



City of Toledo

One Government Center
Toledo, OH 43604

Agenda Review City Council

Tuesday, May 7, 2019

2:00 PM

Council Chambers

Agenda Review for May 14, 2019 Meeting of Council

COUNCILMAN WANIEWSKI PRESENTS:

[TMP-3967](#)

Recognizing MadAveGroup as a member of the Toledo business community for 30 years.

Label: Councilman Waniewski

COUNCILWOMAN DR. ADAMS PRESENTS:

[TMP-3971](#)

Recognize Deontae and Deontre Wright, Scott High School Valedictorian and Salutatorian.

Label: Councilwoman Dr. Adams

APPOINTMENT FROM THE OFFICE OF THE MAYOR:

[TMP-3969](#)

Appointment - Human Relations Commission

Attachments: [Human Relations Commission](#)

SECOND READING ITEMS:

[O-207-19](#)

Authorizing the mayor to execute and deliver a Real Estate Purchase Agreement and other needed instruments to effectuate the sale and conveyance of certain City-owned real property located at 37 Vance Street to I.B.C., Inc.; authorizing the deposit of the net sale proceeds; waiving the competitive bidding provisions of T.M.C. 187; and declaring an emergency.

Body: Pursuant to Toledo Municipal Code Section 187.19(a), City Council

by passage of an Ordinance can authorize the sale of city owned land no longer needed for municipal purposes. The real property located at 37 Vance Street has been determined to no longer be required to serve a municipal purpose and, therefore, can be disposed of. The adjacent property owner I.B.C., Inc., 630 S 11th Street, Toledo, Ohio 43602, wishes to acquire this property.

The negotiated sale price for the property is \$150.00, plus recording and transfer fees. This Ordinance waives competitive bidding requirements of the TMC and authorizes the sale of this property to the aforementioned entities.

Attachments: [Exhibit A](#)
[Exhibit B](#)
[Audio: Agenda Review 4/23/2019](#)
[Audio: City Council 4/30/2019](#)

Legislative History

4/30/19 City Council First Reading

[O-208-19](#)

Authorizing the mayor to execute needed instruments for the granting of a temporary right-of-way over a portion of city-owned real property to the State of Ohio Department of Transportation (ODOT), required for the construction of a new interchange and related improvements at Interstate 475 (I-475) and Dorr Street, a portion of which will be within the City of Toledo; authorizing the mayor to enter into a donation agreement with ODOT for the temporary property rights required over said land; dedicating portions of city-owned land as public right-of-way required for ODOT's I-475/Dorr Street Interchange Project; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

On June 19, 2018, City Council passed Ordinance Number 227-18, which authorized the mayor to enter into cooperative agreements with the Ohio Department of Transportation (ODOT) for the construction of a new interchange and related improvements along Interstate 475 (I-475) at Dorr Street, a portion of which shall be within the City of Toledo. This project will improve the safety and operation of I-475

within and near the City of Toledo.

The City of Toledo is the fee simple owner of a certain parcel of land located at 6300 Dorr Street (TD 20-24596), also known as Cuba-Saturn Park, that is near I-475. Due to certain re-designed and new local roadway improvements to be constructed by ODOT as part of this Interchange Project, certain portions of this property need to be dedicated as public right-of-way, for public highway and road purposes, as well as utilities and other public purposes.

The State of Ohio Department of Transportation (ODOT) desires to acquire a temporary right-of-way across a portion of the city-owned property known as Cuba-Saturn Park, to accommodate construction equipment and activities, and property restoration purposes, required for the I-475/Dorr Street Interchange Project, at no cost.

The City of Toledo and ODOT have cooperated in the past and continue to cooperate extensively with one another in connection with numerous and extensive transportation improvement projects in, around and throughout the City of Toledo. It is in the best interest of the city, as well as the public welfare, to convey the requested temporary easement, at no cost, to ODOT and to dedicate the required portion of city-owned property as public right-of-way.

Attachments: [Exhibit A](#)

[Exhibit B](#)

[Exhibit C](#)

[Audio: Agenda Review 4/23/2019](#)

[Audio: City Council 4/30/2019](#)

Legislative History

4/30/19 City Council First Reading

[O-209-19](#)

Authorizing the mayor to accept certain rights-of-way from the Ohio Department of Transportation (ODOT), located within the City of Toledo, related to the development, construction and improvement of a new interchange along I-475 at Dorr Street, and dedicating the same; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

On June 19, 2018, City Council passed Ordinance Number 227-18, which authorized the mayor to enter into cooperative agreements with the Ohio Department of Transportation (ODOT) for the construction of a new interchange and related improvements along Interstate 475 (I-475) at Dorr Street, a portion of which shall be within the City of Toledo. This project will improve the safety and operation of I-475 within and near the City of Toledo.

ODOT has acquired certain rights-of-way, on behalf of and in the name of the City of Toledo, required for the construction of the aforementioned interstate interchange improvements, as well as certain improvements to nearby and/or adjacent local streets or roadways located within the City of Toledo.

In order to accomplish the directives of this project, ensure that public transportation needs are met, and ensure the safety and well-being of the general public, these rights-of-way need to be accepted by the City of Toledo and dedicated for public highway and road purposes, as well as utilities and other public purposes as deemed necessary and appropriate by the City of Toledo.

The City of Toledo and ODOT have cooperated in the past and continue to cooperate extensively with one another in connection with numerous and extensive transportation improvement projects in, around and throughout the City of Toledo. It is in the best interest of the city, as well as the public welfare, to accept, and dedicate for public use, the newly acquired rights-of-way from, ODOT.

Attachments:[Exhibit A](#)[Exhibit B](#)[Audio: Agenda Review 4/23/2019](#)[Audio: City Council 4/30/2019](#)**Legislative History**

4/30/19

City Council

First Reading

[O-210-19](#)**Authorizing the appropriation and expenditure of an amount not to exceed \$150,000 from the General Fund**

**for the second year of the Bike Sharing agreement
maintenance costs with Gotcha Bikes, LLC; and
declaring an emergency.**

Body: In 2018, the City of Toledo implemented a Bike Sharing Program, giving residents and visitors an alternative transportation option. Bicycles are currently housed at various locations in Toledo in the city's right-of-way. This Ordinance authorizes the city to continue the sponsorship agreement with Gotcha Bike, LLC for the operation and maintenance of the Bike Sharing Program by authorizing a \$150,000 expenditure from the General Fund. The amount of \$150,000 was included as part of the 2019 Operating Budget.

Label: DPS Bike Sharing Program \$150,000
Department of Public Service
Megan Robson (x2306), Paul M. Rasmusson (x7868)
(Revised)

Attachments: [Bullet Points](#)
[Audio: Agenda Review 4/23/2019](#)
[Audio: City Council 4/30/2019](#)

Legislative History

4/30/19 City Council First Reading

COUNCILMAN RILEY PRESENTS:

[TMP-3974](#)

**Enacting new Toledo Municipal Code Section
1112.0206(E), to require notification of District
Councilmembers of cases pending before the Board of
Zoning Appeals; and declaring an emergency.**

Body: SUMMARY & BACKGROUND:
The Board of Zoning Appeals is empowered to hear appeals concerning decisions of the Commissioner of Building Inspection related to enforcement of the zoning code and the sign code, as well as requests for variances. District Councilmembers have a particular need to be aware of issues affecting their district. It has been determined that District Councilmembers should be notified of appeals and variance requests pending on properties within their districts.

Label: Councilman Riley

COUNCILMAN WANIEWSKI PRESENTS:

[TMP-3970](#)

Declaring it necessary to improve upgrade the existing street lights along Sylvania Avenue from approximately Douglas Road to Secor Road on the north side of the roadway; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

The West Oak Walk Business Association (WOW), a business organization in District 5, submitted a District Improvement Program application for the installation of eleven (11) decorative light posts on the north side of Sylvania Avenue between Douglas and Secor to enhance the quaintness of the business district. The lights would be in addition to the current light inventory, but would be more energy efficient and would be the first decorative lights in the area.

Additionally, WOW proposes upgrading the existing thirty (30) streetlights to light emitting diode (LED) lighting for aesthetics and security. The District Improvement Review Committee convened on April 4, 2019, and recommended approval of this application in an amount not to exceed \$115,320.

This resolution declares the necessity for the street lighting and begins the process for authorizing the assessment for future maintenance costs. Subsequent legislation will be presented to authorize the expenditure of DIP funds for the installation of the new lights.

Label: Councilman Waniewski

DEPARTMENT OF PUBLIC SERVICE:

1. [TMP-3951](#)

Authorizing the mayor to enter into a contract with Lott Industries, Inc. for the purpose of filling seasonal and temporary positions; authorizing expenditure of up to \$40,080 annually from the General Fund; waiving certain requirements of Toledo Municipal Code Chapter 187; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

The City of Toledo has determined that there is a need to fill seasonal and temporary positions in an expeditious manner while providing employment opportunities and job training for the disabled and utilizing a Community Rehabilitation Program. It has been determined that working with Lott Industries, Inc. can satisfy that need. This ordinance allows the use of Lott Industries, Inc. to perform mowing at five municipal cemeteries.

Label: DPS Lott Industries, Inc. Mowing
Parks, Recreation and Forestry
Karen Ranney Wolkins (x2326), Paul M. Rasmusson (x7868)
(Revised)

Attachments: [Bulleled Information](#)

2. [TMP-3945](#)

Authorizing the acceptance and deposit, and appropriation of a \$10,000 contribution from Cric_Boyz Group of Toledo into the Capital Improvement Fund for a new cricket pitch located at Winterfeld Park; authorizing the expenditure of \$18,750 from the Capital Improvement Fund for the excavation, construction and installation of a new cricket pitch plus additional upgrades; and declaring an emergency.

Body: SUMMARY & BACKGROUND:
In collaboration with the Cric_Boyz group, the Division of Parks, Recreation & Forestry plans to develop another cricket pitch within the city to expand the opportunity for others to enjoy additional recreational programming. Formal bidding took place, and contracts for work to be performed at Winterfeld Park are funded and in process. Cric_Boyz are donating \$10,000 toward this project. The City's contribution will be \$8,750, and will be from the approved Capital Improvement Fund budget.

Label: DPS Cricket Pitch Construction at Winterfeld Park
Parks, Recreation and Forestry
Karen Ranney Wolkins (x2326), Paul M. Rasmusson (x7868)
(Revised)

Attachments: [Bullet Points](#)

DEPARTMENT OF NEIGHBORHOOD & BUSINESS DEVELOPMENT:

3. [TMP-3898](#) **Authorizing the mayor to enter, execute and deliver a Real Estate Purchase Agreement and other needed instruments for the sale and conveyance of city-owned property located at 1915, 1919 and 1923 N. Detroit Avenue to Raymond and Doreann Alexander; 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: 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 Neighborhoods and Business Development oversees the review and processing of the program. Raymond and Doreann Alexander of 2825 Back Bay Drive, Maumee, Ohio 43537 have approached the City with the desire to acquire the vacant landbank parcels at 1915, 1919 & 1923 N. Detroit Avenue to maintain along with the property they currently own at 1321 Prospect Avenue. The vacant lots will provide greenspace and be used for neighborhood beautification and a community garden. The negotiated sale price for these parcels is One Hundred and Fifty Dollars (\$150) per parcel (3), plus recording and transfer fees subject to combine of parcels.

Label: DNBD LBSale1915-1919-1923N.Detroit/Alexander
Development / Real Estate
WJ Burkett (x1692)
(Revised)

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

DEPARTMENT OF FINANCE:

4. **TMP-3952** **Authorizing the mayor and the Commissioner of Purchases and Supplies to contract for various goods, materials and services for up to one (1) year with an**

option of up to 3 successive one-year renewals; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

Many of the goods and services required for the routine function of the various City of Toledo operations are recurring and expected. Funding is subject to appropriation. This ordinance authorizes the contracting for routine yet necessary goods and services for up to a one-year period with the option for up to 3 additional renewals of one-year each. Competitive procurement is required with the limited exception of goods and services identified as sole-source in the attached Addendum B.

Attachments: Addendum A & B

DEPARTMENT OF INFORMATION & COMMUNICATIONS TECHNOLOGY:

5. [TMP-3948](#) **Authorizing the mayor to enter into a 29-month contract with the IBM Corp. for SAP hosting and application services with the Department of Finance and Department of Public Utilities with the option to renew for an additional two years; waiving the competitive bidding requirements of T.M.C. 187; authorizing an expenditure of an amount not to exceed \$633,165 from the General Fund and an expenditure of an amount not to exceed \$633,165 from Utility Administrative Services Fund ; and declaring an emergency.**

Body: SUMMARY & BACKGROUND:

The Department of Finance and the Department of Public Utilities combined their SAP Hosting requirements within ordinance 366-16. This ordinance authorizes the waiver of competitive bidding and the authority to contract with IBM Corp for a two-year period with the option to renew for an additional two years. Under the new contract, the first five months would be a cost of \$33,906 per month while the remaining 24 months would be at a cost of \$45,700 per month. The renewal option would be at the \$45,700 per month rate. The costs would be evenly split between the departments of Finance and Public Utilities.

Label: DPU051419IBMHOSTINGANDAPPLICATIONSERVICES

Department of Public Utilities, Department of Finance
Anne Bennett (x1493), Ed Moore (x1845), Tom Skrobola (x1648)
(Revised)

DEPARTMENT OF POLICE OPERATIONS:

6. [TMP-3946](#) **Authorizing the mayor to enter into a School Resource Officer program agreement with the St. Patrick of Heatherdowns School; authorizing the acceptance and deposit of \$36,210.84 into the General Fund in payment for services provided by Toledo Police Department; and declaring an emergency.**

Body: SUMMARY & BACKGROUND:

The Toledo Police Department has developed a successful School Resource Officer program, which assigns an officer to a school. St. Patrick of Heatherdowns School has agreed to provide an amount of \$36,210.84 to fund a School Resource Officer for the 2019-2020 school years. That amount represents one-half the salary and benefits of the officer assigned to St. Patrick of Heatherdowns School for the school year (nine months).

Label: St. Patrick of Heatherdowns School SRO 2019-2020
Toledo Police Department
Lt. James Brown (x3203)
(Revised)

DEPARTMENT OF FIRE & RESCUE OPERATIONS:

7. [TMP-3941](#) **Authorizing the mayor to accept a grant from the Ohio Bureau of Workers Compensation in an amount not to exceed \$15,000 to assist Toledo Fire & Rescue in the purchasing of Protective Particulate Barrier Fire Hoods; authorizing the deposit, appropriation and expenditure of the grant proceeds; and declaring an emergency.**

Body: SUMMARY & BACKGROUND:

The Ohio Bureau of Workers Compensation is pleased to announce that The Toledo Fire and Rescue Department has been awarded the

Firefighter Exposure to Environmental Elements Grant (FEEEG). This \$15,000 grant is awarded to assist with the purchase of 519 Protective Particulate Barrier Fire Hoods. The total cost for the 519 hoods is \$45,947.07. After the grant is applied this will leave the Department responsible for the remaining \$30,947.07, which is included in the approved 2019 operating budget.

Label: Firefighter Exposure to Environmental Elements Grant
Toledo Fire & Rescue Operations
Verdell Franklin (x3515)
(Revised)

DEPARTMENT OF PUBLIC UTILITIES:

8. [TMP-3949](#) **Authorizing the mayor to apply for, enter into cooperative agreements, and to accept, deposit, and appropriate loan proceeds of up to \$49,000,000 from the Ohio Water Development Authority (OWDA) into the Water Replacement Loan Fund; authorizing the expenditure of said loan proceeds on the Basins 1 through 4 Improvements project; appropriating \$175,000 from the Water Replacement Fund for the payment of loan administrative fees and miscellaneous project costs; authorizing various adjustments and transfers of expenses to comply with the loan agreements; authorizing a dedicated source for repayment of said loans; authorizing the mayor to execute all necessary documentation for said loans and all contracts related to construction, professional services, contingencies, capitalized interest, testing, permit and miscellaneous costs; and declaring an emergency.**

Body: SUMMARY & BACKGROUND:
Upgrade of the flocculation and treatment basins of the Collins Park Water Treatment Plant will be completed in phases with the first phase being the upgrade of Basins 5 and 6 (East Plant) followed by upgrades of Basins 1 through 4 (West Plant). The upgrade of Basins 3 and 4 has an Ohio EPA Director approved completion date of April 16, 2022 followed by Basins 1 and 2 which has an Ohio EPA Director approved completion date of April 28, 2023. The work includes replacement of flocculation, sludge collection, carbon dioxide feed equipment; basin repairs; and new piping, flow metering, valves, outlet

weirs, structures, and conduits. To finance construction of the project, the Division of Water Treatment desires to secure funding from the OWDA Fresh Water Loan Program. Prior to loan approval, the OWDA requires an ordinance be passed authorizing the loan application, acceptance, and the execution of agreement as well as designating a dedicated repayment source for the loan funds.

Label: DPU051419BASINS1THROUGH4
Water Treatment
P. Bannister (x1846)
(Revised)

9. [TMP-3950](#)

Authorizing the appropriation and expenditure of \$1,109,000 from the unappropriated balance of the Sewer Replacement Fund and the appropriation and expenditure of \$100,000 from the unappropriated balance of the Stormwater Replacement Fund for the Sewer Televising and Condition Assessment 2019 Project; authorizing the mayor to prepare plans and specifications, acquire rights-of-way and easements as necessary, accept bids and enter into contracts after due advertising; and declaring an emergency.

Body: SUMMARY & BACKGROUND:
This ordinance appropriates \$1,109,000 from the Sewer Replacement Fund and \$100,000 from the Stormwater Replacement fund for the Division of Engineering Services' Sewer Televising Project 2019. The work being funded includes the cleaning of various sewer lines and submittal of television records. This project will allow inspection of sewers under upcoming roadway projects and referrals from the Division of Sewers and Drainage. This program also works in conjunction with the Basement Flooding Remediation Program to clean and inspect sewers associated with basement flooding to prevent further basement flooding occurrences. Funding has been identified in the DPU Sanitary and Stormwater Capital Programs as part of ongoing efforts to renew both aging sewer systems (CCTV/Televising).

Label: DPU051419SEWERTELEVISING
Division of Engineering Services
Christy Soncrant (x2851)

(Revised)

**COUNCIL PRESIDENT CHERRY, CHAIR, ZONING & PLANNING COMMITTEE,
REPORTS AS APPROVED:**

[TMP-3977](#)

Declaring the vacation of the 30 Foot Strip adjacent to Lot 8 in the Plat of the Marina District; 30 Foot strip adjacent to Lot 12 in the Plat of the Marina District; 30 foot strip adjacent to Lot 13 in the Plat of the Marina District and the 30 foot strip adjacent to Private Place “G” in the Plat of the Marina District, in the City of Toledo, Lucas County, Ohio; waiving all fees; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

The Council of the City of Toledo, by Resolution No. 161-18 adopted on April 24, 2018, declaring its intent to vacate several 30-foot easement strips within the Plat of the Marina District, in the City of Toledo, Lucas County, Ohio.

On June 14, 2018, the Toledo City Plan Commission recommended approval of the request for the vacation of several 30-foot easement strips within the Plat of the Marina District, in the City of Toledo, Lucas County, Ohio.

On July 18, 2018, City Council Zoning and Planning Committee approved the request for the vacation of several 30-foot easement strips within the Plat of the Marina District, in the City of Toledo, Lucas County, Ohio.

The Board of Revision met on November 16, 2018 and recommended to Council approval of the request for the vacation of several 30 foot easement strips within the Plat of the Marina District, in the City of Toledo, Lucas County, Ohio, and the waiver of all fees.

All of the preliminary steps have been taken as required by law, the Charter of the City of Toledo, and the Toledo Plan Commission has made reports regarding the proposed vacations; and all things required by law to be done, have been done.

Label: Zoning & Planning Committee

Attachments: [Development Agreement](#)

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.