



City of Toledo

One Government Center
Toledo, OH 43604

Formal Agenda City Council

Tuesday, May 28, 2019

4:00 PM

Council Chambers

CALL TO ORDER:

INVOCATION, PLEDGE OF ALLEGIANCE, NATIONAL ANTHEM:

COUNCIL MEMBERS LUDEMAN AND SYKES PRESENT:

[R-241-19](#) Recognizing Ed Heintschel retiring as Head Basketball
Coach of St. John's Jesuit High School.

COUNCILMAN JOHNSON PRESENTS:

[R-242-19](#) Memorializing the Life of Thomas A. Baither.

APPOINTMENTS FROM THE OFFICE OF THE MAYOR:

[A-243-19](#) Appointment - Board of Building Appeals

Attachments: [BBA](#)

[A-244-19](#) Appointment - Human Relations Commission

Attachments: [Human Relations Commission](#)

[A-245-19](#) Appointment - Old West End Historic District
Commission

Attachments: [OWE Historic District Commission](#)

SECOND READING ITEMS:

[O-172-19](#) Authorizing the expenditure not to exceed \$115,320
from the Capital Improvement Fund District
Improvement Program for the purchase and installation
of decorative streetlights along Sylvania Avenue from

approximately Douglas Road to Secor Road on the north side of the roadway; authorizing the Mayor to accept bids and to execute the necessary contract(s); and declaring an emergency.

Attachments: [Application](#)
[Audio: Agenda Review 4/9/2019](#)
[Audio: Agenda Review 4/23/2019](#)
[Audio: City Council 4/30/2019](#)

Legislative History

4/16/19	City Council	First Reading
4/30/19	City Council	held

[O-232-19](#)

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.

Attachments: [Addendum A & B](#)
[Audio: Agenda Review 5/7/2019](#)
[Audio: City Council 5/14/2019](#)

Legislative History

5/14/19	City Council	First Reading
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COUNCIL PRESIDENT CHERRY AND THE MEMBERS OF COUNCIL PRESENT:

[O-246-19](#)

Authorizing the disappropriation of \$26,820 from the General Fund City Council personnel services budget; authorizing the appropriation and expenditure of \$26,820 for City Council contractual services; and declaring an emergency.

COUNCIL MEMBERS UJVAGI AND DELANEY PRESENT:

[R-247-19](#)

Urging the Ohio General Assembly to enact House Bill No. 186 to enact legislation regarding railyard walkway safety and illumination, two-person freight train crews,

and public roadway obstruction that delays emergency vehicles; and declaring an emergency.

COUNCILMAN RILEY PRESENTS:

[O-248-19](#)

Amending Toledo Municipal Code, Part Eleven, Subsections 1104.0600 and 1116.0217; enacting new Subsections 1104.0600, 1116.0217 regarding convenience stores; and declaring an emergency.

COUNCILMAN WANIEWSKI PRESENTS:

[O-249-19](#)

Declaring it necessary to improve 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.

COUNCILMAN DELANEY PRESENTS:

[R-250-19](#)

A Resolution asserting Toledo City Council's opposition to House Bills 174 and 178, which seek to diminish or eliminate restrictions on the concealed carry of deadly weapons; and declaring an emergency.

COUNCIL PRESIDENT CHERRY AND THE MEMBERS OF COUNCIL PRESENT:

[O-251-19](#)

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](#)

[O-252-19](#)

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](#)

DEPARTMENT OF NEIGHBORHOOD & BUSINESS DEVELOPMENT:

[O-253-19](#)

Authorizing the mayor to enter into a Real Estate Purchase Agreement with Estes Express Lines (“Estes”) and to execute and deliver needed instruments for the sale and conveyance of approximately 47.9 acres of city-owned real property at Capital Commons, in Toledo, Lucas County, Ohio; making certain findings with respect thereto; waiving the competitive bidding and advertising provisions of TMC 187.19; authorizing the acceptance and deposit of the net sale proceeds in the Capital Improvement Fund; authorizing the appropriation and expenditure of \$50,000 from the Capital Improvement Fund for roadway improvements;; authorizing the mayor to enter into a separate agreement with and to accept additional financial assistance from the State of Ohio, Department of Transportation (ODOT), in an amount not to exceed

\$75,000 for improvement to Capital Commons Drive; authorizing deposit, appropriation, and expenditure of the grant proceeds in the Capital Improvements Fund; authorizing the mayor to accept bids and award contracts for said project; and declaring an emergency.

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

DEPARTMENT OF PUBLIC SERVICE:

[O-254-19](#) Authorizing the Mayor to enter into a five-year contract with Enterprise Fleet Management for vehicle replacement with an option to renew for an additional five years; authorizing the annual expenditure from various funds over the life of the agreement; waiving the competitive bidding requirements of TMC 187; and declaring an emergency.

[O-255-19](#) Authorizing the Mayor to enter into the necessary contracts for capital equipment; authorizing the expenditure of \$110,000 from the Expendable Demolition Trust Fund for the purchase of two (2) Used 2014 Volvo VNM200 Day Cab Semi-Tractors with wet kit systems from General Truck Sales for the Department of Public Service, Division of Streets, Bridges & Harbor; waiving competitive bidding; and declaring an emergency.

Attachments: [Bullet Points](#)

DEPARTMENT OF PUBLIC UTILITIES:

[O-256-19](#) Authorizing the mayor to enter into and execute cooperative agreements between the city of Toledo and the state of Ohio Department of Transportation (ODOT) and to give consent to ODOT for reconstruction work on Dorr Street within the city limits as part of the I-475 Dorr Street Interchange Project; and declaring an emergency.

[O-257-19](#) Authorizing the improvement to Dorr Street at the intersection of Sawyer Road by installing one (1) LED street light; determining to proceed with the improvement; authorizing the annual cost of \$118.32 for said improvement from the Special Assessment Fund and the General Fund utilities account to Toledo Edison; and declaring an emergency.

[O-258-19](#) Authorizing the improvement to Machen Street at the alley between Putnam Street and Warren Street by installing one (1) LED street light; determining to proceed with the improvement; authorizing the annual cost of \$111.48 for said improvement from the Special Assessment Fund utilities account to Toledo Edison; and declaring an emergency.

DEPARTMENT OF NEIGHBORHOOD & BUSINESS DEVELOPMENT:

[O-259-19](#) Authorizing the mayor to enter, execute and deliver a real estate purchase agreement and other needed instruments for the sale and conveyance of 1319, 1321 and 1325 Woodland Avenue to People's Missionary Baptist Church; 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.

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

DEPARTMENT OF LAW:

[O-260-19](#) Authorizing the settlement of the claims of Thomas and Susan Schlageter arising from a December 15, 2017 auto accident involving a Toledo police officer for the sum of \$270,000.00 and authorizing the expenditure of \$270,000.00 from the Risk Management Fund; and declaring an emergency.

[O-261-19](#) Authorizing the mayor to pay the annual fee to the

Petroleum Underground Storage Tank Release Compensation Board (PUSTRCB) in the amount of \$9,100 for qualifying city-owned underground petroleum storage tanks; authorizing the expenditure for 2019 annual fee from the Risk Management Fund; and declaring an emergency.

DEPARTMENT OF FIRE & RESCUE OPERATIONS:

[O-262-19](#)

Establishing and implementing a program to provide an annual fire operational inspection permit for mobile food units and charging a permit fee; authorizing the acceptance and deposit of revenues in the General Fund; and declaring an emergency.

Attachments: [O-141-19 Establish TMC Chapter 746](#)
[Audio: Regional Growth, Development Small Business Enterpris](#)

DEPARTMENT OF POLICE OPERATIONS:

[O-263-19](#)

Authorizing the mayor to enter into a space usage agreement with Owens Community College for the Toledo Police Training Academy; authorizing the General Fund expenditure of an amount not to exceed \$88,297.40 per year for two years subject to future appropriations; waiving the competitive bidding requirements of TMC Chapter 187; and declaring an emergency.

[O-264-19](#)

Authorizing the mayor to enter into an agreement with Dolan Consulting Group LLC for consulting services from Dr. Richard R. Johnson for the Justice Assistance Technology Innovation for Public Safety (TIPS) grant; waiving the competitive bidding requirements of TMC Chapter 187; and declaring an emergency.

[O-265-19](#)

Authorizing the Mayor to enter into a five-year lease agreement with the Toledo Lucas County Police Athletic

League for the city-owned property at 1111 E Manhattan Blvd, Toledo, OH 43608; authorizing the acceptance and deposit of \$1 per year for each of the five years of the lease agreement into the General Fund; and declaring an emergency.

DEPARTMENT OF LAW:

[O-266-19](#)

Authorizing the Mayor to purchase an insurance policy covering City property with Fireman's Fund Insurance Company for a period of one year with an option to renew for three additional one year periods subject to available annual appropriation; further authorizing the expenditure of \$299,985.00 subject to increase and/or decrease in insurable values from the City's Risk Management Fund; and declaring an emergency.

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

[O-267-19](#)

Changing the zoning maps attached to Part 11, Planning and Zoning, Toledo Municipal Code, for the property located at 617 Adams Street, in the City of Toledo, Lucas County, Ohio; and declaring an emergency.

Attachments: [Plan Commission Report](#)

[O-268-19](#)

Changing the zoning maps attached to Part 11, Planning and Zoning, Toledo Municipal Code, for the property located at 131 19th Street, in the City of Toledo, Lucas County, Ohio; and declaring an emergency.

Attachments: [Plan Commission Report](#)

[O-269-19](#)

Granting a Special Use Permit for a Type A Family Day Care for a site located at 4560 Hill Avenue, in the City of Toledo, Lucas County, Ohio; subject to certain conditions; and waivers and declaring an emergency.

Attachments: [Plan Commission Report](#)

[O-270-19](#)

Granting a Special Use Permit to add a second drive-through lane to an existing fast food restaurant for a site located at 1540 Broadway Street, in the City of Toledo, Lucas County, Ohio; subject to certain conditions; and declaring an emergency.

Attachments: [Plan Commission Report](#)

**COUNCIL PRESIDENT CHERRY, CHAIR, ZONING & PLANNING COMMITTEE,
REPORTS WITHOUT RECOMMENDATION:**

[O-271-19](#)

Changing the zoning maps attached to Part 11, Planning and Zoning, Toledo Municipal Code, for the property located at 702-704 East Broadway Street, in the City of Toledo, Lucas County, Ohio; and declaring an emergency.

Attachments: [Plan Commission Report](#)

ITEM LIKELY TO BE GIVEN IMMEDIATE CONSIDERATION:

[O-272-19](#)

Authorizing the disappropriation of \$13,000 from the Capital Improvement Fund District Improvement Program; authorizing the appropriation and expenditure of \$13,000 from the Capital Improvement Fund for the purchase and installation of a security camera for Joe E. Brown Park; authorizing the Mayor to award contracts for said purpose; and declaring an emergency.

READING OF THE TOLEDO CITY JOURNAL:

EXCUSALS:

ADJOURNMENT:

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.