



City of Toledo

One Government Center
Toledo, OH 43604

Agenda Review City Council

Tuesday, August 13, 2019

2:00 PM

Council Chambers

Agenda Review for the August 20, 2019 Meeting of Toledo City Council

COUNCIL PRESIDENT CHERRY PRESENTS:

[TMP-4301](#) Recognize Toledo Celtics 2005 Black Team, Gothia Cup Champions, Gothenburg, Sweden.

COUNCILMAN SYKES PRESENTS:

[TMP-4302](#) Recognize Gina K. Thompson, Owens Corning.

APPOINTMENTS FROM THE OFFICE OF THE MAYOR:

[TMP-4303](#) Appointment - Civilian Police Review Board

Attachments: [Civilian Police Review Bd](#)

[TMP-4304](#) Appointment - Human Relations Commission

Attachments: [Human Relations Commission](#)

SECOND READING ITEM:

[O-360-19](#) Authorizing the Mayor to implement a Better Board up Program through the Department of Neighborhood and Business Development, for securing vacant structures and preserving the integrity of our neighborhoods, even pending demolitions; and declaring an emergency.

Body: SUMMARY & BACKGROUND:
Toledo City Council will allocate funding through expired Ohio Demo Trust Fund accounts, also known as the fire escrow deposits, to allow for the design of a better board up program, and the purchase of the

materials to implement the program. The goal of this program is to preserve the structural integrity of the housing stock and commercial buildings within the city, and to secure them in a manner which is appropriate pending rehabilitation or pending demolition. One vacated house or storefront can have a debilitating effect on our vulnerable neighborhoods, and will show signs to distress on even the strongest communities. This program would allow for the securing of the structures to be done in a manner that does not attract nuisance or criminal activity, such as graffiti, but rather, would appear as though the structure is maintained and cared for. The emphasis of this program is to combat illicit activity in our neighborhoods, and to restore the vitality of our community.

Attachments: [Highlights](#)

Legislative History

8/6/19

City Council

First Reading

COUNCIL PRESIDENT CHERRY AND THE MEMBERS OF COUNCIL PRESENT:

[TMP-4305](#)

Approving a Petition For Special Assessments for Special Energy Improvement Projects and a Project Plan for the Northwest Ohio Advanced Energy Improvement District under Chapter 1710 of the Ohio Revised Code; to authorize and levy special assessments for the purpose of acquiring, constructing, and improving certain public improvements in the City of Toledo in cooperation with the Northwest Ohio Advanced Energy Improvement District; and to approve an Energy Project Agreement in connection with such improvements and special assessments; and declaring an emergency.

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

[Petition](#)

[Agreement](#)

COUNCILMAN SYKES PRESENTS:

[TMP-4306](#)

Amend TMC Ch. 1760, Lead-Safe Housing, by repealing existing and enacting new.

Body: SUMMARY & BACKGROUND:

Attachments: [Redline](#)

[TMP-4307](#)

Authorizing the appropriation of \$75,000 from the unappropriated balance of the General Fund for the Lead Safe Home Program; authorizing the expenditure of said funds; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

All Toledoans should be able to live in a safe, healthy home that meets their needs. One important part of that is making certain that families are safe from the hazards of lead. City Council desires to appropriate \$75,000 this year for the Lead Safe Home Program. This appropriation would add a position in the City Auditor's Office to seek and monitor grants and provide funding for a lead conference, lead test kits, education and marketing. Funds are available within the General Fund from the carryover of funds as a result of 2018 operations.

COUNCILMAN RILEY PRESENTS:

[TMP-4308](#)

Authorizing the expenditure not to exceed \$1,450 from the Capital Improvement Fund District Improvement Program for the restoration of the Westmoreland monument on city-owned property on the Mount Vernon boulevard at West Bancroft Street; authorizing the Mayor to execute the necessary contract(s); and declaring an emergency.

Body: SUMMARY & BACKGROUND:

The Westmoreland Association submitted a District Improvement Program application for the restoration of the Westmoreland monument on city-owned property at on the Mount Vernon boulevard at West Bancroft Street in District 1. The District Improvement Review Committee convened on August 6, 2019, and recommended approval of this application in an amount not to exceed \$1,450.

Attachments: [Application](#)

DEPARTMENT OF FINANCE:

1. [TMP-4275](#)

Providing for the issuance and sale of notes for the purpose of paying, in anticipation of the levy and collection of special assessments, a part of the cost of lighting streets, alleys and other public ways of the City, sprinkling, sweeping, cleaning and removing snow from streets, alleys and other public ways of the City, and controlling blight and disease of shade trees within rights of way and planting, maintaining, trimming and removing shade trees in and along streets of the City, all during the year 2019; authorizing the execution and delivery of a Trust Agreement securing the payment of the Notes; authorizing the execution and delivery of certain other documents in connection with the issuance of the Notes; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

This Council has previously, by proper legislation, declared the necessity of providing certain City services (the “Services” as defined in Section 1) in 2019, has caused estimated special assessments for the Services to be prepared and filed in the aggregate amount of \$29,934,194 and has received and accepted the reports, findings and recommendations of the Board of Revision with respect to the Services to be provided and the assessments therefor.

The City is authorized, under Chapter 133 of the Revised Code, (a) to issue notes in anticipation of the levy and collection of special assessments to pay costs of certain services, including the Services; and (b) to enter into a trust agreement to provide for the payment and security of such notes.

This Council has determined that it is necessary and appropriate at this time (a) to borrow in anticipation of the levy and collection of those special assessments (and to issue the Notes authorized in Section 2 to evidence that borrowing) in order to provide funds to pay costs of the Services; and (b) to enter into the Trust Agreement with U.S. Bank National Association authorized in Section 7 to provide for the payment and security of those Notes.

The fiscal impact of this ordinance is as follows:

- The amount of funds requested: \$23,900,000
- The expenditure budget line item: 3050-14800-

1135001STDSTD

- New revenue generated (operational revenue, grants, if any): \$23,900,000
- Revenue budget line item (if any): 3050-14800-9135001STDA10
- Are funds budgeted in the current fiscal year (yes/no)?:
Yes.
- Is this a capital project (yes/no)? No.
- If yes, is it new or existing (new/existing)? Existing.
- What section of the City's Strategic Plan does this support:
 - o Excellence in Basic Services (yes/no) Yes.
 - o Quality Community Investment (Livable City, Development) (yes/no) Yes.
 - o Workplace Culture & Customer Service (yes/no) No.
 - o Environment (yes/no) Yes.

Attachments: [Trust Agreement](#)

2. [TMP-4276](#)

Providing for the issuance and sale of \$1,620,000 of notes, in anticipation of the issuance of bonds, to pay costs of constructing, reconstructing and rehabilitating sidewalks, including, where necessary, driveway approaches, in certain locations on designated streets; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

This ordinance authorizes the issuance of general obligation bond anticipation notes that the City plans to sell in October of 2019. The amount received from the sale of the notes authorized by this ordinance will be used, together with other funds, to retire a prior sidewalk improvement note maturing on October 17, 2019 and to provide funding for portions of the City's 2019 Sidewalk Program. With the issuance of these notes and the retirement of the prior note, the City's outstanding debt for sidewalk improvements will be increased by a net amount of \$235,000. This additional amount will affect debt limits. Pursuant to Ordinance No. 423-18 passed August 28, 2018, a note in anticipation of bonds in the amount of \$1,385,000 dated as of October 17, 2018, (the Outstanding Note) was issued for the purpose described in Section 1, which Outstanding Note is to mature on

October 17, 2019.

This Council finds and determines that the City should retire the Outstanding Note with the proceeds of the Notes described in Section 3 and other funds available to the City and provide an additional \$760,000 for costs of the City's 2019 Sidewalk Program.

The Director of Finance as fiscal officer of this City has certified to this Council that the estimated life or period of usefulness of the improvements described in Section 1 is at least five years, the estimated maximum maturity of the Bonds described in Section 1 is twenty years, less the period in excess of twenty years during which notes are outstanding in anticipation thereof, and the maximum maturity of the Notes described in Section 3, to be issued in anticipation of the Bonds, is October 18, 2037.

The fiscal impact of this ordinance is as follows:

- The amount of funds requested: \$1,620,000
- The expenditure budget line item: 5057-14800-8135001STDSTD
- New revenue generated (operational revenue, grants, if any): \$235,000
- Revenue budget line item (if any): 5057-14800-8135001STDSTD
- Are funds budgeted in the current fiscal year (yes/no)?:
Yes.
- Is this a capital project (yes/no)? No.
- If yes, is it new or existing (new/existing)? Existing.
- What section of the City's Strategic Plan does this support:
 - o Excellence in Basic Services (yes/no) Yes.
 - o Quality Community Investment (Livable City, Development) (yes/no) Yes.
 - o Workplace Culture & Customer Service (yes/no) No.
 - o Environment (yes/no) Yes.

Attachments: [Fiscal Officer's Certificate](#)

3. [TMP-4282](#)

Providing for the issuance and sale of bonds in a maximum aggregate principal amount of \$3,500,000 to provide funds to pay costs of acquiring fire apparatus and equipment for use by the City's Department of Fire

and Rescue Operations, and declaring an emergency.**Body:** SUMMARY & BACKGROUND:

This is one of a series of ordinances that authorize the issuance of general obligation bonds that the City plans to sell in fall 2019.

This ordinance authorizes the sale of up to \$3,500,000 of obligation bonds to provide funds to pay costs of acquiring fire apparatus and equipment for use by the City's Department of Fire and Rescue Operations to be included in the City's 2019 Capital Improvement Program. With the issuance of the bonds authorized by this ordinance, the City's outstanding debt may be increased by up to \$3,500,000 and the City's legal borrowing capacity may be reduced by up to that amount.

The Director of Finance, as the fiscal officer of this City, has certified to this Council that the estimated life or period of usefulness of each class of the apparatus and equipment described in Section 2 is at least five years and that the maximum maturity of the Bonds described in Section 2 is ten years.

The fiscal impact of this ordinance is as follows:

- The amount of funds requested: \$3,500,000
- The expenditure budget line item: 5040-14800-1135001STDSTD
- New revenue generated (operational revenue, grants, if any): None.
- Revenue budget line item (if any): 5040-14800-1135001STDSTD
- Are funds budgeted in the current fiscal year (yes/no)?:
Borrowing will allow for project funding.
- Is this a capital project (yes/no)? Yes.
- If yes, is it new or existing (new/existing)? New.
- What section of the City's Strategic Plan does this support:
 - o Excellence in Basic Services (yes/no) No.
 - o Quality Community Investment (Livable City, Development) (yes/no) Yes.
 - o Workplace Culture & Customer Service (yes/no)

No.

- Environment (yes/no) No.

Attachments: [Fiscal Officer's Certificate](#)
[Bond Registrar Agreement](#)
[Bond Purchase Agreement](#)
[Continuing Disclosure Agreement](#)
[Escrow Agreement](#)

4. [TMP-4286](#)

Authorizing the issuance and sale of industrial development bonds, in a maximum aggregate principal amount of \$4,600,000, for the purpose of refunding the City's outstanding \$4,450,000 Taxable Industrial Development Note, Series 2018, dated as of December 21, 2018, that is stated to mature on December 20, 2019, authorizing and directing the call for redemption the prior note; authorizing the execution and delivery of a Bond Registrar Agreement and a Bond Purchase Agreement with respect to the refunding bonds; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

This is one of a series of ordinances that authorize the issuance of special obligation nontax revenue bonds that the City plans to sell in fall 2019.

This ordinance authorizes the sale of up to \$4,600,000 of bonds to refund the outstanding special obligation nontax revenue industrial development note that was issued in December 2018 to refund advances made to retire a note issued for the purpose of acquiring the former MedCorp site and other property for sale or lease for private redevelopment. The note matures on December 21, 2019. With the issuance of the bonds authorized by this ordinance and the retirement of the prior note, the City's outstanding nontax revenue debt may be increased by up to \$150,000 in order to pay for issuance costs and other expenses incurred in connection with the redemption of the prior note.

The City is authorized and empowered by virtue of the laws of the

State of Ohio, including, without limitation, Section 13 of Article VIII of the Ohio Constitution and Chapter 165 of the Ohio Revised Code, among other things, (a) to issue bond anticipation notes and bonds to acquire, construct, reconstruct, equip, or improve a “project” as defined in Section 165.01 of the Ohio Revised Code, comprising an industrial, commercial or research facility, located within the boundaries of the City, for the purpose of creating or preserving jobs and employment opportunities and improving the economic welfare of the people of the City and of the State; (b) to secure such notes and bonds by a pledge of nontax revenues, as provided herein; and (c) to enact this Ordinance and enter into related agreements, upon the terms and conditions provided herein.

Pursuant to Ordinance No. 489-18 passed by this Council on November 20, 2018, and the related final terms certificate dated December 21, 2018, the City issued its \$4,450,000 Special Obligation (Nontax Revenue) Taxable Industrial Development Note, Series 2018, dated December 21, 2018 (the Prior Note), to refund advances made to retire the \$4,450,000 Taxable Industrial Development Note, Series 2017, dated December 18, 2017.

This Council finds and determines that to provide the funds necessary to refund the Prior Note, the City should (i) issue and sell the Bonds described in Section 3, and (ii) exercise the City’s option to call the Prior Note for optional redemption on a date not more than 90 days after the Closing Date that is determined and specified by the Director of Finance at the time of the sale of the Bonds as set forth in Section 8.

The fiscal impact of this ordinance is as follows:

- The amount of funds requested: \$0
- The expenditure budget line item: 5040-14800-1135001STDSTD
- New revenue generated (operational revenue, grants, if any): None.
- Revenue budget line item (if any): 5040-14800-1135001STDSTD
- Are funds budgeted in the current fiscal year (yes/no)?:

Yes. This is a refunding of a previous borrowing.

- Is this a capital project (yes/no)? Yes.
- If yes, is it new or existing (new/existing)? Existing.
- What section of the City's Strategic Plan does this support:
 - o Excellence in Basic Services (yes/no) No.
 - o Quality Community Investment (Livable City, Development) (yes/no) Yes.
 - o Workplace Culture & Customer Service (yes/no) No.
 - o Environment (yes/no) No.

Attachments: [Bond Purchase Agreement](#)
[Continuing Disclosure Agreement](#)

5. [TMP-4271](#)

Providing for the issuance and sale of bonds in a maximum aggregate principal amount of \$5,000,000 for the purpose of refunding for debt service cost savings all or a portion of the \$5,000,000 of the City's outstanding Bridge Improvement Bonds, Series 2009, that are stated to mature on December 1 in the years 2024 and 2029, and were issued as a part of a consolidated issue of \$12,340,000 Capital Improvement and Refunding Bonds, Series 2009, dated as of October 15, 2009; authorizing and directing the call for redemption of all of the refunded bonds; authorizing the execution and delivery of a Bond Registrar Agreement and a Bond Purchase Agreement with respect to the refunding bonds and an Escrow Agreement with respect to the refunding of the refunded bonds, and declaring an emergency.

Body: SUMMARY & BACKGROUND:

This is one of a series of ordinances that authorize the issuance of general obligation bonds that the City plans to sell in fall 2019.

This ordinance authorizes the sale of up to \$5,000,000 of bonds to refund all or a portion of \$5,000,000 of outstanding bonds issued for a Martin Luther King Bridge improvement project in 2009. With the issuance of the bonds authorized by this ordinance and the retirement of the prior bonds, the City's outstanding debt will not be increased,

and the bonds authorized by this ordinance will be sold only if interest rates available on the sale date will provide satisfactory debt service cost savings to the City, over and above all additional expenses of sale of the bonds and the refunding of the prior bonds.

Pursuant to Ordinance No. 416-09 passed by this Council on August 4, 2009, and the related certificate of award dated October 8, 2009, signed by the Director of Finance pursuant thereto (collectively, the Original Bond Legislation), the City issued its \$10,000,000 Bridge Improvement Bonds, Series 2009 (the Original Bonds), as a part of a consolidated issue of \$12,340,000 Capital Improvement and Refunding Improvement Bonds, Series 2009, dated as of October 15, 2009, to provide funds to pay costs of improving the Martin Luther King Bridge in the City by rehabilitating, reconstructing and replacing the bascule lift spans and the bascule piers, installing new mechanical and electrical control systems, and relocating and reconstructing the operator towers, in each case together with the necessary appurtenances and work incidental thereto.

This Council finds and determines that, if interest rates available on the sale date will provide satisfactory savings to the City, the City should

(i) refund for debt service cost savings all or a portion of the \$5,000,000 of the Original Bonds that remain outstanding and are stated to mature on December 1 in the years 2024 and 2029 (the Selected Original Bonds and those Original Bonds to be refunded, to be finally determined and specified by the Director of Finance at the time of the sale of the Bonds as set forth in Section 2, being hereinafter collectively referred to as the “Refunded Bonds”), (ii) exercise the City’s option to call those Refunded Bonds for optional redemption on December 1, 2019 or such other date not more than 90 days after the Closing Date, as is determined and specified by the Director of Finance at the time of the sale of the Bonds as set forth in Section 7 and (iii) issue and sell the Bonds described in Section 2 to provide for that refunding and call.

The Director of Finance, as the fiscal officer of this City, has certified to this Council that the estimated life or period of usefulness of each

class of the improvements described in Section 2 was, at the time of the issuance of the Selected Original Bonds, at least five years, and that the maximum maturity of the Bonds described in Section 2 is at least December 1, 2029, the final maturity of the Selected Original Bonds.

The fiscal impact of this ordinance is as follows:

- The amount of funds requested: \$0
- The expenditure budget line item: 5040-14800-1135001STDSTD
- New revenue generated (operational revenue, grants, if any): None.
- Revenue budget line item (if any): 5040-14800-1135001STDSTD
- Are funds budgeted in the current fiscal year (yes/no)?
Yes. This is a refunding of a pervious borrowing.
- Is this a capital project (yes/no)? Yes.
- If yes, is it new or existing (new/existing)? Existing.
- What section of the City's Strategic Plan does this support:
 - o Excellence in Basic Services (yes/no) No.
 - o Quality Community Investment (Livable City, Development) (yes/no) Yes.
 - o Workplace Culture & Customer Service (yes/no) No.
 - o Environment (yes/no) Yes.

Attachments: [Fiscal Officer's Certificate](#)

6. [TMP-4272](#)

Providing for the issuance and sale of bonds in a maximum aggregate principal amount of \$4,080,000 for the purpose of refunding for debt service cost savings a portion of the City's outstanding Street Improvement Bonds, Series 2009 (Federally Taxable - Recovery Zone Economic Development Bonds - Direct Payment), dated as of October 15, 2009, that are stated to mature on December 1, 2025; authorizing and directing the call for redemption of all of the refunded bonds; authorizing the execution and delivery of a Bond Registrar Agreement and a Bond Purchase Agreement with respect to the

refunding bonds and an Escrow Agreement with respect to the refunding of the refunded bonds, and declaring an emergency.

Body: SUMMARY & BACKGROUND:

This is one of a series of ordinances that authorize the issuance of general obligation bonds that the City plans to sell in fall 2019.

This ordinance authorizes the sale of up to \$4,080,000 of bonds to refund outstanding bonds issued to pay costs of improving certain designated streets in the City's street system in 2009. With the issuance of the bonds authorized by this ordinance and the retirement of the prior bonds, the City's outstanding debt will not be increased, and the bonds authorized by this ordinance will be sold only if interest rates available on the sale date will provide satisfactory debt service cost savings to the City, over and above all additional expenses of sale of the bonds and the refunding of the prior bonds.

Pursuant to Ordinance No. 417-09 passed by this Council on August 4, 2009, and the related certificate of award dated October 8, 2009, signed by the Director of Finance pursuant thereto (collectively, the Original Bond Legislation), the City issued its \$8,000,000 Street Improvement Bonds, Series 2009 (Federally Taxable - Recovery Zone Economic Development Bonds - Direct Payment), dated as of October 15, 2009 (the Original Bonds), to provide funds to pay costs of improving certain designated streets in the City's street system, in cooperation with the Department of Transportation of the State of Ohio and otherwise, by constructing, reconstructing and rehabilitating the pavement base, bridges, curbs, drainage improvements, driveway approaches, pedestrian ramps and sidewalks, widening, adjusting radius cutbacks, manholes and catch basins, preparing the surface and surfacing and resurfacing, where necessary, in each case together with the necessary appurtenances and work incidental thereto, and acquiring real estate and interests in real estate in connection therewith.

This Council finds and determines that, if interest rates available on the sale date will provide satisfactory savings to the City, the City should

- (i) refund for debt service cost savings a portion of the

Original Bonds that remain outstanding and are stated to mature on December 1, 2025 (those Original Bonds to be refunded, to be finally determined and specified by the Director of Finance at the time of the sale of the Bonds as set forth in Section 2, being hereinafter collectively referred to as the “Refunded Bonds”), (ii) exercise the City’s option to call those Refunded Bonds for optional redemption on December 1, 2019 or such other date not more than 90 days after the Closing Date, as is determined and specified by the Director of Finance at the time of the sale of the Bonds as set forth in Section 7 and (iii) issue and sell the Bonds described in Section 2 to provide for that refunding and call.

The Director of Finance, as the fiscal officer of this City, has certified to this Council that the estimated life or period of usefulness of each class of the improvements described in Section 2 was, at the time of the issuance of the Original Bonds, at least five years, and that the maximum maturity of the Bonds described in Section 2 is at least December 1, 2025, the final maturity of the Original Bonds.

The fiscal impact of this ordinance is as follows:

- The amount of funds requested: \$0
- The expenditure budget line item: 5040-14800-1135001STDSTD
- New revenue generated (operational revenue, grants, if any): None.
- Revenue budget line item (if any):5040-14800-1135001STDSTD
- Are funds budgeted in the current fiscal year (yes/no)?:
Yes. This is a refunding of a pervious borrowing.
- Is this a capital project (yes/no)? Yes.
- If yes, is it new or existing (new/existing)? Existing.
- What section of the City’s Strategic Plan does this support:
 - o Excellence in Basic Services (yes/no) No.
 - o Quality Community Investment (Livable City, Development) (yes/no) Yes.
 - o Workplace Culture & Customer Service (yes/no) No.
 - o Environment (yes/no) Yes.

Attachments: [Fiscal Officer's Certificate](#)

7. [TMP-4284](#) **Authorizing the issuance and sale of industrial development bonds, in a maximum aggregate principal amount of \$4,300,000, for the purpose of refunding for debt service cost savings all or a portion of the City's outstanding Special Obligation (Nontax Revenue) Industrial Development Bonds, Series 2006 (Vehicle Storage Project), dated as of September 12, 2006, that are stated to mature on December 1 in the years 2020, 2021 and 2026, authorizing and directing the call for redemption of all of the refunded bonds; authorizing the execution and delivery of a Bond Registrar Agreement and a Bond Purchase Agreement with respect to the refunding bonds and an Escrow Agreement with respect to the refunding of the refunded bonds; and declaring an emergency.**

Body: SUMMARY & BACKGROUND:

This is one of a series of ordinances that authorize the issuance of special obligation nontax revenue bonds that the City plans to sell in Fall 2019.

This ordinance authorizes the sale of up to \$4,300,000 of bonds to refund outstanding special obligation nontax revenue industrial development bonds that were issued in 2006 to pay costs of constructing a surface parking facility and a bridge leading to that facility over Stickney Avenue from the Toledo North Assembly Plant for use by the manufacturer and its suppliers and affiliates as a part of and in support of an expansion of that Plant. With the issuance of the bonds authorized by this ordinance and the retirement of the prior bonds, the City's outstanding nontax revenue debt may be increased by up to \$175,000 in order to pay for issuance costs and other expenses incurred in connection with the redemption of the prior bonds; however, the bonds authorized by this ordinance will be sold only if interest rates available on the sale date will provide satisfactory debt service cost savings to the City, over and above all additional expenses of sale of the bonds and the refunding of the prior bonds and will be exempt from the City's statutory and Constitutional debt

limitations.

The City is authorized and empowered by virtue of the laws of the State of Ohio, including, without limitation, Section 13 of Article VIII of the Ohio Constitution and Chapter 165 of the Ohio Revised Code, among other things, (a) to issue bond anticipation notes and bonds to acquire, construct, reconstruct, equip, or improve a “project” as defined in Section 165.01 of the Ohio Revised Code, comprising an industrial, commercial or research facility, located within the boundaries of the City, for the purpose of creating or preserving jobs and employment opportunities and improving the economic welfare of the people of the City and of the State; (b) to secure such notes and bonds by a pledge of nontax revenues, as provided herein; and (c) to enact this Ordinance and enter into related agreements, upon the terms and conditions provided herein.

Pursuant to Ordinance No. 437-06 passed by this Council on July 25, 2006 and the related final terms certificate dated August 31, 2006 (collectively, Prior Bond Legislation), the City issued its \$9,00,000 Special Obligation (Nontax Revenue) Industrial Development Bonds, Series 2006 (Vehicle Storage Project), dated September 12, 2006 (the Prior Bonds), to provide funds necessary to pay costs of (i) constructing a surface parking facility and bridge leading to that facility over Stickney Avenue from the Toledo North Assembly Plant for use by Daimler Chrysler Corporation (now Fiat Chrysler Automobiles) and its suppliers and affiliates as part of and in support of the expansion of that Plant (the Project) and thereby creating and preserving jobs and employment opportunities, and (ii) retiring bond anticipation notes issued in anticipation of the Prior Bonds that had been issued for that purpose, the Lucas County Community Improvement Corporation, pursuant to its designation as the City’s agent pursuant to Revised Code Section 1724.10, having certified to the City that the such improvements were in accordance with the City’s plan and agreement with that Corporation for industrial, commercial, distribution and research development.

This Council finds and determines that, if interest rates available on the

sale date will provide satisfactory savings to the City, the City should (i) refund for debt service cost savings all or a portion of the Prior Bonds that remain outstanding and are stated to mature on December 1 in the years 2020, 2021 and 2026 (those Prior Bonds to be refunded, to be finally determined and specified by the Director of Finance at the time of the sale of the Bonds as set forth in Section 3, being hereinafter collectively referred to as the “Refunded Bonds”), (ii) exercise the City’s option to call those Refunded Bonds for optional redemption on a date not more than 90 days after the Closing Date that is determined and specified by the Director of Finance at the time of the sale of the Bonds as set forth in Section 8 and (iii) issue and sell the Bonds described in Section 3 to provide for that refunding and call.

Attachments: [Bond Registrar Agreement](#)
[Escrow Agreement](#)

8. [TMP-4285](#)

Authorizing the issuance and sale of industrial development bonds, in a maximum aggregate principal amount of \$3,750,000, for the purpose of refunding for debt service cost savings a portion of the City’s outstanding Taxable Industrial Development Bonds, Series 2006 (Marina District Project), dated as of July 6, 2006, that are stated to mature on December 1, 2032, authorizing and directing the call for redemption of all of the refunded bonds; authorizing the execution and delivery of a Bond Registrar Agreement and a Bond Purchase Agreement with respect to the refunding bonds and an Escrow Agreement with respect to the refunding of the refunded bonds; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

This is one of a series of ordinances that authorize the issuance of special obligation nontax revenue bonds that the City plans to sell in fall 2019.

This ordinance authorizes the sale of up to \$3,750,000 of bonds to refund outstanding special obligation nontax revenue industrial development bonds that were issued in 2006 to pay costs of acquiring parcels of property in the Marina District. With the issuance of the

bonds authorized by this ordinance and the retirement of the prior bonds, the City's outstanding nontax revenue debt may be increased by up to \$280,000 in order to pay for issuance costs and other expenses incurred in connection with the redemption of the prior bonds; however, the bonds authorized by this ordinance will be sold only if interest rates available on the sale date will provide satisfactory debt service cost savings to the City, over and above all additional expenses of sale of the bonds and the refunding of the prior bonds and will be exempt from the City's statutory and Constitutional debt limitations.

The City is authorized and empowered by virtue of the laws of the State of Ohio, including, without limitation, Section 13 of Article VIII of the Ohio Constitution and Chapter 165 of the Ohio Revised Code, among other things, (a) to issue bond anticipation notes and bonds to acquire, construct, reconstruct, equip, or improve a "project" as defined in Section 165.01 of the Ohio Revised Code, comprising an industrial, commercial or research facility, located within the boundaries of the City, for the purpose of creating or preserving jobs and employment opportunities and improving the economic welfare of the people of the City and of the State; (b) to secure such notes and bonds by a pledge of nontax revenues, as provided herein; and (c) to enact this Ordinance and enter into related agreements, upon the terms and conditions provided herein.

Pursuant to Ordinance No. 185-06 passed by this Council on April 11, 2006 and the related final terms certificate dated June 21, 2006 (collectively, Prior Bond Legislation), the City issued its \$5,120,000 Special Obligation (Nontax Revenue) Taxable Industrial Development Bonds, Series 2006 (Marina District Project), dated July 6, 2006 (the Prior Bonds), to provide funds necessary to pay costs of (i) acquiring certain parcels in support of the anticipated future redevelopment of those parcels, a portion of which were expected to be sold or leased for commercial developments and thereby to create and preserve jobs and employment opportunities, and (ii) retiring bond anticipation notes that had been issued in anticipation of the Prior Bonds for that purpose, the Lucas County Community Improvement Corporation,

pursuant to its designation as the City's agent pursuant to Revised Code Section 1724.10, having certified to the City that the such improvements were in accordance with the City's plan and agreement with that Corporation for industrial, commercial, distribution and research development.

This Council finds and determines that, if interest rates available on the sale date will provide satisfactory savings to the City, the City should (i) refund for debt service cost savings a portion of the Prior Bonds that remain outstanding and are stated to mature on December 1, 2032 (those Prior Bonds to be refunded, to be finally determined and specified by the Director of Finance at the time of the sale of the Bonds as set forth in Section 3, being hereinafter collectively referred to as the "Refunded Bonds"), (ii) exercise the City's option to call those Refunded Bonds for optional redemption on a date not more than 90 days after the Closing Date that is determined and specified by the Director of Finance at the time of the sale of the Bonds as set forth in Section 8 and (iii) issue and sell the Bonds described in Section 3 to provide for that refunding and call.

The fiscal impact of this ordinance is as follows:

- The amount of funds requested: \$0
- The expenditure budget line item: 5040-14800-1135001STDSTD
- New revenue generated (operational revenue, grants, if any): None.
- Revenue budget line item (if any):
- Are funds budgeted in the current fiscal year (yes/no)?:
Yes. This is a refunding of a pervious borrowing.
- Is this a capital project (yes/no)? Yes.
- If yes, is it new or existing (new/existing)? Existing.
- What section of the City's Strategic Plan does this support:
 - o Excellence in Basic Services (yes/no) No.
 - o Quality Community Investment (Livable City, Development) (yes/no) Yes.
 - o Workplace Culture & Customer Service (yes/no) No.
 - o Environment (yes/no) Yes.

Attachments: [Bond Registrar Agreement](#)
[Escrow Agreement](#)

9. [TMP-4280](#)

Authorizing appropriations and budget adjustments within the 2019 Approved Operating Budget; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

This ordinance authorizes various appropriations and budget adjustments to the 2019 approved budget. The attached Schedule A outlines the adjustments, the impacted funds and departments, and provides a brief explanation of each adjustment.

The fiscal impact of this ordinance is as follows:

- The total amount of funds requested: please see attached schedule
- The expenditure budget line item: Multiple line items - please see attached schedule
- New revenue generated (operational revenue, grants, if any): Please see attached schedule, revenue items are identified as such
- Revenue budget line item (if any): Please see attached schedule
- Are funds budgeted in the current fiscal year (yes/no)?: no
- these are new appropriations or changes within the existing budget
- Is this a capital project (yes/no)? there are both operating and capital items proposed in this legislation
- If yes, is it new or existing (new/existing)? There are both new appropriations and supplemental amounts to existing capital projects, which are identified in the attached schedule
- What section of the City's Strategic Plan does this support:
 - o Excellence in Basic Services (yes/no) yes
 - o Quality Community Investment (Livable City, Development) (yes/no) yes
 - o Workplace Culture & Customer Service (yes/no) yes

- Environment (yes/no) yes

Attachments: [Schedule A](#)

DEPARTMENT OF FIRE & RESCUE OPERATIONS:

10. [TMP-4281](#)

Authorizing the Mayor to enter into diversity recruitment services agreement for the Department of Fire and Rescue Operations; authorizing the waiving of the competitive bid requirements of Chapter 187 of the Toledo Municipal Code; authorizing the expenditure of \$59,600 from the General Fund; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

The Toledo Fire & Rescue Department (TFRD) is seeking to improve diversity within its recruitment efforts. It is also the department's desire to increase the number of diverse and capable candidates to complete the recruitment process, and continue to support all recruitment efforts with strategic, effective and measurable marketing strategies and tools.

To assist the Department with this endeavor TFRD wishes to enter into a two-year diversity recruitment agreement with Vince Rocha Productions LLC, DBA VCREATIVE, a Toledo based consulting firm. VCREATIVE is the area's only, minority-owned and operated firm that specializes in effectively communicating to diverse audiences for recruitment intended for public safety organizations. VCREATIVE recently received the Mosaic Diversity Award from the American Advertising Federation for its work with the Toledo Police Department's recruiting campaign.

The fiscal impact of this ordinance is as follows:

- The amount of funds requested: \$25,400 for year 2019 and \$34,200 for year 2020
- The expenditure budget line item: 537410 Contractual Services
- New revenue generated (operational revenue, grants, if any):
- Revenue budget line item (if any): n/a
- Are funds budgeted in the current fiscal year (yes/no)?: yes

- Is this a capital project (yes/no)? No
- If yes, is it new or existing (new/existing)? N/A
- What section of the City's Strategic Plan does this support:
 - o Excellence in Basic Services (yes/no): yes
 - o Quality Community Investment (Livable City, Development) (yes/no): yes
 - o Workplace Culture & Customer Service (yes/no): yes
 - o Environment (yes/no): no

DEPARTMENT OF PUBLIC UTILITIES:**11. [TMP-4270](#)**

Authorizing the disappropriation of \$235,000 from the Water Bond Improvement Fund; authorizing the appropriation and expenditure of \$235,000 in the Water Bond Improvement Fund for the Supervisory Control and Data Acquisition System Upgrade Project; authorizing the mayor to execute the necessary contract(s) 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; and declaring an emergency.

Body:**SUMMARY & BACKGROUND:**

Ordinances 199-12, 224-15, and 292-17 previously authorized funding for the Supervisory Control and Data Acquisition System (SCADA) Upgrade project for the Collins Park Water Treatment Plant. This ordinance authorizes additional funding to complete the system upgrades for monitoring and control of the water treatment plant, distribution system, and pumping stations. To provide additional funds, this ordinance authorizes reappropriating monies remaining from projects funded from the Series 2016 Bond Issuance.

The fiscal impact of this ordinance is as follows:

- The amount of funds requested: \$235,000
- The expenditure budget line item: 6062-32000-4UB2112
- New revenue generated (operational revenue, grants, if

- any): none
- Revenue budget line item (if any): none
 - Are funds budgeted in the current fiscal year (yes/no)?: no
 - Is this a capital project (yes/no)?: yes
 - If yes, is it new or existing (new/existing)?: existing
 - What section of the City's Strategic Plan does this support:
 - o Excellence in Basic Services (yes/no) yes
 - o Quality Community Investment (Livable City, Development) (yes/no) yes
 - o Workplace Culture & Customer Service (yes/no) yes
 - o Environment (yes/no) yes

DEPARTMENT OF NEIGHBORHOOD & BUSINESS DEVELOPMENT:**12. [TMP-4279](#)**

Authorizing the Mayor to enter into a Real Estate Purchase Agreement with Midland Agency of Northwest Ohio, Inc. and to execute and deliver needed instruments for the sale and conveyance of 50.28 acres of city-owned real property at Triad Business Park, in Monclova Township, Lucas County, Ohio; making certain findings with respect thereto; waiving the competitive bidding and advertising provisions of TMC 187.19; authorizing the deposit of net sale proceeds into the Property Management Fund; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

The city of Toledo is the owner of certain real property located in Monclova Township known as Triad Business Park (Exhibit A). The city has received an offer from Midland Agency of Northwest Ohio, Inc. to purchase 50.28± acres in Triad Business Park, part of Parcel #38-00934, #38-00694, and #38-0083, and wishes to sell the property, subject to final survey determination as shall be approval by the Director of Law. The subject real property is located within the Maumee-Monclova-Toledo Joint Economic Development Zone.

Midland Agency of Northwest Ohio, Inc. will acquire ownership on

behalf of a Michigan-based company that is considering relocating its headquarters, fulfillment and manufacturing operations to Ohio. The company is a 60-year-old international company that has eight locations in the United States, three in Canada, three in Asia, and seven in Europe. The company primarily provides value added services for the Aerospace, Chemical Processing, Medical, Oil/Gas, Power Generation and Thermal Processing industries. The company has shortlisted the city's Triad Business Park site and another location in the State of Michigan. As such, the prospective company wishes to remain anonymous until a final location is selected.

The prospective company intends to invest approximately \$28 MM to construct a 200,000-225,000 square foot facility. The company would relocate 150 FTE jobs from Michigan to this site and would commit to hiring an additional 50 FTE jobs within two years of construction completion for a total annual payroll of \$11 MM.

The purchase offer reflects the negotiated price for the combined site of \$20,883 per acre with final acreage to be determined by survey. The purchase offer includes a provision in which the purchaser is eligible to receive an incentive in the event the purchaser submits to and obtains a building permit and a certificate of occupancy.

Development of this real property is further subject to the requirements of the Monclova Township Zoning Resolution and/or Lucas County Subdivision Regulations, and review and approval by the Monclova Township Zoning Commission and the Lucas County Plan Commission. Authorizations granted by this legislation expire 12 months from passage in the event closing and conveyance have not occurred. The fiscal impact of this ordinance is as follows:

- The amount of funds requested: \$0
- The expenditure budget line item: N/A
- New revenue generated (operational revenue, grants, if any): \$1,050,000
- Revenue budget line item (if any): 6080-16400-5661009STDSTD
- Are funds budgeted in the current fiscal year (yes/no)?:

N/A

- Is this a capital project (yes/no)? No
- If yes, is it new or existing (new/existing)? N/A
- What section of the City's Strategic Plan does this support:
 - o Excellence in Basic Services (yes/no) No
 - o Quality Community Investment (Livable City, Development) (yes/no) yes
 - o Workplace Culture & Customer Service (yes/no) No
 - o Environment (yes/no) No

Attachments: [Exhibit A](#)

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.