



City of Toledo

One Government Center
Toledo, OH 43604

Agenda Review City Council

Tuesday, October 16, 2018

2:00 PM

Council Chambers

APPOINTMENTS FROM THE OFFICE OF THE MAYOR:

[TMP-3290](#)

Appointments - Latino Affairs Commission

Attachments: [Latino Affairs Commission](#)

[TMP-3291](#)

Appointments - Old West End Historic District
Commission

Attachments: [OWE Historic District Commission](#)

[TMP-3292](#)

Appointment - Rev. H.V. Savage Park Advisory Board

Attachments: [Savage Park Advisory Board](#)

[TMP-3293](#)

Appointments - Toledo City Historic District
Commission

Attachments: [Toledo City HDC](#)

[TMP-3294](#)

Appointment - Toledo Sister Cities International

Attachments: [TSCI](#)

SECOND READING ITEMS:

[O-413-18](#)

Authorizing the appropriation and expenditure of bond proceeds from the Water Bond Improvement Fund in an amount not to exceed \$7,700,000; authorizing the mayor to waive the competitive bidding requirement as required by T.M.C. Chapter 187 and to renew the previously bid contract with URS Corporation, for Professional Construction Management and Program Support Services, and other necessary work and tasks, relating to the implementation of the Capital

Improvement Program for the Division of Water Treatment; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

The Division of Water Treatment has identified over \$500 million in needed improvements to the facilities it operates and is implementing an aggressive capital improvements program to evaluate, design, and construct needed improvements to ensure uninterrupted supply of potable water to the area as well as to meet the requirements of the Ohio EPA. To assist the current engineering staff in the Division, a Professional Construction Management (PCM) team has been contracted to provide program support services and to coordinate the construction administration, design review and field services activities. As the Capital Improvement Program continues to be implemented and new projects are authorized, additional funds are now necessary to renew the existing contract for a period of two years beginning 2019 through 2020.

This ordinance provides continued funding for Professional Construction Management and Support Services through the next two years of the water capital improvement program. Professional services provided under the contract include master program scheduling; financial, budgeting, progress and status reporting; public and MBE outreach; web based document administration system; plant site stormwater pollution protection planning activities; construction administration, design review and field services, and other necessary work and tasks, relating to the implementation of the Capital Improvement Program for the Division of Water Treatment. Funding for these services is available from the Water Bond Improvement Fund (2018 Bond Issuance).

Attachments: [Exhibit A](#)

Legislative History

10/9/18 City Council First Reading

[O-417-18](#)

Authorizing the Mayor to enter into an amended joint economic development district agreement with the Board of Trustees of Troy Township, Wood County, Ohio, for the purpose of adding to and enlarging the Troy

Township-Toledo joint economic development district territory; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

Pursuant to the authority of Ordinance 565-09 passed on October 13, 2009, the City entered into a Joint Economic Development District Agreement with Troy Township, Wood County, Ohio, to create a Joint Economic Development District located on 460 acres of property immediately south of the intersection of Interstate 280 and State Route 23 in Wood County, Ohio. The purpose of this Economic Development District was to facilitate economic growth and development within the territory. The success of the Economic Development District to date has motivated the East Ohio Gas Company, as owner, to petition the Joint Economic Development District Board to include an additional 512 acres, more or less, of undeveloped land to the district territory. Granting the petition and including the subject property into the expanded district territory requires the City of Toledo and Troy Township to amend the district contract accordingly. Amending the contract comes at the recommendation of the Joint Economic Development District Board. A joint public hearing co-sponsored by the Troy Township Trustees and Toledo City Council was held on September 12, 2018, at the Troy Township Hall in Luckey, Ohio, where public comment was received with respect to the proposed amendment. It is the Joint Economic Development District Board's belief that amending the contract to include the additional acreage will create and preserve jobs and employment opportunities, and will improve the economic welfare of the people in the state and in the area of the contracting parties. Also, on September 12, 2018, following the public hearing, the Troy Township Trustees unanimously adopted Resolution 9-2018 approving the contract amendment.

Attachments: [Map](#)
[Public Hearing, November 5, 2018](#)
[Joint Public Hearing, September 12, 2018](#)
[Agenda, Special Meeting, September 12, 2018](#)
[Exhibit A](#)
[Conceptual Development Plan](#)
[Amended JEDD Contract](#)

Legislative History

10/9/18 City Council First Reading

[R-424-18](#)

Accepting the property tax amounts and rates for the 2019 budget as determined by the County Budget Commission; authorizing the necessary tax levies, certifying said levies to the County Auditor; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

The Budget Commission of Lucas County, Ohio has certified its action to Toledo City Council with an estimate by the County Auditor of the amount of property tax to be collected in 2019 and the tax rate of each tax to be levied by the Council; and what part thereof is without, and what part within, the 10-mill limitation.

Legislative History

10/9/18 City Council First Reading

[R-425-18](#)

Authorizing the Finance Director to request advances from the Lucas County Auditor's office; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

This resolution is requested annually pursuant to the Ohio Revised Code Section 321.34 (Advance Payment to Local Authorities), which authorizes the Director of Finance, or his designee to request advances of funds from the Lucas County Auditor's throughout the property tax collection cycle. These funds are derived from taxes or other sources which are payable by law to the County Treasurer. This legislation is to be filed at the office of the Lucas County Auditor.

Legislative History

10/9/18

City Council

First Reading

NEW ITEMS FROM CITY COUNCIL:[TMP-3295](#)

Appointments - Advisory Audit Committee

Attachments: [Advisory Audit Committee](#)[TMP-3281](#)

Accepting the petition of Ethel Penamon 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:** [Exhibit A, B & C](#)
[Petition](#)
[Agreement](#)[TMP-3282](#)

Determining to proceed with certain 25 Clifton Road, Toledo, OH 43607 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-3283](#)

Levying special assessments for the 25 Clifton Road, Toledo, OH 43607 Special Energy Improvement Project; and declaring an emergency.

Label: All Council Members**Attachments:** [Exhibit A, B & C](#)

COUNCIL MEMBERS DELANEY AND JOHNSON PRESENT:[TMP-3296](#)

Authorizing the Mayor to enter into the necessary contracts for capital equipment; authorizing the disappropriation, appropriation and expenditure of \$2,109,450 from the Capital Improvement Fund for purchase of Fire Engines and Ladder Trucks; and declaring an emergency.

Body:

SUMMARY & BACKGROUND:

Toledo Fire Department is in need of new fire engines and ladder trucks to replace an aging fleet. Currently, there are situations where crews are using backup equipment due to maintenance issues with front line equipment. This puts the Department at risk of having to shut down stations due to lack of serviceable trucks. By eliminating the projected year-end transfer from the Capital Improvement Fund to the General Fund, funds can be made available for the purchase of new fire engines and ladder trucks.

Label:

Council Members Delaney and Johnson

COUNCIL MEMBERS HARPER, JOHNSON, KOMIVES AND RILEY PRESENT:[TMP-3297](#)

Authorizing the Mayor to disappropriate, appropriate and expend \$245,000 of Community Development Block Grant (CDBG) funds from the U.S. Department of Housing and Urban Development (HUD) for four (4) Public Service Activities, Third Party Partners; and declaring an emergency.

Body:

SUMMARY & BACKGROUND:

According to a report from the Dept. of Neighborhoods, \$3,683,890 is available from unspent CDBG funds from the years 2010 - 2017, the 36th - 42nd Years. Four (4) Social Service agencies in the Toledo community are in need of additional funding. This ordinance disappropriates \$245,000 and reappropriates the same amount for these four (4) agencies.

Label:

Council Members Harper, Johnson, Komives and Riley

COUNCIL MEMBER RILEY PRESENTS:

[TMP-3308](#)

Submitting to the Toledo Plan Commission a proposal to change the zoning in force for 1157 Grand Avenue and 1928 N. Detroit Avenue, from Limited Industrial zoning to Neighborhood Commercial, authorizing a public hearing on said proposed zoning change and publication of said hearing; and declaring an emergency.

Label: DRIGGS DAIRY
COUNCILMAN RILEY

OFFICE OF THE MAYOR:1. [TMP-3285](#)

**RESOLUTION TO PROTECT THE FEDERAL
COMMUNITY REINVESTMENT ACT - *LENDING &
INVESTMENT IN LOW- AND MODERATE COMMUNITIES
AROUND THE COUNTRY***

Label: Federal Community Reinvestment Act
Office of the Mayor
Katy Crosby (x1007)
(Revised)

DEPARTMENT OF PUBLIC SERVICE:2. [TMP-3286](#)

Authorizing the mayor to enter into an agreement with the Arts Commission of Greater Toledo to implement the 2018 Municipal Art Plan; authorizing the expenditure of funds for the 2018 1% For the Arts allocation from the Capital Improvement Fund; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

The Arts Commission of Greater Toledo is seeking funding from the 2018 CIP budget to fund the 1% For the Arts 2018 Municipal Art Plan. This legislation authorizes the mayor to enter into an agreement with the Arts Commission of Greater Toledo to implement the 2018 Municipal Art Plan using said funds.

Label: DPS 1% For the Arts - \$252,827
Parks, Recreation and Forestry
Karen Ranney Wolkins (x2326), Paul M. Rasmusson (x7868)
(Revised)

Attachments: [2018 Municipal Art Plan](#)

DEPARTMENT OF NEIGHBORHOODS & BUSINESS DEVELOPMENT:

3. [TMP-3278](#)

Authorizing the mayor to enter, execute and deliver a real estate purchase agreement and other needed instruments for the sale and conveyance of 401 Columbus Street to Scott P. Burton; 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. Scott P. Burton of 2413 N. Erie Street has approached the City with the desire to acquire the vacant landbank parcel at 401 Columbus Street. Mr. Burton intends to plant fruit trees and create additional landscaping to his nearby property to help maintain neighborhood beautification. The negotiated sale price for this parcel is One Hundred and Fifty Dollars (\$150) plus recording and transfer fees. NOW, THEREFORE,

Attachments: DECD LBSale-401ColumbusToBurton

DEPARTMENT OF POLICE OPERATIONS:

4. [TMP-3284](#)

Authorizing the mayor to accept Technology Innovation for Public Safety (TIPS) grant proceeds from the United States Bureau of Justice Assistance in the amount of \$492,553; authorizing the appropriation from the unappropriated balance of the Operation Grants Fund and expenditure of said funds; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

This competitive grant will be utilized for gun and violent crime

reduction programs. The funding received through the grant will be used to install Shot Spotter and fund a crime analyst position. Shot Spotter 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 grant authorizes funds for Shot Spotter and crime analysis. This grant also authorizes funds for a research partner to evaluate the results of this initiative. There is no local match to receive the grant.

Label: BJA 2018 grant \$492,553
Toledo Police Department
Lt. James Brown (x3203)
(Revised)

5. [TMP-3289](#)

Authorizing the mayor to enter into an agreement with Perry ProTech; waiving the competitive bidding requirements of TMC 187; authorizing the expenditure of funds not to exceed \$17,528.32 from the General Fund; and declaring an emergency.

Body: SUMMARY & BACKGROUND:
The Toledo Police Department would like to refurbish one of the Real Time Crime Center (RTCC) mobile cameras. The mobile camera to be refurbished was purchased in 2012. The 2012 mobile cameras are frequently out-of-service due to their end of life condition. The refurbishment entails replacement of critical components and software. Perry ProTech is the current supplier for the purchase, installation and maintenance of cameras, equipment, hardware and software for the RTCC camera system (ordinance 481-17).

Label: Refurbish RTCC mobile camera
Toledo Police Department
Lt. James Brown (x3203)
(Revised)

DEPARTMENT OF NEIGHBORHOOD & BUSINESS DEVELOPMENT:

6. **TMP-3276**

Repealing Section 1305.02 Permits: when not required,

subsection (b) Electrical of the Toledo Municipal Code; enacting a new Section 1305.02 Permits: when not required, subsection (b) Electrical; and declaring an emergency.

Body: Summary & Background:

There have been changes in the Ohio Building code relative to the electrical requirements. The city of Toledo Division of Inspection has adopted the Ohio Building code and therefore amends this section of the code to mirror the Ohio Building code. NOW, THEREFORE,

7. [TMP-3275](#)

Authorizing the Mayor to execute and deliver needed instruments to release the mortgage and forgive the loan in whole on the Low-Income Housing Tax Credit Project for 46 scattered site, single family rental housing units called NorthRiver Homes; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

[The Low-Income Housing Tax Credits program (LIHTC) is a public tool used to provide funding for the development of affordable housing. The federal government allows developers of particular affordable-housing project to sell tax credits to investors to provide the capital necessary to build the project. Locally, community development corporations have used LIHTC as a financing tool to build many units of affordable housing and promote homeownership in Toledo.

North River originated as 49 single-family housing units under the auspices of NorthRiver Development Corporation, identified as NorthRiver Homes I Limited Partnership. An investment of \$300,000 of HOME Investment Partnerships funds was made to this project. This project has not achieved the success intended under the LIHTC. Currently, there are 46 units remaining as 3 units have either been demolished or in a state beyond repair. This request is to deliver a Release of Mortgage through forgiveness of the note and move the portfolio into the hands of a stable entity.

The City of Toledo, along with the Lucas County Land Bank, Local Initiatives Support Corporation (LISC), and Lucas Housing Support

Corporation, an affiliate of Lucas Metropolitan Housing Authority, have been instrumental in working toward securing the portfolio toward a local partner that will work with tenants to move them toward homeownership, along with homebuyer counseling, financial literacy, home maintenance and education opportunities.
NOW THEREFORE,

Label:

North River Homes Portfolio
Department of Neighborhood and Business Development
Amy Sackman Odum (x3647) Veronica Burkhardt (2605)

8. TMP-3277

Authorizing the mayor to enter, execute and deliver a real estate purchase agreement and other needed instruments for the sale and conveyance of 131 18th Street to MBKG Properties, LLC.; 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. MBKG Properties, LLC, who currently owns multiple vacant parcels in the surrounding area on 18th, 19th and Monroe Street, has approached the City of Toledo with the desire to acquire the vacant landbank parcel located at 131 18th Street. MBKG Properties, LLC is the adjacent land owners of 127 18th Street and intends to utilize the newly acquired lot as property expansion and green space and available land for future development in the neighborhood. Negotiated sale price for this property is One Thousand Dollars (\$1,000) plus recording fees. NOW, THEREFORE,

Attachments: DECD LBSale-131 18thSt - MBKG Properties 10 10 18

DEPARTMENT OF PUBLIC SERVICE:

9. [TMP-3287](#) **Authorizing annual expenditures from the General Fund for professional services related to engineering services and regulatory required inspections, sampling, and reporting at the Hoffman Road Landfill, the former Stickney Avenue, Tyler Street and Dura Avenue landfills, and the former XX KEM facility, and the former Textileather facility; authorizing the Mayor to accept bids and enter into contracts for said services; and declaring an emergency.**

Body: SUMMARY & BACKGROUND:

The active Hoffman Road Landfill, the closed Stickney Avenue, Tyler Street and Dura Avenue landfills, the former XX KEM facility, and the former Textileather facility are required by environmental regulations and facility permitting documents to complete routine monitoring activities and submit reports to multiple regulatory agencies. Environmental compliance and engineering services are required to effectively implement the monitoring and operational programs. This contract is for professional services to provide the requisite inspections, sampling, and reporting activities that are required to comply with the relevant environmental regulations for each facility. This contract also provides for miscellaneous professional services to investigate and respond to site conditions that may arise, for review and response to questions from the regulatory agencies, and for engineering services necessary to support operation and maintenance of each facility.

After review of competitive proposals, in accordance with the provisions of TMC 187, in effect at the time a Request for Proposal (RFP), the Division of Solid Waste will award annual contract(s) to appropriately qualified firm (s) for a one-year period, with the option of annual renewal of up to four (4) additional years for a total of five (5) years. Renewal would be subject to a review of the firm(s) performance by the Division. This approach establishes continuity in environmental and engineering services, and promotes lower rates and costs over time through the potential for a longer contract period.

Label: DPS Annual Environmental Monitoring & Engineering Services

Solid Waste - Landfill Operations

Ryan Murphy (x2640), Paul M. Rasmusson (x7868)
(Revised)

10. [TMP-3288](#)

Authorizing the mayor to enter into an agreement with Mansfield Oil Company for the implementation and operation of a fuel purchasing card program; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

The city is planning to implement a retail fuel purchasing card program for city-owned vehicles. Mansfield Oil Company responded to the city's request for proposal, offering the largest discount for retail fuel purchases, as well as compatible reporting capabilities to link with our current Faster software. We anticipate phasing the project throughout all city departments, with the Police Department being the first to implement the program. Each vehicle fuel card can only be utilized in combination with a valid Personal Identification Number (PIN).

Authorized users will receive an assigned PIN to facilitate purchases with the fuel card assigned to the vehicle. The fuel card can be used at a large number of locations throughout the City of Toledo and the surrounding area to supplement the city-owned fuel tanks. While the vast majority of retail purchases are expected to be made within the city, the fuel card also allows purchases anywhere in the continental United States where the vendor has participating merchants.

Label: DPS Fuel Card Program
Fleet Operations
Paul M. Rasmusson (x7868)
(Revised)

11. [TMP-3298](#)

Authorizing the disappropriation of \$80,000 from the Capital Improvement Fund Wilson Park; authorizing the appropriation and expenditure of \$80,000 from the Capital Improvement Fund for the resurfacing and installation of two basketball courts at Joe E. Brown Park; authorizing the Mayor to enter into a state term contract for the installation of the basketball courts; waiving the competitive bid requirements of TMC Chapter 187; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

This Ordinance authorizes the appropriation and expenditure of \$80,000 from the Capital Improvement Fund to respond to a neighborhood request for basketball courts in Joe E. Brown Park. Funds will be used for resurfacing and installation of two basketball courts (four individual poles and net systems), and benches.

Label: DPS 2018 CIP Parks and Recreation Equipment \$80,000
Parks, Recreation and Forestry
Karen Ranney Wolkins (x2326)
Paul M. Rasmusson (x7868)

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