursuant to the Agreement, and upon Application to the Corporation for membership and financing of special energy improvement projects to the Property; Corporation, Petitioner have caused an energy audit to the Property to be completed.

The energy audit has identified energy conservation measures, all of

which qualify as energy efficiency improvements as defined in Revised Code Section 1710.01(K), which Petitioner has determined to proceed with implementation, and to pay by way of special assessments.

Petitioner has submitted to this Council the Petition seeking (i) the addition of certain of its property to the District and (ii) approval of an amendment to the District's comprehensive plan for special energy improvement projects to include the 4330 Lowe Road Special Energy Improvement Project (the "Special Energy Improvement Project") and requesting that the Project be undertaken by the District and that the costs thereof be specially assessed against the Property specially benefited thereby.

A complete list and description of the Special Energy Improvement Project is on file with the Clerk of Toledo City Council and is attached as Exhibit B to this Resolution. Exhibit B provides the following information for the Special Energy Improvement Project:

1. Identification of the parcel number and name of the Property/building to be improved;
2. A description of the nature of the Special Energy Improvement Project for the particular parcel;
3. The estimated amount of the special assessment to be levied against the Property (the "Special Assessment") and the number of years the Special Assessment will be collected (if not paid in cash within 30 days after the passage of the assessing ordinance as provided by law).

The total dollar cost of the Special Energy Improvement Project, including accrued interest and the associated costs of issuance of the Corporation's revolving loan fund, is estimated to be Ten Thousand Eighty Five Dollars and Zero Cents (\$10,285.00). Each semi-annual payment represents the payment of a portion of the principal of and interest, the program administration fee, and the Lucas County, Ohio special assessment collection fee due with respect to each semi-annual payment.

The District will fund the cost of the Project through the Residential PACE Loan Fund. Ultimately, the loan will be repaid over time from the amounts Petitioner pays as loan payments and the Special Assessment. Petitioner, in turn, is expected to be able to pay the Special Assessment from the energy savings estimated to be achieved as a result of the Special Energy Improvement Project.

The annual Special Assessment for the Special Energy Improvement Project is to be paid in semi-annual payments over nine (9) years. The plans and specifications for the Special Energy Improvement Project are on file with the Clerk of Council. The Petitioner also waives all further notices, hearings, claims for damages, rights to appeal and other rights of property owners under the law, including but not limited to those specified in the Ohio Constitution, Chapter 727 of the Revised Code, the Toledo City Charter and the Toledo Municipal Code. Petitioner consents to the immediate imposition of the Special Assessment upon the Property specially benefited by Special Energy Improvement Project.

This special assessment process is a voluntary process with one hundred percent of the cost of the Special Energy Improvement Project being assigned to the specially benefited Property. This resolution accepts and approves the petition from Petitioner, to begin that special assessment process, and is accompanied by an ordinance to proceed with Petitioner. When the Special Energy Improvement Project is complete and the final costs known, an assessing ordinance directing that the necessary Special Assessment be made against the benefited Property will be presented to the Council.

**Label:** All Council Members

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

[TMP-2254](#)

**Determining to proceed with certain 4330 Lowe Road., Toledo, Ohio 43612 Special Energy Improvement Projects by way of special assessments in accordance with Chapters 1710 and 727 of the Ohio Revised Code; and declaring an emergency.**

**Label:** All Council Members

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

[TMP-2255](#)      **Levying special assessments for the 4330 Lowe Road, Toledo, Ohio 43612 Special Energy Improvement Project; and declaring an emergency.**

**Label:** All Council Members

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

**DEPARTMENT OF FIRE AND RESCUE OPERATIONS:**

1.    [TMP-2274](#)      **Authorizing the Mayor to enter into an agreement with the University of Toledo to provide paramedic and emergency medical training at UT's Life Support Training Center; waiving TMC 187.24; authorizing the expenditure and payment of a sum not to exceed \$158,500 annually; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:  
Fire and Rescue Department has negotiated with the University of Toledo for the provision of paramedic and emergency medical training at the UT's Life Support Training Center to include use of classroom and office space, administrative support, simulation skills training and testing and educational delivery and certification. The UT's Life Support Training Center offers better suited facilities for training, testing and certification and advanced educational support. The training agreement is intended to be renewable annually for a 5-year period. This agreement and expenditure is necessary to provide necessary emergency medical and paramedic training and certification.

**Label:** UT Paramedic Training  
Fire & Rescue Operations  
Verdell Franklin (x3515)  
Revised

**Attachments:** [Financial Impact Statement](#)

**DEPARTMENT OF POLICE OPERATIONS:**

**2. [TMP-2275](#)**

**Authorizing the Mayor to enter into a service agreement and accept and deposit \$281,604.12 from the Lucas County Metropolitan Housing Authority to offset the costs of certain police services; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:

The Lucas County Metropolitan Housing Authority (LMHA) has provided funds for the purpose of creating a drug and crime-free environment, and for the safety and protection of the residents of public housing developments. The City has had an agreement with LMHA for the payment of one-half the salary and fringe benefits of six officers assigned to LMHA. LMHA has shared the labor cost of officers assigned there since 1996.

**Label:** LMHA 2018 (\$281,604.12)  
TOLEDO POLICE DEPARTMENT  
LT. JAMES BROWN (x3203)  
Revised

**3. [TMP-2276](#)**

**Authorizing the appropriation and expenditure of \$150,000 from the General Fund and the expenditures of \$65,843 from the Law Enforcement Trust Fund and \$1,087 from the Capital Improvement Fund for the purchase, installation and maintenance of security camera system software, hardware and cameras; authorizing the Mayor to award contracts for said purpose; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:

This ordinance authorizes the expenditure of \$216,930 for the purchase and installation of security cameras and associated hardware and software. The city will be installing cameras in the downtown pedestrian walkways. Additionally, new security camera hardware and software (with maintenance support) will be purchased in order to upgrade the systems used to support all of the city's security cameras. Funding for this purchase will come from a combination of Law Enforcement Trust Fund dollars, remaining Police CIP project dollars, and the proceeds received earlier this year from the sale of the Police's helicopter.

**Label:** Security Cameras System  
Toledo Police Department  
Susan Surgo (x3210)

**DEPARTMENT OF INFORMATION & COMMUNICATIONS TECHNOLOGY:**

5. [TMP-2278](#) **Authorizing the Mayor to enter into a network infrastructure support agreement; authorizing the expenditure of \$1,124,820 (\$374,940 per year) from the Information Communication and Technology Fund; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:  
The City of Toledo utilizes a 3rd party for 365/24/7 support of the City's Information Communication and Technology infrastructure. This Ordinance authorizes a new three-year contract for staffing and professional services for the City of Toledo. This contract represents a \$118,530 (\$39,510 a year) reduction from the previous contract.

**Label:** Information, Communications, Technology  
Network Infrastructure Support  
David E. Scherting (x1493)  
(Revised)

**DEPARTMENT OF DEVELOPMENT:**

6. [TMP-2279](#) **Authorizing the disappropriation of \$67,000 from the General Fund Division of Building Inspection's personnel services budget; authorizing the appropriation and expenditure in an amount not to exceed \$67,000 for Building Inspection merchant fees and supplemental staffing services; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:  
This ordinance authorizes the disappropriation of \$67,000 from the General Fund Division of Building Inspection's personnel services budget to cover expenditures from using supplemental staffing to cover a shortage in clerical staffing due to promotions, retirements, and an increase in the volume of daily phone calls received. This reappropriation will also cover additional merchant fees caused by an

increase in the number of permit issues paid with credit cards. Salary savings from the Division of Building Inspection's 2017 budget will cover the costs for these services.

**Label:** Building Inspection Professional Services  
Economic Development/Building Inspection  
Calvin Lawshe (x1286) / Julian Highsmith (x1229)  
Revised

#### DEPARTMENT OF PUBLIC UTILITIES:

7. [TMP-2282](#) **Authorizing the Mayor to renew the Ohio Environmental Protection Agency Public Water System License for 2018 for operation of the Water Treatment Facility at 3040 York St.; authorizing the expenditure of \$114,690.46 from the Water Operating Fund for the payment of license fees; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:  
In 1994 the State of Ohio revised ORC Section 6109.21 to require all municipal water treatment facilities pay an annual licensing fee to operate a water treatment plant. The fee is based on the total number of service connections that exist in the distribution system. The Toledo system has 133,361 connections. According to the rate structure, each tap costs \$0.86 for a total of \$114,690.46. The license is renewable upon proper application each year. All fees are placed in a special account for use by the Ohio Environmental Protection Agency in water related programs. The fee payment is due by December 31, 2017, which is thirty days before the expiration of the current license or 10% (ten percent) late penalties may be imposed.

**Label:** DPU111417 OEPA LICENSE TO OPERATE  
WATER TREATMENT  
P. Bannister (x1846)

**Attachments:** [Financial Impact Statement](#)

8. [TMP-2283](#) **Authorizing the Director of Law to proceed with the appropriation of a fee interest, across a portion of the property located at 3301 Central Avenue required for the Central & Secor Intersection Safety Improvement**



**Project; authorizing the appropriation and expenditure in the amount of \$35,853 for payment to the Lucas County Clerk of Courts; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:

The City is proceeding with the Central & Secor Intersection Safety Improvement Project. This public improvement project will include the construction of new center median islands and new roadway pavement at this intersection, as well certain sidewalk, curb, drainage and utility improvements, which will improve the traffic flow and safety for both vehicular and pedestrian traffic at and near this intersection. The project will require the purchase of 0.0486 acres of land, more or less, in fee, across a portion of the property located at 3301 Central Avenue (TD Parcel 22-43024). This appropriation is necessary because negotiations between the City of Toledo and the owner and/or other parties with interests in the subject property have failed. A copy of Resolution No. 387-17 has been served upon the title holder, as well as all other interested parties via certified U.S. mail. It is the intent of the Division of Engineering Services to begin work related to the public improvement project as soon as possible upon the filing of the petition in Common Pleas Court, via "Quick Take" procedures.

**Label:** DPU111417APPROPRIATE3301CENTRAL.ORD  
DPU Admin for Engineering Services  
Jamie Miller (x1409)  
Revised

**Attachments:** [Financial Impact Statement](#)  
[3301 Central Ave. acquisition](#)

9. [TMP-2284](#)

**Authorizing the Mayor to enter into a Cooperative Hazardous Materials Training Grant Agreement with the Public Utilities Commission of Ohio (PUCO) and to accept and deposit grant proceeds; authorizing the appropriation and expenditure of grant proceeds in the amount of \$22,693 in the Operation Grants Fund; authorizing the Mayor to accept bids and execute necessary contracts; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:

The City of Toledo has been awarded funding and invited to enter into

a Cooperative Agreement with the Public Utilities Commission of Ohio for a Hazardous Materials Training Grant to provide funding for the OSHA 8-Hour Hazardous Waste Operations and Emergency Response Refresher and other hazardous materials courses for governmental employees and environmental personnel. This ordinance authorizes the Mayor to accept the grant and enter into an agreement with the Public Utilities Commission of Ohio.

**Label:** DPU111417PUCOGRANT2017  
Environmental Services  
Jeanette Ball (x3951)  
Revised

**Attachments:** [Financial Impact Statement](#)

*Toledo City Council 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.*