



# City of Toledo

One Government Center  
Toledo, OH 43604

## Agenda Review City Council

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Tuesday, August 4, 2020

2:00 PM

Virtual Meeting

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### Tuesday, August 4, 2020 Agenda Review for the August 11, 2020 Meeting of Toledo City Council

#### APPOINTMENT FROM THE OFFICE OF THE MAYOR:

[TMP-5315](#)

Appointment - Human Relations Commission

**Attachments:** [Human Relations Commission](#)

#### SECOND READING ITEMS:

[O-271-20](#)

Establishing the “Safe Streets, Strong Neighborhoods” initiative and Amending Section 303.99(a)(1) of the Toledo Municipal Code, “Traffic Code misdemeanor classifications and penalties; fines” to double the fines for speeding in residential areas; and declaring an emergency.

**Body:** SUMMARY & BACKGROUND:

In 2019, Toledo was designated the 64th most dangerous metro area for pedestrians in the United States with pedestrian safety on a downward trend since 2016 according to a 2019 safety study conducted by Smart Growth America and the National Complete Streets Coalition. A significant number of complaints of speeding in residential neighborhoods in the City of Toledo has given rise to a study of how to improve the safety of not just Toledo streets, but Toledo neighborhoods as a whole.

In consultation with community leaders, after gaining insight from best practices throughout the country, and after conversation with leadership in the Administration, Council Member Sam Melden has assembled a 6 point “Safe Streets, Strong Neighborhoods” Plan.

Three steps to take in the short term, three areas of focus in the long term.

An immediate short-term step is to increase the fines for speeding on residential streets. Toledo will never be the city it can be if our residents are afraid of walking their dog, teaching their kid to ride a bike, or even going for a walk with their grandparent. When motorists use our residential streets as their shortcut around traffic, or even their personal racetrack, they are ruining our neighborhoods. Doubling fines for speeding in other situations has long been used as an effective means to reduce speed in other sensitive situations such as construction zones. A 2002 study of motorist behavior in construction zones conducted by the Oregon Department of Transportation concluded that 51.3% of drivers said their driving was influenced “a lot” and 19.8% said their driving was influenced at least “some” by the knowledge of double fines. Motorists need to apply the same level of care to our neighborhoods that they would when they see orange cones on the highway.

**Legislative History**

7/28/20

City Council

First Reading

[O-272-20](#)

**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](#)  
**Legislative History**

7/28/20

City Council

First Reading

[O-273-20](#)

**Authorizing the appropriation and expenditure of an amount up to \$120,000 from the unappropriated balance of the Municipal Garage Fund for equipment used for repairs of various city of Toledo department vehicles and for equipment used by the division of Streets, Bridges & Harbor; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:

In March and November of 2018, and November of 2019, Fleet Operations held auctions for City of Toledo vehicles and equipment. All revenue was deposited to the original fund of purchase. As a result, \$296,630 was deposited to the Municipal Garage Fund. Fleet Operations would like to utilize \$40,000 of these funds to replace mechanical lift equipment used to repair and maintain city department vehicles. Of the \$296,630 deposited to the Municipal Garage Fund, \$154,400 was from the sale of Streets, Bridges & Harbor vehicles and equipment. Streets, Bridges & Harbor would like to utilize \$80,000 of these funds to replace a 1993 forklift and purchase an additional forklift for the division.

The fiscal impact of this ordinance is as follows:

- The total amount of funds requested: \$120,000
- The expenditure budget line item: 7086-25000-1146001STDSTD
- revenue generated (operational revenue, grants, if any): none
- 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) no
  - o Workplace Culture & Customer Service (yes/no) yes
  - o Environment (yes/no) no

**Attachments:** [Bullet Points](#)**Legislative History**

7/28/20                      City Council                      First Reading

[O-274-20](#)

**Authorizing the mayor to enter into an agreement with the Arts Commission of Greater Toledo to implement the 2020 Municipal Art Plan; authorizing the expenditure of \$339,143 from the Capital Improvement Fund for the 2020 1% For the Arts program; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:

The Arts Commission of Greater Toledo is seeking funding from the 2020 CIP budget to fund the 1% For the Arts 2020 Municipal Art Plan. This legislation authorizes the mayor to enter into an agreement with the Arts Commission of Greater Toledo to implement the 2020 Municipal Art Plan using said funds.

The fiscal impact of this ordinance is as follows:

- The amount of funds requested: \$339,143
- The expenditure budget line item: 5040-60300-8CP1PERFORART
- 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, this was included in the approved 2020 budget
- Is this a capital project (yes/no)?: yes, some expenditures do include the acquisition of new works of art that can be capitalized
- If yes, is it new or existing (new/existing)?: NA
- 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): no

**Attachments:** [Bullet Points](#)  
[2020 Toledo Municipal Art Plan](#)  
[TMC Sec. 167.06](#)

**Legislative History**

7/28/20                      City Council                      First Reading

[O-275-20](#)

**Authorizing the mayor to enter into a Ohio Department of Health SCHIP subrecipient agreement for lead remediation in twenty properties; authorizing the acceptance, deposit, appropriation and expenditure of an amount not to exceed \$500,000 into the Operation Grants Fund; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:  
Ohio Department of Health (“ODH”) is in receipt of funding for lead hazard remediation through its contractual agreement with the Ohio Department of Medicaid (“ODM”). ODM applied for Health Services Initiative funding through the State Children’s Health Insurance Program (“SCHIP”). Phase 2 of this project requires ODH to conduct primary prevention in homes in six targeted counties. ODH has already initiated work in Summit County. ODH is now targeting Lucas County for the next primary prevention project and desires to contract with the City of Toledo for lead hazard remediation on properties located in Toledo’s highest risk census tracts.

Through this contractual relationship, the City of Toledo Department of Neighborhoods will use these funds to remediate lead on 20 properties. Services will including intake and enrollment of potential participants; pre-lead hazard control enrollment; post-lead hazard control notices; coordination and completion of paint inspection and risk assessment; coordination and completion of lead work specifications, construction costs, clearance examinations and tenant relocation, as necessary.

The fiscal impact of this ordinance is as follows:

- The amount of funds requested: \$0
- The expenditure budget line item: 2016-16200-5G00160STDSTD

- New revenue generated (operational revenue, grants, if any): \$500,000
- Revenue budget line item (if any): 2016-16200-5G00160STDSTD
- 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): yes
  - o Quality Community Investment (Livable City, Development) (yes/no): yes
  - o Workplace Culture & Customer Service (yes/no): yes
  - o Environment (yes/no): Yes

**Legislative History**

7/28/20

City Council

First Reading

[O-276-20](#)

**Authorizing an expenditure of an amount not to exceed \$35,000 from the General Fund to provide 2020/2021 support for the Reinvest Toledo Initiative; authorizing the mayor to enter into a funding agreement with Reinvest Toledo; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:

This ordinance authorizes the expenditure of \$35,000 to provide 2020/2021 support for Reinvest Toledo, an initiative to enhance and facilitate bank Community Reinvestment Act (CRA) funding in the City of Toledo. Strategic goals for the 2020/2021 year are the buildout of organizational infrastructure, advocacy, and neighborhood leadership development. City of Toledo's support for Reinvest Toledo is matched by a \$100,000 grant provided by the Lucas County Land Bank in 2018 that has supported staffing and organizational development. The City of Toledo's support will fund the Executive Director position through June of 2021.

The fiscal impact of this ordinance is as follows:

- The amount of funds requested: \$35,000
- The expenditure budget line item: 1001-16100-5632005STDSTD

- 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) no
  - o Quality Community Investment (Livable City, Development) (yes/no) yes
  - o Workplace Culture & Customer Service (yes/no) no
  - o Environment (yes/no) no

**Legislative History**

7/28/20

City Council

First Reading

[O-277-20](#)

**Authorizing the mayor to enter into and execute necessary agreements with Environmental Design Group for the 2020 City of Toledo Storm Water Control Measures Maintenance Project; authorizing expenditures in an amount not to exceed \$84,977 from the Storm Water Operating Fund; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:

The City of Toledo is entering into a contractual agreement with Environmental Design Group in the amount of \$84,977 to be used for the 2020 COT Stormwater Control Measure (SCM) Maintenance Project. The SCMs are components of the City's infrastructure and critical to complying with the Ohio EPA National Pollutant Discharge Elimination System (NPDES) permit for storm water. Bids for said project have been received and Environmental Design Group has been selected as the lowest and best bidder in accordance with TMC Chapter 187.

The fiscal impact of this ordinance is as follows:

- The total amount of funds requested: \$84,977
- The expenditure budget line item: 607A-38000-

4000552STDSTD

- New revenue generated (operational revenue, grants, if any): none
- 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)?
- 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:** [Bullet Points](#)

**Legislative History**

7/28/20

City Council

First Reading

[O-278-20](#)

**Authorizing the appropriation and expenditure in an amount not to exceed \$25,675 from the unappropriated balance of the Sewer Replacement Fund, \$21,710 from the unappropriated balance of the Storm Water Replacement Fund, and \$17,615 from the unappropriated balance of the Water Replacement Fund for the purchase of an Inductively-Coupled Plasma with Optical Emission Spectrometer Analyzer System (ICP-OES) metals analyzer system; authorizing the mayor to enter into an agreement with Perkin Elmer Health Sciences, Inc. for said purchase; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:

It is the intent of this ordinance to appropriate and expend \$65,000 (\$25,675 from the Sewer Replacement Fund, \$21,710 from the Storm Water Replacement Fund, and \$17,615 from the Water Replacement Fund) for the purchase of a replacement ICP-OES metals analyzer system at Environmental Services. This critical and essential expenditure will replace a system that is nineteen (19) years old. In addition, this metals analyzer is essential and critical to complying with



the Ohio EPA National Pollutant Discharge Elimination Systems (NPDES) permit for storm water, and federal, state and local regulations for the Pretreatment program. Bids for said equipment have been received and Perkin Elmer has been selected as the lowest and best bidder according to the guidelines of TMC Chapter 187. Sufficient funds have been provided in the DPU Capital Plan.

The fiscal impact of this Ordinance is as follows:

- The total amount of funds requested: \$65,000
- The expenditure budget line item: 6063-38000-4UC1520STDSTD, 6073-38000-4UC1520STDSTD, & 607D-38000-4UC1520STDSTD
- New revenue generated (operational revenue, grants, if any): none
- Revenue budget line item (if any): N/A
- 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)?
- What section of the City's Strategic Plan does this support:
  - Excellence in Basic Services (yes/no) yes
  - Quality Community Investment (Livable City, Development) (yes/no) yes
  - Workplace Culture & Customer Service (yes/no) yes
  - Environment (yes/no) yes

**Attachments:** [Bullet Points](#)

**Legislative History**

7/28/20                      City Council                      First Reading

[O-284-20](#)

**Changing the zoning maps attached to Part 11, Planning and Zoning, Toledo Municipal Code, for the property located at 139 S. Erie Street, in the City of Toledo, Lucas County, Ohio; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:

An application (Z-4001-20) for a proposed change in zoning for the property located at 139 S. Erie Street, Toledo, Ohio, was submitted to the Toledo City Plan Commission for its review and

recommendation.

On June 11, 2020, the Toledo City Plan Commission recommended approval of the request for a zone change from “IL” Limited Industrial to “CM” Mixed Commercial for the property located at 139 S. Erie Street, Toledo, Ohio.

On July 15, 2020, the Toledo City Council sent without recommendation the request for a zone change from “IL” Limited Industrial to “CM” Mixed Commercial for the property located at 139 S. Erie Street, Toledo, Ohio.

**Attachments:** [Plan Commission Report](#)

**Legislative History**

7/28/20            City Council            First Reading

7/28/20            City Council            First Reading

[O-285-20](#)

**Changing the zoning maps attached to Part 11, Planning and Zoning, Toledo Municipal Code, for the property located at 114 S. Huron Street and 602-608 Market Street, in the City of Toledo, Lucas County, Ohio; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:

An application (Z-4002-20) for a proposed change in zoning for the property located at 114 S. Huron Street and 602-608 Market Street, Toledo, Ohio, was submitted to the Toledo City Plan Commission for its review and recommendation.

On June 11, 2020, the Toledo City Plan Commission recommended approval of the request for a zone change from “IL” Limited Industrial to “CM” Mixed Commercial for the property located at 114 S. Huron Street and 602-608 Market Street, Toledo, Ohio.

On July 15, 2020, the Toledo City Council sent without recommendation the request for a zone change from “IL” Limited Industrial to “CM” Mixed Commercial for the property located at 114 S. Huron Street and 602-608 Market Street, Toledo, Ohio.

**Attachments:** [Plan Commission Report](#)**Legislative History**

7/28/20                      City Council                      First Reading

[O-286-20](#)

**Amending Toledo Municipal Code, Part Eleven,  
Subsection 1112.0202(C) - Composition; and declaring  
an emergency.**

**Body:** SUMMARY & BACKGROUND:

The proposed text amendment to modify TMC§1112.0202(C) - *Composition*, will allow for the addition of a Board of Zoning Appeals alternate for the Plan Commission member. Currently TMC§1112.0202(C) requires that one member of the Board of Zoning Appeals shall also be a member of the Plan Commission. Unfortunately, this provision does not allow there to be an appointed alternate on behalf of the Plan Commission member. The proposed text amendment will provide an option for the Plan Commission to appoint an alternate elector as a member of the Board of Zoning Appeals as shown in Exhibit “A”.

The current Zoning Code text reads, *“The other five members shall have been electors of the City for at least 3 years preceding the date of their appointment. One of such electors shall also be a member of the Plan Commission”*.                      *Whereas the proposed text amendment will include “or appointed alternate” at the end of said section.*

Staff recommends approval of the proposed text amendment in order to provide an option for an alternate member, appointed by the Plan Commission, to be a member of the Board of Zoning Appeals. The appointed member would need to satisfy the Plan Commission’s criteria for the position with a background and/or specialization in planning policy. Additionally, staff recommends approval of the proposed text amendment because it corrects an inconsistency in the Zoning Code where appointed members are typical across government review boards and commissions. Furthermore, appointed members on behalf of the Plan Commission will satisfy the intent and purpose of their membership on the Board of Zoning Appeals, due to their

background in planning. Therefore, the proposed text amendment will meet the challenge of a changing condition.

On June 11, 2020 the Toledo City Plan Commission considered and recommended approval of the requested text amendment.

On July 15, 2020, Toledo City Council, Zoning & Planning Committee reviewed, and sent without recommendation the requested text amendment.

**Attachments:** [Plan Commission Report](#)

**Legislative History**

7/28/20                      City Council                      First Reading

[O-287-20](#)

**Amending Toledo Municipal Code, Part Eleven,  
Subsection 1106.0102, 1106.0400 and 1103.1007 Density  
Requirements, and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:

The request is a study to review the intensity and dimensional standards for the CD-Downtown Commercial and CM-Mixed Commercial-Residential Zoning Districts. This study examines the different ways in which cities regulate multi-family dwelling density in downtown and urban districts, and reviews which method of density calculation is most appropriate for Toledo's vision.

The primary purpose of this study is compare and contrast the development standards of other cities with the development standards outlined in the Toledo Municipal Code (TMC). The existing code uses a uniform method to calculate dwelling density for all Zoning Districts across Toledo, which is not conducive to vertical development often seen and encouraged in downtowns and urban corridors. Additionally, since 2004, several applicants have required waivers from Toledo City Council in order to achieve the desired density for their projects. Research into how other cities across the country approach urban residential density will help direct Toledo to provide more suitable guidelines for high and medium-density residential and mixed use development.

On June 11, 2020 the Toledo City Plan Commission considered and recommended approval of the requested text amendment.

On July 15, 2020, Toledo City Council, Zoning & Planning Committee reviewed, and sent without recommendation the requested text amendment.

**Attachments:** [Plan Commission Report](#)

### Legislative History

7/28/20                      City Council                      First Reading

O-289-20

**Authorizing the mayor to enter into a five-year agreement with Getac Video Solutions, Inc. for the purchase of cloud video storage for Getac body worn cameras; authorizing the expenditure of an amount not to exceed \$280,000 from the Law Enforcement Trust Fund for the first year of the agreement; authorizing the annual expenditure of an amount not to exceed \$280,000 from the General Fund, subject to available appropriation in future years; waiving the competitive bidding requirements of TMC Chapter 187; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:

The purpose of this legislation is to allow the Toledo Police Department to purchase additional body worn cameras and cloud video storage for the Toledo Police Department's Getac body worn cameras. The cloud video storage purchase is not competitively bid because Getac Video Solutions is the sole source vendor for Getac storage.

The fiscal impact of this ordinance is as follows:

- The amount of funds requested: \$280,000.
- The expenditure budget line item: 2090-52000-3T32302STD  
SLC 1001-52000-3381002STD  
STD
- New revenue generated (operational revenue, grants, if any): 0.
- Revenue budget line item (if any):

- 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)? No.
- 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.
  - o Workplace Culture & Customer Service (yes/no) Yes.
  - o Environment (yes/no) No.

**Legislative History**

8/3/20

City Council

First Reading

**APPOINTMENT FROM COUNCIL PRESIDENT CHERRY:**[TMP-5308](#)**Appointments - Ad Hoc Ethics Review Committee****COUNCIL MEMBERS MOLINE, GADUS AND ADAMS PRESENT:**[TMP-4984](#)**Commemorating the 100th Anniversary of Women's Suffrage.****COUNCIL MEMBERS GADUS, KOMIVES AND MELDEN PRESENT:**[TMP-5310](#)**Enacting Chapter 1770 of the Toledo Municipal Code, Tenant's Right to Pay to Stay; and declaring an emergency.****Body:**

WHEREAS, international, national, state, and local governments and health authorities are responding to an outbreak of a disease caused by the novel coronavirus referred to as COVID-19; and

WHEREAS, the State of Ohio, the County of Lucas, and the City of Toledo are experiencing a public health crisis from the COVID-19 pandemic that will have lasting impacts on residents and the economy; and

WHEREAS, the Centers for Disease Control and Prevention,

the Ohio Department of Health, and the Toledo-Lucas County Department of Public Health have all issued recommendations including, but not limited to social distancing, staying home if sick, canceling or postponing large group events, working from home, and other precautions to protect public health and prevent transmission of this communicable virus; and

WHEREAS, as a result of the public health emergency and the precautions recommended by health authorities, many residents and businesses in the City of Toledo have experienced or expect soon to experience sudden and unexpected income loss; and

WHEREAS, the Governor of the State of Ohio has stated that individuals exposed to COVID-19 may be temporarily unable to report to work due to illness caused by COVID-19 or quarantines related to COVID- 19 and individuals directly affected by COVID-19 may experience potential loss of income, health care and medical coverage, and ability to pay for housing and basic needs, thereby placing increased demands on already strained regional and local health and safety resources, including shelters and food banks; and

WHEREAS, further economic impacts due to the continued rise in COVID-19 cases are occurring, leaving residential tenants vulnerable to eviction after the State of Ohio and the Federal Government have lifted their stays on evictions; and

WHEREAS, during this local emergency and in the interest of protecting the public health and preventing transmission of COVID-19, it is essential to avoid unnecessary housing displacement to protect the City's affordable housing stock and to prevent housed individuals from falling into homelessness; and

WHEREAS, the City of Toledo is invested in helping to maintain occupancy during a global pandemic through a rental assistance program and other means as a way to protect all residents of the City; and

WHEREAS, unemployment compensation, rental assistance and other dollars are being made available to Ohioans so they can meet their basic needs but these dollars have been slow to make their way into people's bank accounts;

**COUNCIL PRESIDENT CHERRY AND THE MEMBERS OF CITY COUNCIL  
PRESENT:**

**[TMP-5309](#)**

**Approving a Petition For Special Assessments for Special Energy Improvement Projects and a Supplemental 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 Cooperative Agreement and Special Assessment Agreement in connection with such improvements and special assessments; and declaring an emergency.**

**Attachments:** [Exhibit A, B & C and receipt](#)  
[Petition](#)  
[Cooperative Agreement](#)  
[Special Assessment Agreement](#)  
[General Certificate](#)

**DEPARTMENT OF PUBLIC SERVICE:**

**1. [TMP-5277](#)**

**Authorizing the mayor to enter into an agreement with Maverick Environmental Equipment for the purchase of a Salt Stacker; authorizing the expenditure of \$159,000 from Capital Improvement Fund; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:  
In 2019, the City of Toledo signed a lease with Arms Dock, Inc. to store salt within their facility and relocate the salt pile to make room for future development along the riverfront. In order to efficiently use the



enclosed storage space leased from Arms Dock, Inc., a salt stacker conveyor system is necessary. This salt stacker will also be used with the City of Toledo's Leaf Collection Program to assist with bulk storage of leaves at the City of Toledo compost facility.

The City of Toledo publicly advertised for bids for the purchase of a salt stacker. Maverick Environmental Equipment was determined to be the lowest and best bidder. The total bid price was \$159,000.

The fiscal impact of this Ordinance is as follows:

- The amount of funds requested: \$159,000
- The expenditure budget line item: 5040-23100-8CP1827SALTBR
- 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) yes
  - o Quality Community Investment (Livable City, Development) (yes/no) yes
  - o Workplace Culture & Customer Service (yes/no) yes
  - o Environment (yes/no) yes

**Attachments:** [Bullet Points](#)

## **DEPARTMENT OF PUBLIC UTILITIES:**

2. [TMP-5297](#) **Authorizing the closure of the pedestrian concourse over Summit St. connecting to the buildings located at 300 Madison Avenue and 3 SeaGate; authorizing amendments to the original concourse agreements with the successor in interest for 300 Madison and 3 SeaGate; authorizing an indemnity agreement with ProMedica Health Systems Inc.; authorizing the demolition of said concourse; authorizing the Commissioner of Transportation to take actions necessary to address safety issues related to**

**removal/demolition of the concourse; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:

Pursuant to Ordinances 179-20 and 180-20 passed by Toledo City Council on May 20, 2020, the City is authorized to move forward with the reconstruction of Summit Street from Lafayette Street to Jackson Boulevard.

In order for the reconstruction project to proceed, it is necessary that the overhead pedestrian concourse connecting to the buildings located at 300 Madison Avenue and 3 SeaGate (the “Bridge Concourse”) be removed.

This ordinance authorizes the closure and demolition of the Bridge Concourse.

**Attachments:** [Bullet Points](#)  
[Exhibit A](#)  
[Exhibit B](#)  
[Exhibit C](#)  
[Exhibit D](#)

**DEPARTMENT OF LAW:**

3. [TMP-5284](#) **Authorizing the settlement of the claims of Alan Rose in case no. 3:18CV01645 captioned *Rose. v. City of Toledo* pending in the United States District Court, Northern District of Ohio, Western Division before the Honorable Judge Carr; authorizing the expenditure of \$67,000 from the Risk Management Fund; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:

Alan Rose, as Plaintiff, filed a lawsuit in the United States District Court, Northern District of Ohio, in 2018 alleging he was the victim of age discrimination. After receiving a court ruling in favor of the Plaintiff on this issue, a proposed agreement has been reached in the amount of \$67,000 as to all claims resulting from the incidents described in the lawsuit without constituting an admission of liability for any violation of

state or federal law. As part of the settlement the City has agreed to hire Mr. Rose into a position with the City which he previously held before retirement.

4. [TMP-5269](#)

**Authorizing the settlement of the claims of Lucia Bonilla and Mario Gonzalez for the total sum of \$14,750; authorizing the expenditure of \$14,750 from the Risk Management Fund; and declaring an emergency.**

**Body:**

SUMMARY & BACKGROUND:

Lucia Bonilla and Mario Gonzalez were injured and suffered related property damage as a result of an auto accident involving a Toledo police officer that occurred here in Toledo, Lucas County on February 10, 2018. The accident occurred within the scope and employment of the officer's duties.

A proposed agreement has been reached in the amount of \$14,750 to settle all claims stemming from the accident described above without constituting an admission of liability for any violation of state law.

**DEPARTMENT OF POLICE OPERATIONS:**

5. [TMP-5290](#)

**Authorizing the mayor to enter into an agreement with the Bureau of Justice Assistance (BJA) through the Office of Criminal Justice Services (OCJS) and to accept and deposit a 2019-PS-PND-PSN-439 grant in the amount of \$15,000 for the Toledo Police Department; authorizing the appropriation and expenditure of funds from the Operation Grants fund; and declaring an emergency.**

**Body:**

SUMMARY & BACKGROUND:

The Bureau of Justice Assistance has recommended to the Office of Criminal Justice Services an award to the City of Toledo of \$15,000 from grant proceeds under the 2019-PS-PND-PSN-439 Project Safe Neighborhood (PSN) program to support funding of the Toledo Police Department. The grant proceeds are to be used to develop a case management system. There are no matching requirements.

The fiscal impact of this ordinance is as follows:

- The amount of funds requested: \$15,000.

- The expenditure budget line item: 2016-52000-3G20190STDSTD.
- New revenue generated (operational revenue, grants, if any): \$15,000.
- Revenue budget line item (if any): 2016-52000-3G20190STDSTD.
- Are funds budgeted in the current fiscal year (yes/no)? No, this is a new grant.
- Is this a capital project (yes/no)? No.
- If yes, is it new or existing (new/existing)? No.
- 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) No.

6. [TMP-5295](#)

**Authorizing the mayor to enter into a School Resource Officer Program agreement with Toledo Public Schools; authorizing the acceptance and depositing of \$217,265.03 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 will assign 6 officers to certain Toledo Public Schools. The Toledo Public Schools has agreed to provide an amount of \$217,265.03 to continue funding the program for the 2020-2021 school year. That amount represents one-half the salary and benefits of the officers assigned to Toledo Public Schools for the nine month school year. TPS has paid one-half of the salaries since the 1999-2000 school year.

The fiscal impact of this ordinance is as follows:

- The amount of funds requested: None.
- The expenditure budget line item: None.
- New revenue generated (operational revenue, grants, if any): \$217,265.03.
- Revenue budget line item (if any): 1001-52000-3381002STDSTD
- 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)? No.
- 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) No.

7. [TMP-5299](#)

**Authorizing the mayor to enter into a School Resource Officer Program agreement with the Washington Local Schools and to accept and deposit \$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 Washington Local Senior and Junior High Schools. Washington Local Schools has agreed to provide an amount of \$36,210.84 to continue funding the program for the 2020-2021 school years. That amount represents one-half the salary and benefits of the officer assigned to Washington Local Schools for the school year (nine months). Washington Local Schools has paid one-half of the salaries since the 1999-2000 school years.

The fiscal impact of this ordinance is as follows:

- The amount of funds requested: None.
- The expenditure budget line item: None.

- New revenue generated (operational revenue, grants, if any): \$36,210.84.
- Revenue budget line item (if any): 1001-52000-3381002STDSTD
- 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)? No.
- 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:****8. [TMP-5296](#)**

**Authorizing the appropriation and operating transfer of various Department of Public Utility funds from the unappropriated balance to balance out the funds; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:

This ordinance authorizes operating transfers amongst various funds to balance and reflect the requirements per the Department of Public Utilities debt policy and any remaining appropriations.

The fiscal impact of this ordinance is as follows:

- The amount of funds requested: \$0
- The expenditure budget line item: Various
- New revenue generated (operational revenue, grants, if any): none
- Revenue budget line item (if any): n/a
- 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:

- Excellence in Basic Services (yes/no) yes
- Quality Community Investment (Livable City, Development) (yes/no) yes
- Workplace Culture & Customer Service (yes/no) yes
- Environment (yes/no) yes

**Attachments:** [Bullet Points](#)  
[Copy of 2020 Enterprise BS](#)

**DEPARTMENT OF DEVELOPMENT:**

9. [TMP-5294](#)      **Approving the use of the Water Distribution Infrastructure Development Fund (2% Fund) to pay the cost of installing a new waterline and hydrant within the City of Toledo rights-of-way for the rehabilitation of Fort Industry Square; authorizing the mayor to enter into the necessary contracts; appropriating and expending an amount not to exceed \$105,000 from the unappropriated balance of the Water Distribution Infrastructure Development Fund (2% Fund); and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:  
The City of Toledo has been working with FIS 1 LLC on the redevelopment of a collection of historic buildings commonly referred to as Fort Industry Square. The buildings are located on Summit Street between Monroe Street and Jefferson Avenue. The \$60.5 million redevelopment project will convert the vacant buildings into 93 apartments and 65,000 square feet of commercial office and retail space. The project is expected to create 827 construction jobs and 432 permanent full-time equivalent jobs within three years of project completion.

As part of the Fort Industry Square project, a new water connection is proposed on Jefferson Avenue between Summit Street and Water Street. The existing 6-inch waterline that was installed in 1901 will be upgraded in size to a 12-inch. The new 210 linear foot waterline will increase the pressure and flow from Water Street to the new waterline

in Summit Street. The new waterline and hydrant will be located in the public right-of-way and owned by the City of Toledo.

The fiscal impact of this ordinance is as follows:

- The amount of funds requested: \$105,000
- The expenditure budget line item: 6065-31000-4UI2317STDSTD
- 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)? 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:** [Agreement](#)

**10. [TMP-5298](#)**

**Approving the use of the Sanitary Sewer Infrastructure Development Fund (2% Fund) to pay for the additional cost associated with the installation of a sanitary sewer line within the City of Toledo right-of-way for the Marina District project; authorizing the mayor to enter into the necessary agreements; appropriating and expending an amount not to exceed \$32,011 from the unappropriated balance of the Sanitary Sewer Infrastructure Development Fund (2% Fund); and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:

Pursuant to Ordinance 530-17 passed by Toledo City Council on December 14, 2017, the Mayor entered into a Development Agreement with Continental Real Estate ("Developer") for the \$55 million Marina District project in East Toledo. The Ordinance and



development agreement authorized the expenditure of \$120,000 from the Sanitary Sewer Infrastructure Development Fund (2% Fund) to fund the construction of a new sanitary sewer on Morrison Drive. Now that the project is complete, it has been brought to the City's attention that the final cost of the sanitary sewer project was \$32,011 more than what Ordinance 530-17 appropriated.

The City would like to reimburse the developer for the \$32,011 cost overage incurred from the sanitary sewer project. The reimbursement will come from the unappropriated balance of the Sanitary Sewer Infrastructure Development Fund (2% Fund).

#### DEPARTMENT OF FINANCE:

11. [TMP-5300](#)

**Authorizing the mayor to execute a professional services agreement with PFM Financial Advisors LLC. for consulting, project review and analysis services; authorizing the expenditure of \$20,000 from the Capital Improvement Fund; waiving the competitive procurement provisions of TMC Chapter 187; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:

The Department of Finance is in need of municipal advising services regarding strategic advice and financial planning related to the City of Toledo's energy efficiency audit and proposed energy conservation and facilities improvement project. PFM Financial Advisors LLC (PFM) currently serves as the municipal advisor for the Department of Public Utilities in issuing debt and in the review and development of rate models. The Department of Finance would now like to engage PFM to act as municipal financial advisors for consulting, project review and analysis services. Additionally, should the City issue debt related to the energy efficiency audit, the City may extend PFM's services to include debt transaction management. At that time, the \$20,000 fee will be waived. Funds for these additional services will be available and appropriated from future debt proceeds as approved by City Council at the time of issuance. This Ordinance authorizes a professional services agreement with PFM Financial Advisors LLC for consulting services and requests waiving the competitive procurement

provisions of the TMC Chapter 187 in order to maintain consistency and the level of excellence and professionalism currently delivered by PFM to the City of Toledo.

The fiscal impact of this ordinance is as follows:

- The amount of funds requested: \$20,000
- The expenditure budget line item: 5040-14800-1135001STDSTD
- New revenue generated (operational revenue, grants, if any): N/A
- 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)? 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) Yes
  - o Quality Community Investment (Livable City, Development) (yes/no) No
  - o Workplace Culture & Customer Service (yes/no) Yes
  - o Environment (yes/no) Yes

12. [TMP-5285](#)

**Levying special assessments for sprinkling, sweeping, cleaning and snow removal services for the municipal streets, alleys and public ways in the City during the calendar year 2019; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:

This is the Ordinance to levy the assessments for the cost and expense of sprinkling, sweeping, cleaning and removing snow from municipal streets, alleys and public ways in the City of Toledo performed during the year ending December 31, 2019. The services described in Section 1 have been completed and the final cost of those services has been determined.

The fiscal impact of this ordinance is as follows:

- The amount of funds requested: none
- The expenditure budget line item: n/a
- New revenue generated (operational revenue, grants, if

any): no

- Revenue budget line item (if any): 3050-14200-2421001STDSTD; 3050-14200-2422001STDSTD
- Are funds budgeted in the current fiscal year (yes/no)? no, these expenses occurred in fiscal 2019
- Is this a capital project (yes/no)? no
- If yes, is it new or existing (new/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

**Attachments:** [2016-2019 Actuals and 2016-2020 Estimates Comparison Charts 2018-2019 Actuals](#)

**13. [TMP-5288](#)**

**Levying special assessments for the improvement of certain streets, alleys and public ways outside of the downtown area of the City by providing street lighting during the calendar year 2019; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:

This is the Ordinance to levy the assessments for the cost and expense of street lighting in the City of Toledo outside the Downtown District for the year ended December 31, 2019. The services described in Section 1 have been completed and the final cost of those services has been determined.

The fiscal impact of this ordinance is as follows:

- The amount of funds requested: none
- The expenditure budget line item: n/a
- New revenue generated (operational revenue, grants, if any): no
- Revenue budget line item (if any): 3050-14200-2424004STDSTD
- Are funds budgeted in the current fiscal year (yes/no)? no,

these expenses occurred in fiscal 2019

- Is this a capital project (yes/no)? no
- If yes, is it new or existing (new/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

14. [TMP-5287](#)

**Levying special assessments for the improvement of certain streets and public ways in the downtown area of the City by providing street lighting during the calendar year 2019; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:

This is the annual Ordinance to levy the assessments for the cost and expense of street lighting in the City of Toledo for the Downtown District for the year ended December 31, 2019. A new Downtown District was established by Resolution No. 15-82 adopted January 26, 1982. The services described in Section 1 have been completed and the final cost of those services has been determined.

The fiscal impact of this ordinance is as follows:

- The amount of funds requested: none
- The expenditure budget line item: n/a
- New revenue generated (operational revenue, grants, if any): no
- Revenue budget line item (if any): 3050-14200-2424004STDSTD
- Are funds budgeted in the current fiscal year (yes/no)? no, these expenses occurred in fiscal 2019
- Is this a capital project (yes/no)? no
- If yes, is it new or existing (new/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

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

**15. [TMP-5286](#)**

**Levying special assessments for controlling the blight and disease of shade trees within public rights-of-way and planting, maintaining, trimming and removing shade trees in and along the streets of the City during the calendar year 2019; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:

This is the Ordinance to levy the assessments for the cost and expense controlling the blight and disease of shade trees within public rights-of-way as well as planting, maintaining, the trimming and removing those trees for the year ended December 31, 2019. The services described in Section 1 have been completed and the final cost of those services has been determined.

The fiscal impact of this ordinance is as follows:

- The amount of funds requested: none
- The expenditure budget line item: n/a
- New revenue generated (operational revenue, grants, if any): no
- Revenue budget line item (if any): 3050-14200-2423001STDSTD
- Are funds budgeted in the current fiscal year (yes/no)? no, these expenses occurred in fiscal 2019
- Is this a capital project (yes/no)? no
- If yes, is it new or existing (new/existing)?
- What section of the City's Strategic Plan does this support:
  - Excellence in Basic Services (yes/no) yes
  - Quality Community Investment (Livable City, Development) (yes/no) yes
  - Workplace Culture & Customer Service (yes/no) yes
  - Environment (yes/no) yes

**16. [TMP-5289](#)**

**Levying special assessments for the 2019 Sidewalk Program; and declaring an emergency.**

**Body:** SUMMARY & BACKGROUND:

This is the Ordinance to levy the assessments for the cost and expense for the repair or construction of new sidewalks in the City of Toledo for the 2019 sidewalk program. The services described in Section 1 have been completed and the final cost of those services has been determined.

The fiscal impact of this ordinance is as follows:

- The amount of funds requested: none
- The expenditure budget line item: n/a
- New revenue generated (operational revenue, grants, if any): no
- Revenue budget line item (if any): 5057-35000-8A10639STDSTD
- Are funds budgeted in the current fiscal year (yes/no)? no, these expenses occurred in fiscal 2019
- Is this a capital project (yes/no)? yes
- If yes, is it new or existing (new/existing)? replacing damaged sidewalk slabs
- 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

**Attachments:** [2019 Sidewalk Program](#)

**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.**