



# City of Toledo

One Government Center  
Toledo, OH 43604

## Agenda Review City Council

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Tuesday, August 7, 2018

2:00 PM

Council Chambers

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### Agenda Review for the August 14, 2018 Meeting of Toledo City Council

#### COUNCIL PRESIDENT CHERRY AND THE MEMBERS OF COUNCIL PRESENT:

[TMP-3016](#)

**Recognize Fire Chief Luis Santiago.**

**Label:** All Council Members

#### SECOND READING ITEMS:

[O-209-18](#)

**Authorizing the disappropriation of \$30,000 from the Water Operating Fund, Division of Water Treatment and the appropriation of \$30,000 in the Water Operating Fund, City Council; authorizing the expenditure of \$30,000 for the provision of professional services on behalf of City Council in pending negotiations and discussions between the City of Toledo and its water contracting customers to create a regional water authority and further authorizing other expenditures related to the evaluation or creation of a regional water board, commission or authority; waiving competitive proposal requirement of Toledo Municipal Code Section 187.24(a); and declaring an emergency.**

**Body:**

**SUMMARY & BACKGROUND:**

Ordinance 375-17 authorized expenditures not to exceed \$100,000 to Mark Wallach of the law firm Thacker Robinson Zinz, LPA for special expertise to negotiate terms and conditions of a regional water authority. In February 2018, the Dept. of Law reported that less than \$11,000 of this money has been spent. City Council desires to set aside \$30,000 of this appropriation for City Council's engagement of a

law firm, competent individual or organization qualified to provide advice regarding the evaluation or creation of boards, commissions or regional water authority and/or for other expenditures associated with the review, investigation or research related to what other municipalities have experienced in becoming a regional water authority.

The City of Toledo's water utility assets are estimated to be worth approximately \$1 billion dollars. Creating a regional water authority could involve the defeasance of hundreds of millions of dollars of debt as well as many other technical issues. It is anticipated that this information will assist the City in ensuring that fair negotiations are achieved on behalf of Toledo ratepayers and that Toledo's water utility will continue to deliver safe drinking water to approximately 500,000 people in northwest Ohio.

**Label:** Councilman Riley

**Legislative History**

6/5/18	City Council	referred to the Water Quality & Sustainability Committee
7/3/18	City Council	First Reading
7/17/18	City Council	held

[O-288-18](#)

**Authorizing the Mayor to disappropriate, appropriate and expend \$20,000 of Community Development Block Grant (CDBG) funds from the U.S. Department of Housing and Urban Development (HUD) for a contribution to YWCA Northwest Ohio for television and radio time for the No More video, Domestic Violence and Sexual Assault Campaign; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:

The YWCA Northwest Ohio, fiscal agent of the local No More Domestic Violence and Sexual Assault Campaign, has requested funding to sustain the local No More campaign. This is a national and global program supporting local non-profits in their efforts to reduce

domestic violence and sexual assault. The goal is to raise awareness about the seriousness of domestic violence and sexual assault, publicize community resources for both the victim and batterer, reduce stigma, and reduce the number of incidents of domestic violence and sexual assault in Toledo. Foremost is the commitment to save lives.

The YWCA Northwest Ohio has requested \$20,000 from the City to buy television and radio time to air the No More video. City Council desires to contribute to this most worthy cause.

**Legislative History**

7/31/18                      City Council                      First Reading

[R-289-18](#)

**Providing for the submission to the electors of the City of Toledo an amendment to the Charter of the City of Toledo creating a new Chapter XV "Regional Water Commission" providing for the formation of a Regional Water Commission, setting forth the composition of that Commission, establishing certain processes for selection of officers, conduct of Commission meetings and voting, and defining powers and duties of the Commission; and declaring an emergency.**

**Label:** Regional Water Charter Amendment  
Law  
Dale Emch x2384

**Attachments:** [Letter from Mayor](#)  
[Exhibit A](#)

**Legislative History**

7/31/18                      City Council                      First Reading

[R-290-18](#)

**Declaring the necessity and intention of appropriating, in fee, a portion of the property located 3188 S. Byrne Road, required for the South Detroit and Byrne Roadway and Intersection Improvement Project; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:  
The city is proceeding with the reconstruction of S. Detroit Avenue from the Anthony Wayne Trail to Copland Boulevard. Some of the

improvements to be constructed as part of this public improvement project will include a complete re-construction of Detroit Avenue roadway pavement, the construction of a single lane roundabout at the intersection of Byrne Road, and other necessary and related pedestrian walkway, utility and infrastructure improvements between the Anthony Wayne Trail and Copland Boulevard. The project will require the purchase of .0529 acre of land, more or less, in fee, across a portion of the property located at 3188 S. Byrne Road (TD Parcel 10-19161). Negotiations to purchase the property interests have been unsuccessful to date and it is now necessary to begin appropriation proceedings to protect the City's interest in the right-of-way to be acquired and keep the project on schedule.

**Label:** DPU073118APPROPRIATE3188BYRNE  
DPU Admin for Engineering Services  
Jamie Miller (x1409)  
Revised

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

**Legislative History**

7/31/18                      City Council                      First Reading

[R-291-18](#)

**Declaring the necessity and intention of appropriating, in fee, as well as a temporary construction easement across, portions of the property located 4346 S. Detroit, required for the S. Detroit and Byrne Roadway and Intersection Improvement Project; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:

The city is proceeding with the reconstruction of S. Detroit Avenue from the Anthony Wayne Trail to Copland Boulevard. Some of the improvements to be constructed as part of this public improvement project will include a complete re-construction of Detroit Avenue roadway pavement, the construction of a single lane roundabout at the intersection of Byrne Road, and other necessary and related pedestrian walkway, utility and infrastructure improvements along Detroit Avenue between the Anthony Wayne Trail and Copland Boulevard. The project will require the purchase of a total of 0.0836 acre of land, more or less, of which the present road occupies 0.0141 acre of land,

more or less, for a NET TAKE AREA of 0.0695 acre of land, more or less, in fee, and also requiring the purchase of a temporary construction easement consisting of 0.0585 acre of land, more or less, across portions of the property located at 4346 S. Detroit (consisting of TD Parcels 07-08244 and 07-08217). Negotiations to purchase the property interests have been unsuccessful to date and it is now necessary to begin appropriation proceedings to protect the city's interest in the right-of-way to be acquired and keep the project on schedule.

**Label:** DPU071718APPROPRIATE4346SDETROIT  
DPU Admin for Engineering Services  
Jamie Miller (x1409)  
(Revised)

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

**Legislative History**

7/31/18                      City Council                      First Reading

[O-294-18](#)

**Authorizing the Mayor to enter into a Real Estate Purchase Agreement with Uptown Place, LLC and to execute and deliver needed instruments for the sale and conveyance of certain city-owned real property at 336 14th Street in the City of Toledo, Lucas County, Ohio; waiving the competitive bidding and advertising provisions of TMC 187.19; authorizing the deposit of net sale proceeds; authorizing the Mayor to execute and deliver the needed instruments to release the mortgage in whole, on the Low-Income Housing Tax Credit Project for the 52-unit multi-family rental housing complex called Uptown Arts Apartments; making certain findings with respect thereto; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:  
The City of Toledo is the fee simple owner of certain real property located at 336 14th Street in the City of Toledo, Lucas County, Ohio. The property consists of one parcel (TD 15-50317) and is approximately 0.8982 acres of land. The improvement on the real property is currently owned by Adams Street Limited Partnership, LLC. It is known as the Uptown Arts Apartments, which is a 52-unit

affordable multi-family complex consisting of one-, two-, and three-bedroom garden and townhouse style apartments.

In order to facilitate the development of the complex in the early 2000s, the City entered into a 90 year ground lease agreement with Adams Street Limited Partnership, LLC and provided a HOME Investment Partnerships Program loan to assist in the financing of the project. In exchange for the HOME loan a certain number of units are required to be affordable for a period of time.

In addition to the City's assistance, the project was awarded Low-Income Housing Tax Credits. The Low-Income Housing Tax Credit program (LIHTC) is a public policy tool used to provide funding for the development of affordable housing. The federal government allows developers of particular affordable-housing projects to sell tax credits to investors to provide the capital necessary to build the project. In exchange for the LIHTC a certain number of units are required to be affordable for a period of time.

Adams Street Limited Partnership, LLC, the current owner of the improved property, intends to sell its interests to Uptown Place, LLC. The prospective buyer wishes to acquire the City's fee simple interest in order to obtain primary financing for the acquisition and redevelopment of the structure. The purchase price for the City's fee simple interest is \$10.00 (ten dollars).

Uptown Place, LLC, whose sole Member is Watermark Partners Fund IV, LLC owns approximately 1,000 multi-family units in the Toledo area. The purchaser intends to modernize the complex while keeping existing residents in place and adhering to the affordability requirements stipulated by the Ohio Housing Finance Agency and City of Toledo.

As part of the agreement to release the mortgage, the City of Toledo Department of Neighborhoods is requiring that five (5) of the units remain affordable to tenants earning less than or equal to 60% of Area Median Income (AMI). Rent restrictions will remain on the five units

until December 31, 2022. The City's rent restrictions are in addition to those stipulated by OHFA, which are outlined in the attached Fourth Amendment.

Uptown Place, LLC's development proposal benefits the community by improving the quality of the neighborhood through comprehensive capital investments and protecting the existing residents either at or above the standards set by relevant housing authorities.

**Attachments:** [Watermark Partners](#)  
[Exhibit A](#)  
[OHFA Fourth Amendment](#)

**Legislative History**

7/31/18                      City Council                      First Reading

**COUNCILWOMAN HARPER PRESENTS:**

[TMP-3017](#)

**Authorizing the Mayor to appropriate and expend \$150,000 from the General Fund Balance for two social service agencies; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:

Two (2) Social Service agencies in the Toledo community are in need of additional funding. This ordinance appropriates \$150,000 for these two (2) agencies.

**Label:** Councilwoman Harper

**NEW ITEMS FROM CITY COUNCIL:**

[TMP-3018](#)

**Accepting the petition of Susan L. Carlucci 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.**

**Label:** All Council Members

**Attachments:** [Exhibits A, B & C](#)  
[Petition & Agreement](#)

[TMP-3019](#)

Determining to proceed with certain 4493 286th Street, Toledo, OH 43611 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:** [Exhibits A, B & C](#)

[TMP-3020](#)

Levying special assessments for the 4493 286th Street, Toledo, OH 43611 Special Energy Improvement Project; and declaring an emergency.

**Label:** All Council Members

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

[TMP-3023](#)

Accepting the petition of Barone Brothers, LLC. 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.

**Label:** ESID

[TMP-3024](#)

Determining to proceed with certain Barone Brothers Energy Improvement Project by way of special assessments in accordance with Chapters 1710 and 727 of the Ohio Revised Code; and declaring an emergency.

**Body:** SUMMARY & BACKGROUND:

The City of Toledo, City of Oregon, City of Maumee, City of Northwood, Township of Monclova, Township of Springfield,



Township of Swanton, 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.

Barone Brothers, LLC (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”) which appoints the Chairperson of the Corporation, as the attorney-in-fact and agent for the Petitioner with the authority to act on behalf of the Petitioner in the special assessment process. A copy of the Agreement to Impose Special Assessments is attached to the Petition as **Exhibit C**.

Pursuant to the Agreement, and upon Application to the Northwest Ohio Advanced Energy Improvement District for membership and financing of special energy improvement projects to the Property; the Port Authority, Corporation, and Barone Brothers, LLC. 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 Barone Brothers, LLC has determined to proceed with implementation, and to pay by way of special assessments.

Barone Brothers, LLC., has submitted to this Council a petition (“Petition”) seeking (i) the addition 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 Barone Brothers Energy Improvement Project (the “Project” or the “Barone Brothers Improvement Project”) and requesting that the Project be undertaken by the District and that the costs thereof be specially assessed against the Property of the Barone Brothers, LLC specially benefited thereby.

A complete list and description of the Barone Brothers 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 Barone Brothers Energy Improvement Project:

1. Identification of the parcels numbers and name of the property/building to be improved;
2. A description of the nature of the special energy improvement project for the particular parcels;
3. The estimated amount of the special assessment to be levied against each parcel of property 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 Barone Brothers Energy Improvement Project, capitalized interest on the Port Authority’s revenue bonds, reserve fund for the Port Authority’s bonds, the cost of issuance of the Port Authority’s revenue bonds, or the associated costs of issuance of the Northwest Ohio Advanced Energy Improvement District’ revolving loan fund (collectively, the “Project”), is estimated to be One Million, Eight Hundred Six Thousand Seven Hundred Seventy-Seven Dollars and Twenty-Two Cents (\$1,806,777.22). Each semi-annual payment represents the payment of a portion of the principal of and interest on the Port Authority’s revenue bonds and the scheduled amounts payable as the Port Authority administrative fee, the Port authority

program administration fee, the trustee fee and the Lucas County, Ohio special assessment collection fee due with respect to each semi-annual payment.

The Port Authority and the District will fund the cost of the Project through either the issuance of bonds or the revolving loan fund. Ultimately, the loan will be repaid over time from the amounts Barone Brothers, LLC. pays as special assessments. Barone Brothers, LLC, in turn, is expected to be able to pay the special assessments from the energy savings estimated to be achieved as a result of the Project.

The annual special assessments for the Project are to be paid in semi-annual payments over fifteen (15) years. The plans and specifications for the Barone Brothers Energy Improvement Project are on file with the Clerk of Council. The Barone Brothers, LLC petition 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. Barone Brothers, LLC consents to the immediate imposition of the special assessments upon the Property specially benefited by the Project.

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

**Label:** [SUBJECT]  
[DEPT/DIVISION]  
[CONTACT]

[TMP-3025](#)

**Levying special assessments for the Barone Brothers Energy**

**Improvement Project; and declaring an emergency.****Body:** SUMMARY & BACKGROUND:

The City of Toledo, City of Oregon, City of Maumee, City of Northwood, Township of Monclova, Township of Springfield, Township of Swanton, 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.

Barone Brothers, LLC. (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”) which appoints the Chairperson of the Corporation, as the attorney-in-fact and agent for the Petitioner with the authority to act on behalf of the Petitioner in the special assessment process. A copy of the Agreement to Impose Special Assessments is attached to the Petition as **Exhibit C**.

Pursuant to the Agreement, and upon Application to the Northwest Ohio Advanced Energy Improvement District for membership and financing of special energy improvement project to the Property; the Port Authority, Corporation, and Barone Brothers, LLC. 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 Barone Brothers, LLC. has

determined to proceed with implementation, and to pay by way of special assessments.

Barone Brothers, LLC. has submitted to this Council a petition (“Petition”) seeking (i) the addition 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 Barone Brothers Energy Improvement Project (the “Project” or the “Barone Brothers Energy Improvement Project”) and requesting that the Project be undertaken by the District and that the costs thereof be specially assessed against the property of Barone Brothers, LLC. specially benefited thereby.

A complete list and description of the Barone Brothers 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 Barone Brothers Energy Improvement Project:

1. Identification of the parcels numbers 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 each parcel of property 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).

Barone Brothers, LLC. expressly waives the right to pay the assessments in cash within 30 days after passage of the assessing ordinance.

The annual special assessments for the Project are to be paid in semi-annual payments over fifteen (15) years. The plans and specifications for the Barone Brothers Energy Improvement Project are on file with the Clerk of Council. The Barone Brothers, LLC.

petition 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. Barone Brothers, LLC. consents to the immediate imposition of the special assessments upon the Property specially benefited by the Barone Brothers Energy Improvement Project. This special assessment process is a voluntary process with one hundred percent of the cost of the special energy improvement projects being assigned to the specially benefited property. Final costs for the Barone Brothers Energy Improvement Project are now known and this assessing ordinance completes the assessing process, which included the adoption of a Resolution of Necessity (Resolution No. \_\_\_\_\_) and an Ordinance to Proceed (Ordinance No. \_\_\_\_\_) by levying the assessments against the benefitted Property.

**Label:** [SUBJECT]  
[DEPT/DIVISION]  
[CONTACT]

**OFFICE OF THE MAYOR:**

1. [TMP-3012](#) **Authorizing the disappropriation of \$20,000 from the General Fund Human Relations Commission budget; authorizing the appropriation of \$20,000 from the General Fund to the Office of the Mayor budget for an employee engagement survey, analysis and implementation of associated action plan; authorizing the expenditure of funds; waiving the competitive bid requirements of TMC Chapter 187; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:  
This ordinance authorizes the reappropriation of funds within the general fund budget in order to complete an employee engagement survey, analysis and associated action plan. The city is working with the University of Toledo on this project, which will include three stages: designing and delivering the engagement survey, compiling and analyzing results, and developing and implementing the action plan. Funding for the completion of this project will come from the Human

Relations Commission operating budget, as the commission is in development and funds budgeted for its operations this year will not be completely expended.

**Label:** Employee Engagement Survey  
Human Resources  
Michael Niedzielski x2182

**Attachments:** [Timeline](#)  
[001b](#)

## DEPARTMENT OF ECONOMIC & BUSINESS DEVELOPMENT:

2. [TMP-3015](#) **Authorizing the Mayor to enter, execute and deliver a Real Estate Purchase Agreement and other needed instruments for the sale and conveyance of 2231, 2235, 2237, 2241 & 2243 Bakewell Street to Tracey K. Britt; authorizing the deposit of net sale proceeds; making certain findings with respect thereto; waiving the notice and bidding provisions of T.M.C. 187.19; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:  
The City operates a Land Reutilization Program pursuant to Section 187.19(a) of the Toledo Municipal Code which authorizes the City to accept nonproductive land and dispose of same pursuant to Chapter 5722 of the Ohio Revised Code. The Department of Economic & Business Development oversees the review and processing of the program. Tracey K. Britt of 3920 Fairwood Drive, Sylvania, Ohio 43560, has approached the City with the desire to acquire the vacant landbank parcels at 2231, 2235, 2237, 2241 and 2243 Bakewell Street to create a park for the neighborhood kids to enjoy. The intent for the park would include a mini “Safety City” educational course, play area and benches for parents to watch their children at play. Ms. Britt is currently the Community Services Officer assigned to East Toledo and with a focus on sustainability the property would be improved using Crime Prevention Through Environmental Design (CPTED) principles. The negotiated sale price for each parcel is One Hundred and Fifty Dollars (\$150.00) plus recording and transfer fees.

**Label:** DEBD LBSale2231,2235,2237,2241&2243Bakewell/Britt  
Development / Real Estate  
WJ Burkett (x1692) cw/tk  
July 16, 2018

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

**DEPARTMENT OF POLICE OPERATIONS:**

3. [TMP-3014](#) **Authorizing the Mayor to enter into an agreement and accept and deposit a \$44,126.22 grant from the Office of Criminal Justice Services for an Ohio Drug Law Enforcement Fund Program; authorizing the appropriation and expenditure of said proceeds from the Operation Grants Fund; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:  
The Toledo Police Department has requested and received \$44,126.22 in Ohio Drug Law Enforcement Fund grant funds from the Ohio Office of Criminal Justice Services to conduct drug investigations.

There is an in-kind match of \$14,709.68 required for this grant, which will be for personnel salaries. The grant funds will increase the department's ability to conduct drug enforcement investigations.

**Label:** OCJS Drug fund grant 2018 \$44,126.22  
Toledo Police Department  
Lt. James Brown (x3203)  
Revised

4. [TMP-3006](#) **Authorizing the Mayor to enter into a contract with Fedtech LLC for the purchase of two mobile camera trailers for the Real Time Crime Center; authorizing the expenditure of \$129,854 from the Law Enforcement Trust Fund; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:  
This ordinance authorizes the expenditure of \$129,854 from the Police Law Enforcement Trust Fund for the purchase of two mobile camera trailers for the Real Time Crime Center. Bids for the trailers were posted on Planet Bids and Fedtech LLC was the sole bidder.



**Label:** Purchase of Mobile Camera Trailers  
Toledo Police Department  
Lt. James Brown (x3203)  
Revised

**DEPARTMENT OF PUBLIC UTILITIES:**

5. [TMP-3008](#) **Authorizing the Mayor to execute a water agreement with IronUnits LLC, a subsidiary of Cleveland-Cliffs Inc., to sell Filter Wash Water and Potable water to the hot briquetted iron production plant that is being constructed in Toledo; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:  
Cleveland-Cliffs, Inc. selected a site in East Toledo's Ironville for a new hot briquetted iron production plant. The plant will require significant amounts of water. Toledo's abundance of inexpensive water was one of the reasons why this location was selected. The projected quantity of water to be demanded by the future plant exceeds the quantity formerly used by the City of Waterville. In addition to using potable water as part of the production process, the plant is also able to use Filter Wash Water.

Filter Wash Water is not potable. It is treated water that was used to clean the filter beds. It contains solids, calcium and residual chemicals from the treatment process. Currently, Filter Wash Water is discharged pursuant to a NPDES permit. Filter Wash Water is a waste product of the water treatment process and does not produce any revenue.

Cleveland-Cliffs Inc.'s subsidiary, IronUnits LLC, has agreed to purchase Toledo's Filter Wash Water at the rate of 25% of the fourth declining block. This is a new revenue stream for Toledo. The sale of Filter Wash Water will require new infrastructure to be constructed. IronUnits LLC has agreed to be responsible for the costs of the infrastructure improvements.

**Label:** Cleveland-Cliffs Inc. Water Agreement  
Department of Public Utilities  
Edward Moore (x1845)

Revised

**Attachments:** [Application for Service Agent Authority](#)  
[Application Instructions](#)  
[Water Agreement Plan](#)  
[Enlarged Diagram](#)

6. [TMP-3009](#)

**Authorizing the appropriation and expenditure of bond proceeds from the Water Bond Improvement Fund, in an amount not to exceed \$9,000,000; authorizing the mayor to accept bids and to execute the necessary contract(s), after due advertising according to law, for the design, preparation of plans and specifications, engineering, bidding, construction oversight, testing, permits, renovation, construction, appurtenances, and other related work, tasks, equipment, and materials needed for the successful implementation of the Filter and Pipe Gallery Improvements at the Collins Park Water Treatment Facility; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:

The Collins Park Water Treatment Plant was originally constructed as an 80 million gallons per day plant in 1942 with a 40 million gallons per day expansion in 1956. The filter and pipe gallery systems of the plant have remained largely unchanged. This project will upgrade the existing filters to state of the art biologically active treatment technology, install air scour equipment as a part of the filter backwash system, and refurbish or replace existing piping, valves and valve operators that have reached the end of their service life. Funding for this project is available in the current CIP from the Water Bond Improvement Fund (2018 Bond Issuance) for the Filter and Pipe Gallery Improvement project.

**Label:** DPU081418FILTERANDPIPEGALLERYIMPROVEMENTS  
DPU/Water Treatment  
W. Henry(x1840)  
Revised

7. [TMP-3010](#)

**Authorizing the appropriation and expenditure in an amount not to exceed \$390,000 from the unappropriated balance of the Stormwater Utility Improvement Fund for various Drainage Improvement Projects; authorizing the mayor to prepare plans and specifications, acquire rights-of-way and easements as necessary, accept bids and enter into contracts; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:

The purpose of this work is for construction of drainage improvement and replacement projects at various locations. This work is an annual Stormwater Program that targets nuisance and chronic drainage corrections, replacement of crumbling infrastructure, and minor capacity improvements associated with roadway projects throughout the city. Funding for this work is included in the Department of Public Utilities' 2018 Stormwater Capital Improvement Plan (Annual Drainage Corrections and Roadway Drainage Improvements).

**Label:** DPU081418DrainageImprovements  
Engineering Services  
Scott Sibley (x2851)  
Revised

8. [TMP-3011](#)

**Authorizing the appropriation of \$137,500 from the Sanitary Sewer Replacement Fund for the Fassett Street and Levis Square Combined Sewer Overflow Repairs; waiving competitive bidding requirements of TMC Chapter 187 and entering into contracts for said project; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:

This ordinance appropriates funds and authorizes an emergency contract to make repairs at the Fassett Street Combined Sewer Overflow (CSO) to prevent excessive sewer overflows and to seal a sinkhole caused by a combined sewer in Levis Square. The Fassett St. CSO had been experiencing blockages of stone getting into the sewer which were causing excessive sewer overflows. The source of the stone was traced to defects in an upstream manhole at Fassett St. just west of Miami St. Repair of this manhole and removal of all of the stone and sealing of a sinkhole in Levis Square was beyond the

capability of the Sewers and Drainage Division. The Division of Engineering Services requested quotes from several contractors to repair the manhole, clean out all the excess stone in the sewers, and fill the underground voids. Ed Kelly and Sons submitted the lowest and best quote and has now completed the repairs for less than their estimate.

**Label:** DPU081418FassettStreetCombinedSewerOverflowRepair  
Engineering Services  
Scott Sibley (x2851)  
Revised

#### **DEPARTMENT OF ECONOMIC & BUSINESS DEVELOPMENT:**

9. [TMP-3013](#) **Authorizing the Mayor to execute and deliver needed instruments for the partial release of the Front Street right-of-way in the vicinity of Randolph Street in the City of Toledo, Lucas County, Ohio, for the purpose of facilitating redevelopment of the Ironville Terminal; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:  
This ordinance authorizes the release of a 1.522 acre portion of the Front Street right-of-way held by easement in favor of the City of Toledo. This release will facilitate the redevelopment of the Ironville Terminal in east Toledo by the construction and operation of the area's first hot briquetted iron (HBI) production plant. This HBI project has the potential to create to 130 permanent jobs, more than 1,200 construction jobs, and represents a 700 million dollar investment in the Toledo region. This HBI project is made possible due to partnerships between the Port Authority, Jobs Ohio, Midwest Terminals of Toledo, City of Toledo, Lucas County, the Regional Growth Partnership, and the Ohio Rail Development Commission.

**Label:** Partial Release of Front Street Right-of-Way  
Department of Development  
Bill Burkett (x1692)  
Revised

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

**DEPARTMENT OF PUBLIC SERVICE:****10. [TMP-3007](#)**

**Authorizing the appropriation and expenditure not to exceed \$12,000 from the Golf Course Improvement Fund to replace existing deck/patio; authorizing the Mayor to enter into a contract for the necessary replacement; and declaring an emergency.**

**Body:****SUMMARY & BACKGROUND:**

This Ordinance authorizes expending of an additional \$12,000 from the Golf Course Improvement Fund for contractual services for the emergency replacement of the deck/patio attached to the club house located at the Detwiler Park Golf Course located at 4001 North Summit Street, Toledo, Ohio 43611. Ordinance 213-18 has been approved for \$30,000. Bids for this project came in above the original estimate and additional funds are needed. The Golf Course Improvement Fund will have a balance of approximately \$250,000 after this ordinance.

Several sections of the existing deck are old, in disrepair, or broken. The existing deck has also sunk over the years becoming unleveled and a safety risk. Failure to repair this deck, as soon as possible, possesses an immediate threat to the public's health and safety.

The cost to replace the deck/patio is estimated at \$42,000. This deck/patio is connected at the rear of the building, which faces the golf course.

**Label:**

DPS DETWILER GOLF COURSE IMPROVEMENT \$12,000  
Parks, Recreation and Forestry  
Rick M. Akeman (x2896)/Paul M. Rasmusson (x7868)  
Revised

**ITEMS LIKELY TO BE RELIEVED OF FINANCE & DEBT OVERSIGHT COMMITTEE:****[O-270-18](#)**

**Levying special assessments for sprinkling, sweeping, cleaning and snow removal services for the municipal streets, alleys and public ways in the City during the calendar year 2017; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:

This is the Ordinance to levy the assessments for the cost and expense of sprinkling, sweeping, cleaning and removing snow from municipal streets, alleys and public ways in the City of Toledo performed during the year ending December 31, 2017. The services described in Section 1 have been completed and the final cost of those services has been determined.

**Attachments:** [Assessed Services comparison & history](#)**Legislative History**

7/17/18	City Council	referred to the Finance & Debt Oversight Committee
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[O-271-18](#)

**Levying special assessments for the improvement of certain streets, alleys and public ways outside of the downtown area of the City by providing street lighting during the calendar year 2017; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:

This is the Ordinance to levy the assessments for the cost and expense of street lighting in the City of Toledo outside the Downtown District for the year ended December 31, 2017. The services described in Section 1 have been completed and the final cost of those services has been determined.

**Legislative History**

7/17/18	City Council	referred to the Finance & Debt Oversight Committee
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[O-272-18](#)

**Levying special assessments for the improvement of certain streets and public ways in the downtown area of the City by providing street lighting during the calendar year 2017; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:

This is the annual Ordinance to levy the assessments for the cost and expense of street lighting in the City of Toledo for the Downtown District for the year ended December 31, 2017. A new Downtown

District was established by Resolution No. 15-82 adopted January 26, 1982. The services described in Section 1 have been completed and the final cost of those services has been determined.

### Legislative History

7/17/18	City Council	referred to the Finance & Debt Oversight Committee
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O-273-18

**Levying special assessments for controlling the blight and disease of shade trees within public rights-of-way and planting, maintaining, trimming and removing shade trees in and along the streets of the City during the calendar year 2017; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:

This is the Ordinance to levy the assessments for the cost and expense controlling the blight and disease of shade trees within public rights-of-way as well as planting, maintaining, the trimming and removing those trees for the year ended December 31, 2017. The services described in Section 1 have been completed and the final cost of those services has been determined.

### Legislative History

7/17/18	City Council	referred to the Finance & Debt Oversight Committee
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O-274-18

**To specially assess upon the lots and lands described in the schedule herein referred to in order to pay the cost and expense for the year 2017 of cutting and destroying noxious weeds growing on such lots and lands in the City of Toledo; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:

This is the Ordinance to levy the assessments for the cost and expense of cutting and destroying noxious weeds in the City of Toledo for the year ended December 31, 2017. The Council of the City of Toledo has heretofore enacted Ordinance No. 303-82 and caused to be cut and destroyed in the year 2017 thistles, wild lettuce, wild mustard, ragweed, milkweed and all other noxious weeds ("Noxious Weeds")

growing on certain vacant lots and lands in the City of Toledo; said Ordinance further providing that the entire cost and expense connected with said cutting and destroying on each such lot or land shall be levied and assessed on such lot or land; and the Commissioner of Taxation and Treasury has filed with this Council a list of the assessments for such cutting and destroying and which list sets forth the amount to be assessed upon each such lot or land.

**Legislative History**

7/17/18	City Council	referred to the Finance & Debt Oversight Committee
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**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.**