



City of Toledo

One Government Center
Toledo, OH 43604

Agenda Review City Council

Tuesday, January 7, 2020

2:00 PM

Council Chambers

Agenda Review for the January 14, 2020 Meeting of Toledo City Council

COUNCIL PRESIDENT CHERRY PRESENTS:

[TMP-4790](#)

Recognize Sandy Spang.

SECOND READING ITEMS:

1-20 [O-582-19](#)

Authorizing the mayor to enter into a lease agreement with Water Street Development, LLC for approximately 22,000 square feet of office, storage and parking space at 811 Jefferson Avenue for the Division of Engineering Services for a term of twelve years, including three 5-year options to renew; authorizing the expenditure from the General Fund, the Street Construction, Maintenance and Repair Fund, the Capital Improvement Program Fund, the Water Operating Fund, the Sewer Operating Fund, and the Storm Water Utility Operating Fund; authorizing the expenditure for said lease; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

The Division of Engineering Services currently operates offices on the third floor of One Lake Erie Center, 600 Jefferson Ave., through a lease agreement with George F. Eyde Family, LLC which is due to expire on March 31, 2021. On or about January 1, 2018, a water leak that occurred within the leased premises caused damage to the property that requires restoration. The lessor does not have suitable space available to relocate the Division of Engineering Services in order for these damages to be restored; therefore, it has been agreed upon by both parties to terminate the lease early per Article 12.2 of

said lease.

The Division has since located a suitable alternative location which includes approximately 22,000 square feet of office and storage space as well as ample, secure parking. This property, located at 811 Jefferson Ave., Toledo, is available for lease, including 100 parking spaces, at an amount of \$38,914 per month for the first five years of the lease and then \$30,214 per month. This ordinance authorizes this lease amount as well as an annual increase in the common area maintenance (CAM) expenses, based on the consumer price index (CPI) capped at 2%.

The fiscal impact of this ordinance is as follows:

- The amount of funds requested: n/a
- The expenditure budget line item: 1001-35000-5651001STDSTD, 2014-35000-2442001STDSTD, 5040-35000-8C35000PROSUP, 6060-35000-4000512STDSTD, 6070-35000-4000508STDSTD, 607A-35000-4000552STDSTD
- 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)? 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

Attachments: [Attachment A](#)

[Audio: Agenda Review 12/3/2019](#)

Legislative History

12/10/19

City Council

First Reading

[O-002-20](#)

Amending the Toledo Municipal Code by enacting a new Chapter 1312, Registration of Persons, Firms or Corporations in the General Contracting and Interiors Industry.

Body:

SUMMARY & BACKGROUND:

Toledo City Council desires to ensure that contractors who are engaged in construction for the general contracting and interiors industry hire only trained and qualified employees. This ordinance will amend the Toledo Municipal Code by enacting a new Ch. 1312, Registration of Persons, Firms or Corporations in the General Contracting and Interiors Industry.

15-2 [O-559-19](#)
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Amending Toledo Municipal Code, Part Eleven, Subsection 1104.0600 Convenience Stores and Subsection 1116.0217 Food and Beverage Retail Sales; and declaring an emergency.

Attachments:

[Plan Commission Report](#)

[Audio: Agenda Review 11/19/2019](#)

[Audio: Zoning & Planning Committee 11/13/2019](#)

[Audio: TCPC 10/10/2019](#)

Legislative History

11/26/19	City Council	First Reading
12/10/19	City Council	held

DEPARTMENT OF PUBLIC UTILITIES:

1. [TMP-4780](#)

Authorizing the expenditure of \$52,602 from the Street Construction, Maintenance and Repair Fund to the Toledo Metropolitan Area Council of Government (TMACOG) for the payment of the City of Toledo's 2020 Transportation Planning Assessment Fee; authorizing the expenditure of \$22,008 from the Storm Water Operating Fund to TMACOG for dues for the Stormwater Coalition in the amount of \$12,058 and for the City of Toledo's share of the 2020 Student Watershed Watch Program in the amount of \$9,950; authorizing the expenditure of \$72,691 from the General

Fund to TMACOG for the payment of the City of Toledo's 2020 Membership Fee; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

In conjunction with the City of Toledo's acquisition of federal and state funding sources for infrastructure improvements, the city also works with and through TMACOG. The city's 2020 transportation assessment fee to TMACOG for their services is \$52,602. Funds have been budgeted and are available in the 2020 Division of Engineering Services' operating budget to provide for this payment.

The Stormwater Coalition is made up of governments, universities, and non-government groups that contribute annual membership dues to TMACOG. The city's 2020 dues are \$12,058. TMACOG sponsors a yearly educational sampling program for Toledo Area High School students known as the Student Watershed Watch. This funding is used for test kits and student presentation expenses. The city's 2020 contribution to this program is \$9,950. Funds for these dues and contribution have been budgeted and are available in the 2020 Division of Environmental Services' operating budget to provide for these payments.

Lastly, this ordinance authorizes payment of the city's 2020 general purpose government membership fee from the General Fund in the amount of \$72,691. Funds have been budgeted and are available in the 2020 General/Non-Departmental operating budget to provide for this payment.

The fiscal impact of this ordinance is as follows:

- The amount of funds requested: \$147,301
- The expenditure budget line item: 2014-35000-2442001STDSTD, 607A-38000-4000552STDSTD, 1001-89800-1168001STDSTD
- 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)?: 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) no
 - o Environment (yes/no) yes

2. [TMP-4777](#)

Authorizing the appropriation and expenditure of \$5,900,000 from the Capital Improvement Program Fund for the 2020 Matches & Planning Program; authorizing the mayor to prepare plans and specifications, acquire required rights-of-way as appropriate, and enter into contracts for these projects within the Division of Engineering Services; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

The Division of Engineering Services is requesting appropriation of \$5,900,000 from the Capital Improvement Program Fund for the 2020 Matches & Planning Program. This money will be used to provide city match dollars to state and federal grants and loans.

The Matches & Planning Program provides funding that is needed to supply match funds for outside grants and loans the division has anticipated and secured, as well as to plan for future larger scale projects. These CIP funds will match federal and state transportation funds already approved through multiple sources.

All of the funds included in this ordinance are for work that is scheduled to begin in 2020.

Appropriation of these critical funds now will allow for timely bidding and construction to ensure all projects are completed this year in a balanced, efficient fashion. It also allows for the processing of agreements needed to accept the outside grant and loan dollars before funding agency deadlines.

The fiscal impact of this ordinance is as follows:

- The amount of funds requested: \$5,900,000
- The expenditure budget line item: 5040-35000-8CP20XXSTREET
- 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)? yes
- 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
 - o Environment (yes/no) no

Attachments: [Exhibit A](#)

3. [TMP-4778](#)

Authorizing the mayor to enter into cooperative grant agreements with and accept financial assistance from the State of Ohio Department of Transportation (ODOT) for multiple construction projects; authorizing the acceptance, deposit, appropriation and expenditure of grant proceeds into the Capital Improvement Program Fund in an amount not to exceed \$9,247,920; authorizing the mayor to execute all necessary documentation for the grants; authorizing the mayor to accept bids and award contracts related to the construction; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

The Division of Engineering Services has been working closely with TMACOG and ODOT to secure grant funding through multiple funding programs for multiple projects. All amounts are grant dollars and are assigned to specific projects as follows:

A maximum of \$1,829,280 has been allocated by ODOT through the TMACOG TIP for a reclamation project; Wenz

Road from Angola to Hill. Matching funds will be provided through the Ohio Public Works Commission (OPWC) and the Division of Engineering Services Matches and Planning budget.

A maximum of \$1,418,400 has been allocated by ODOT through the TMACOG TIP for a bike trail paving project; The Chessie Circle Trail from Bowman Park to University Hills. Matching funds will be provided through the Division of Engineering Services Matches and Planning budget.

A maximum of \$400,000 has been allocated by ODOT through the TMACOG TIP for a resurfacing project; Holland-Sylvania Road to the city limits. Matching funds will be provided through the Ohio Public Works Commission (OPWC) and the Division of Engineering Services Matches and Planning budget.

A maximum of \$1,479,200 has been allocated by ODOT through the TMACOG TIP for a resurfacing/cycle track project; Jefferson Avenue from Summit to Collingwood. Matching funds will be provided through the Division of Engineering Services Matches and Planning budget.

A maximum of \$1,821,040 has been allocated by ODOT through the TMACOG TIP for a reconstruction project; Bennett Road from Laskey to Alexis. Matching funds will be provided through the Ohio Public Works Commission (OPWC) and the Division of Engineering Services Matches and Planning budget.

A maximum of \$700,000 has been allocated by ODOT through the ODOT Urban Paving Program for a roadway resurfacing project; State Route 2 (Airport Highway) from South to Byrne. Matching funds will be provided through the Ohio Public Works Commission (OPWC) and the Division of Engineering Services Matches and Planning budget.

A maximum of \$1,600,000 has been allocated by ODOT through the ODOT Urban Paving Program for a roadway resurfacing project; State Route 246 (Dorr Street) from Reynolds to Byrne. Matching funds will be provided through the Ohio Public Works Commission (OPWC) and the Division of Engineering Services Matches and Planning budget.

The matching funds will be proposed in the Division of Engineering Services 2021 Matches and Planning budget.

Passage of this ordinance is required to enable the City of Toledo to accept outside funding for these projects and have it in place to help pay for these expenditures.

The fiscal impact of this ordinance is as follows:

- The amount of funds requested: none
- The expenditure budget line item: 540G-35000-8GA7500STDSTD, 540G-35000-8GA7510STDSTD, 540G-35000-8GA7520STDSTD, 540G-35000-8GA7530STDSTD, 540G-35000-8GA7540STDSTD, 540G-35000-8GA7550STDSTD, 540G-35000-8GA7560STDSTD
- New revenue generated (operational revenue, grants, if any): \$9,247,920
- Revenue budget line item (if any): 540G-35000-8GA7500STDSTD, 540G-35000-8GA7510STDSTD, 540G-35000-8GA7520STDSTD, 540G-35000-8GA7530STDSTD, 540G-35000-8GA7540STDSTD, 540G-35000-8GA7550STDSTD, 540G-35000-8GA7560STDSTD
- 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)? 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

- Workplace Culture & Customer Service (yes/no)
no
- Environment (yes/no) no

4. [TMP-4779](#)

Authorizing the mayor to enter into agreements with and accept financial assistance from the State of Ohio, Ohio Public Works Commission (OPWC) in an amount not to exceed \$3,306,068 for nine roadway projects; authorizing the acceptance, deposit, appropriation and expenditure of said grant and loan proceeds on the subject projects; authorizing a dedicated source for repayment of said loans; authorizing the mayor to execute all necessary documentation for said grants and loans and to execute the necessary documentation for all contracts related to construction, professional services, contingencies, capitalized interest, testing, and permit fees; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

This ordinance authorizes the mayor to accept, deposit, appropriate and expend up to \$3,306,068 in grant and loan proceeds from the Ohio Public Works Commission (OPWC). It further authorizes the mayor to enter into agreements for the referenced grants and loans and to conduct the appropriate budget adjustments and transfers of expense associated with said grants and loans.

It further dedicates a source of funds for repayment of the loans:

Resolutions #418-18 and #497-19 authorized applying for this assistance and entering into an agreement with OPWC for this purpose. Sections 1 and 3 of this ordinance details each project's grant and/or loan amount and account code.

Each of these projects requires match money which is either in place or will be in place through other city or outside funding sources.

Passage of this ordinance is required to enable the City of Toledo to accept OPWC funding and to proceed with the construction of these projects.

The fiscal impact of this ordinance is as follows:

- The amount of funds requested: none
- The expenditure budget line item: 540G-35000-8GA7300STDSTD, 540G-35000-8GA7310STDSTD, 540G-35000-8GA7320STDSTD, 540G-35000-8GA7330STDSTD, 540G-35000-8GA7340STDSTD, 540G-35000-8GA7350STDSTD, 540G-35000-8GA7360STDSTD, 540G-35000-8GA7370STDSTD, 540G-35000-8GA7380STDSTD, 540L-35000-8LA7310STDSTD, 540L-35000-8LA7320STDSTD, 540L-35000-8LA7330STDSTD, 540L-35000-8LA7340STDSTD, 540L-35000-8LA7350STDSTD, 540L-35000-8LA7360STDSTD, 540L-35000-8LA7370STDSTD, 540L-35000-8LA7380STDSTD
- New revenue generated (operational revenue, grants, if any): \$3,306,068
- Revenue budget line item (if any): 540G-35000-8GA7300STDSTD, 540G-35000-8GA7310STDSTD, 540G-35000-8GA7320STDSTD, 540G-35000-8GA7330STDSTD, 540G-35000-8GA7340STDSTD, 540G-35000-8GA7350STDSTD, 540G-35000-8GA7360STDSTD, 540G-35000-8GA7370STDSTD, 540G-35000-8GA7380STDSTD, 540L-35000-8LA7310STDSTD, 540L-35000-8LA7320STDSTD, 540L-35000-8LA7330STDSTD, 540L-35000-8LA7340STDSTD, 540L-35000-8LA7350STDSTD, 540L-35000-8LA7360STDSTD, 540L-35000-8LA7370STDSTD, 540L-35000-8LA7380STDSTD
- 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)? 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
 - o Environment (yes/no) no

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