



City of Toledo

One Government Center
Toledo, OH 43604

Formal Agenda City Council

Tuesday, July 20, 2021

4:00 PM

Council Chambers

COUNCIL MEMBERS LUDEMAN AND CHERRY PRESENT:

[R-350-21](#) Recognizing Robert "Bobby" Shiels and his award winning 27-year career.

COUNCIL MEMBERS McPHERSON AND WILLIAMS PRESENT:

[R-351-21](#) Recognizing and commending Richard LaValley, Jr. and the LaValley Foundation for their Toledo Urban Credit Union building donation.

APPOINTMENT FROM THE OFFICE OF THE MAYOR:

[A-352-21](#) Appointments - Charter Revision Committee

Attachments: [Charter Revision Committee](#)

SECOND READING ITEMS:

[O-267-21](#) Enacting a new Toledo Municipal Code Chapter 702, "Short-Term Rentals"; and declaring an emergency.

Attachments: [Audio: Agenda Review, June 1, 2021](#)
[Audio: Agenda Review June 15, 2021](#)
[Audio: City Council June 8, 2021](#)

Legislative History

5/25/21	City Council	First Reading
6/8/21	City Council	held
6/22/21	City Council	held

[O-332-21](#) Authorizing the expenditure of \$36,000 from the Water Operating Fund and \$44,000 from the Utility

Administrative Services Fund for the purchase of computers and software; authorizing the mayor to enter into contracts; and declaring an emergency.

Attachments: [Bullet Points](#)
[Audio: Agenda Review June 15, 2021](#)
[Audio: City Council June 22, 2021](#)

Legislative History

6/22/21 City Council First Reading

COUNCIL PRESIDENT CHERRY AND THE MEMBERS OF CITY COUNCIL PRESENT:

[R-353-21](#) Approving the inclusion of Lucas County as a member of the Toledo Area Regional Transit Authority without time limit; and declaring an emergency.

Attachments: [Lucas County Resolution](#)
[TARTA Resolution](#)

[O-354-21](#) Establishing a Community Entertainment District pursuant to the provisions of Ohio Revised Code Section 4301.80 in the Lowertown Area; making certain findings related thereto; and declaring an emergency.

Attachments: [Mayor's Letter](#)
[Application](#)

COUNCIL MEMBERS GADUS, HOBBS, KOMIVES AND MELDEN PRESENT:

[R-355-21](#) Supporting the passage of House Bill 43 which enacts section 121.221 of the Revised Code to authorize public bodies to meet via teleconference and video conference; and declaring an emergency.

COUNCIL MEMBERS MELDEN AND KOMIVES PRESENT:

[R-356-21](#) A resolution authorizing the City of Toledo to become a Power a Clean Future Ohio Community and to adopt a goal to reduce greenhouse gas emissions in the city.

COUNCIL MEMBERS MOLINE AND CHERRY PRESENT:

[O-357-21](#) Authorizing the appropriation and expenditure of \$3,000 from the General Fund for the re-masking of tennis courts to dual purpose tennis courts/pickleball courts; and declaring an emergency.

COUNCILWOMAN WILLIAMS PRESENTS:

[O-358-21](#) Authorizing the expenditure not to exceed \$19,625.00 from the Capital Improvement Fund District Improvement Program for the Savage Park Improvement Project; authorizing the Mayor to execute the necessary contract(s); and declaring an emergency.

Attachments: [Application](#)
[Quote](#)

COUNCIL MEMBERS GADUS AND KOMIVES PRESENT:

[O-359-21](#) Repealing Toledo Municipal Code Section 933.06, Resale of Water and Enacting a New Toledo Municipal Code Section 933.06, Resale of Water.

[O-360-21](#) Placing a moratorium on the application of late fees and charges of interest on water customer accounts until the AMR-AMI Meter Reading and Leak Detection System Project is installed in its entirety and fully operational; and declaring an emergency.

TOLEDO MUNICIPAL COURT:

[O-361-21](#) Authorizing the Mayor to accept and deposit an amount of \$663,024 from a grant received from the State of Ohio, Department of Rehabilitation and Correction, Division of Parole and Community Services for the appropriation and expenditure of those funds from the 408 Standard Probation Grant, authorizing the execution of any grant documents that may be required for the acceptance of the funds; and declaring an emergency.

[O-362-21](#)

Authorizing the Mayor to accept and deposit Justice Reinvestment and Incentive Funding grant funds from the State of Ohio, Department of Rehabilitation and Corrections, Division of Parole and Community Service, in an amount of \$870,376, to appropriate and expend said grant funds; to authorize the execution of any grant documents that may be required for the acceptance of the additional sums; and declaring an emergency.

[O-363-21](#)

Authorizing an agreement with the Lucas County Board of County Commissioners for provision of electronic monitoring services to Toledo Municipal Court through the Lucas County Common Pleas Court program; authorizing the annual expenditure of \$332,150; waiving the requirements of TMC 187 and making certain findings with respect thereto; and declaring an emergency.

OFFICE OF THE MAYOR:[O-364-21](#)

Authorizing the Mayor to enter into a one-year professional services agreement with SheRay's and Associates, LLC for the provision of Phase 2 Community Capacity Building, Planning and Implementation for Violence Prevention and Reduction as part of the Mayor's Initiative to Reduce Gun Violence; authorizing the expenditure of \$63,000 from the General Fund; waiving the competitive procurement requirements of TMC Chapter 187; and declaring an emergency.

DEPARTMENT OF PUBLIC SERVICE:[O-365-21](#)

Authorizing the Mayor to enter into the necessary contracts for capital equipment; authorizing the expenditure of \$215,000 from the Capital Improvement Fund for the purchase of one (1) Volvo EC220EL Demolition Equipped Excavator through Sourcewell and Fire Suppression System for the Department of Public

Service, Division of Streets, Bridges and Harbor;
waiving competitive bid provisions of TMC Chapter
187; authorizing the Mayor to accept bids and award
contracts; and declaring an emergency.

Attachments: [Bullet Points](#)

[O-366-21](#)

Authorizing the closure of the pedestrian concourse over Summit St. connecting to the buildings located at 102 N Summit and 101 N Summit; authorizing the demolition of said concourse; authorizing the expenditure of an amount not to exceed \$400,000 from the Capital Improvement Program Fund for demolition of the concourse; authorizing the Commissioner of Transportation to take actions necessary to address safety issues related to removal/demolition of the concourse; authorizing the Mayor to accept bids and award contracts necessary to complete the purchase; and declaring an emergency.

Attachments: [Bullet Points](#)

[O-367-21](#)

Authorizing the mayor to enter into necessary agreements for the purpose of demolishing and closing the City-controlled tunnel/ramp leading into the underground parking structure of the Toledo Municipal Court; waiving the competitive bidding requirement of TMC 187; authorizing the expenditure of an amount not to exceed \$200,000 from the Capital Improvement Fund; authorizing the execution of necessary documents; and declaring an emergency.

Attachments: [Bullet Points](#)

[Ashley Courthouse GSA Bid email 7-7-2021.pdf](#)

[O-368-21](#)

Authorizing the expenditure of \$302,750 from the Judges' Special Projects Trust Fund for the renovations of the Court Services office on the second floor of the Toledo Municipal Court; authorizing the Mayor to accept bids and award contracts for labor, materials and professional services necessary to complete said

project(s); and declaring an emergency.

Attachments: [Bullet Points](#)

[O-369-21](#)

Authorizing the Mayor to enter into contract for the purchase of a new wood recycling machine for the continuing city woodlot operations; authorizing the expenditure of an amount not to exceed \$675,000 from the 2021 Capital Improvement Fund for the purchase; waiving the competitive procurement and disposal provisions of chapter 187 of the Toledo Municipal Code; and declaring an emergency.

Attachments: [Informational Bullets](#)

[O-370-21](#)

Authorizing the disappropriation of \$10,425 from the Capital Improvement Fund ballfield project, authorizing the appropriation of \$10,425 from the unappropriated balance of the Capital Improvement Fund, authorizing the expenditure of \$10,425 basketball resurfacing for the repair and restoration of City of Toledo Park's Clover Lane Park basketball court; authorizing the necessary invoices for the basketball court improvements; and declaring an emergency.

Attachments: [Bullet Points](#)

DEPARTMENT OF PUBLIC UTILITIES:

[R-371-21](#)

Declaring the necessity and intention of appropriating a highway easement across a portion of the property owned by Toledo Country Club, located at 3949 and 4576 River Road, respectively, for the Anthony Wayne Trail Improvement Project (Detroit to Glendale); and declaring an emergency.

Attachments: [Talking Points](#)
[Exhibit A](#)

[R-372-21](#)

Declaring the necessity and intention of appropriating a highway easement across a portion of the property owned by American 1st Title Agency, Inc., Trustee,

located at 4576 River Road for the Anthony Wayne Trail Improvement Project (Detroit to Glendale); and declaring an emergency.

Attachments: [Bullet Points](#)
[Exhibit A](#)

[R-373-21](#)

Declaring the necessity and intention of appropriating a highway easement across a portion of the property owned by The Toledo Edison Company, located at 4576 River Road (rear) for the Anthony Wayne Trail Improvement Project (Detroit to Glendale); and declaring an emergency.

Attachments: [Talking Points](#)
[Exhibit A](#)

DEPARTMENT OF HUMAN RESOURCES:

[O-374-21](#)

Authorizing the Mayor to enter into a three (3) year Agreement with the option of a one (1) year extension with Harbor dba Lighthouse Telehealth Employee Assistance Program for the provision of Employee Assistance Services for the City of Toledo's uniformed and civilian employees; authorizing the expenditure in an amount not to exceed \$100,000 per year from the General Fund; and declaring an emergency.

Attachments: [Speaking Points](#)

DEPARTMENT OF INFORMATION AND COMMUNICATIONS TECHNOLOGY:

[O-375-21](#)

Authorizing the Mayor to enter into an asset inventory managed services agreement; authorizing the expenditure of \$40,000 from the Information and Communications Technology fund; and declaring an emergency.

[O-376-21](#)

Authorizing the mayor to donate and/or dispose of retired electronic equipment through an agreement with PCs for People or similar firms, establishing a program

that will allow the City of Toledo to Donate usable components and arrange for the responsible destruction or recycling of unusable components; and declaring an emergency.

DEPARTMENT OF FINANCE:

- [O-377-21](#) Authorizing the mayor to enter into a SAP hosting and application services agreement for a term of two years with two one-year renewal options; waiving the competitive bidding requirements of Toledo Municipal Code Chapter 187; authorizing the expenditures not to exceed \$1,572,130 from the General Fund and the Utility Administrative Services Fund over the term of the agreement; and declaring an emergency.
- [O-378-21](#) Authorizing the expenditure of \$18,593 from the General Fund for the city of Toledo's 2021 membership dues for the Ohio Municipal League (OML); and declaring an emergency.
- [O-379-21](#) 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 2020; and declaring an emergency.
- Attachments:** [2017-2020 Actuals and 2017-2021 Estimates Comparison Charts 2019-2020 Actuals](#)
- [O-380-21](#) 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 2020; and declaring an emergency.
- [O-381-21](#) 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 2020; and declaring an emergency.
- [O-382-21](#) 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 2020; and declaring an emergency.

DEPARTMENT OF NEIGHBORHOODS:

[O-383-21](#)

Repealing in its entirety Ord. 194-21; authorizing the Mayor to accept, deposit, appropriate and expend the Community Development Block Grant (CDBG) from the U.S. Department of Housing and Urban Development (HUD) in an amount of \$7,593,515; authorizing the expenditure of CDBG carryover funds from all years prior to year 2021 (47th) in the amount of \$178,190; and authorizing submission to the U.S. Department of Housing and Urban Development of the 2021-2022 Annual Action Plan; and declaring an emergency.

Attachments: [Schedule A](#)

[O-384-21](#)

Authorizing the Mayor to accept, deposit, appropriate, and expend the Healthy Home and Weatherization Cooperation Demonstration grant from the U.S. Department of Housing and Urban Development (HUD) Office of Healthy Homes and Lead Hazard Control in an amount of \$1,000,000 for the Department of Neighborhoods to administer; and declaring an emergency.

Attachments: [HHWCD Budget](#)

[R-385-21](#)

Resolution expressing support for the City of Toledo Neighborhood Block Beautification Contest with a desire to do all that is necessary to encourage participation and make the program a success; and declaring an emergency.

Attachments: [Guidelines](#)
[Questionnaire](#)
[Block Entry Form](#)
[Individual & Business Entry Form](#)

DEPARTMENT OF PUBLIC UTILITIES:

[O-386-21](#) **Repealing and replacing Section 3 of Ordinance 364-20; and declaring an emergency.**

[O-387-21](#) **Amending Section 933.10 of the Toledo Municipal Code to establish an additional Customer Assistance Program for Eligible Low-Income, Senior Citizen and Disabled Customers of the City's Utility Systems; and declaring an emergency.**

Attachments: [Bullet Points](#)

[O-388-21](#) **Authorizing the mayor to enter into a one-year pilot program agreement for Department of Public Utility accounts receivable collection services and customer affordability program management services; authorizing the expenditure of an amount not to exceed \$310,000 from the Utilities Administrative Services Fund; waiving the competitive bidding requirements of T.M.C. 187; and declaring an emergency.**

Attachments: [Bullet Points](#)
[About Promise](#)

[O-389-21](#) **Authorizing the mayor to contract for various goods, materials for up to one (1) year with an option of up to 3 successive one-year renewals for the Division of Water Distribution for various supply items for maintenance and repair on the water distribution infrastructure; authorizing the expenditure from the Water Operating Fund and Utilities Administrative Services Fund; and declaring an emergency.**

Attachments: [Bullet Points](#)
[Attachment A](#)
[Attachment B](#)

[O-390-21](#) Authorizing the expenditure of an amount not to exceed \$250,000 from the Sewer Replacement Fund for the emergency replacement of the sanitary sewer on Jefferson Avenue and 16th Street; authorizing the mayor to enter into necessary agreement with Edward Kelly & Sons; waiving the competitive bidding requirement of the TMC 187; and declaring an emergency.

Attachments: [Bullet Points](#)

[O-391-21](#) Authorizing the mayor to enter into sewer repair contracts to facilitate sewer repairs in all sewer districts within the public rights-of-way and/or public sanitary sewer easements; authorizing the expenditure of an amount not to exceed \$5,874,000 from the Sewer Operating Fund and Storm Water Utility Operating Fund; and declaring an emergency.

Attachments: [Bullet Points](#)

[O-392-21](#) Authorizing the expenditure in an amount not to exceed \$903,210 from the Sewer Replacement Fund and \$476,170 from the Storm Water Replacement Fund for the purchase of vehicles and equipment; authorizing the mayor to accept bids and enter into contracts; and declaring an emergency.

Attachments: [Bullet Points](#)

[O-393-21](#) Authorizing the mayor to enter into and execute necessary agreements with the Ohio Environmental Protection Agency (Ohio EPA) for purposes of the 2021 Community and Litter Grant Agreement; authorizing the mayor to accept, deposit, appropriate and expend grant proceeds in the amount of \$64,000 into the Operation Grants Fund; authorizing the mayor

to appropriate \$16,000 from the unappropriated balance from the Storm Water Utility Improvement Fund in payment of the matching obligations; authorizing the mayor to execute necessary agreements in connection with the grant; authorizing the mayor to accept bids and award contracts for the purchase of services and other necessary items to carry out the terms of this grant; and declaring an emergency.

Attachments: [Bullet Points](#)

DEPARTMENT OF DEVELOPMENT:

[O-394-21](#)

Authorizing the Mayor to enter, execute and deliver a real estate purchase agreement and other needed instruments for the sale and conveyance of 3428, 3430 and 3434 Glenwood to the Jeep Country Federal Credit Union; authorizing the deposit of net sale proceeds; making certain findings with respect thereto; waiving the notice and competitive bidding provisions of T.M.C. 187.19; and declaring an emergency.

Attachments: [Talking Points](#)

[O-395-21](#)

Dedicating a portion of City-owned property located along Jackman Road at Bowman Park as and for public right-of-way; and declaring an emergency.

Attachments: [Bowman Park](#)
[Easement](#)
[Easement](#)

DEPARTMENT OF LAW:

[O-396-21](#)

Providing for the submission to the electors of the City of Toledo an amendment to Chapter III, Section 12, of the Charter of the City of Toledo to align the non-partisan primary election date with the date provided in the general laws of Ohio for holding primary elections; and declaring an emergency.

Attachments: [Talking Points](#)

THE CLERK REPORTS:

[R-397-21](#)

Declaring the intent to vacate the 33-foot-wide alley located between Lagrange Street, Locust Street, Summit Street and Superior Street, Lucas County Ohio; and declaring an emergency.

[O-398-21](#)

Authorizing the waiver TMC section 1111.0705 entitled “City Council Hearing and Decision” to allow the Zoning & Planning Committee of Toledo City Council to hold a public hearing prior to 30 days after receipt of the Plan Commission recommendation on SUP-5007-21: Special use permit for school at 4930 Flanders Road; and declaring an emergency.

Attachments: [Site](#)
[Site](#)

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

[O-399-21](#)

Changing the zoning maps attached to Part 11, Planning and Zoning, Toledo Municipal Code, for the property located at 213-229 18th Street, 208-232 19th Street, 0 and 230 20th Street, 1803-1811 Madison Avenue, 1903, 1907 and 1919 Madison Avenue, and 1802-1818 Jefferson Avenue, in the City of Toledo, Lucas County, Ohio; and declaring an emergency.

Attachments: [Plan Commission Report](#)

[O-400-21](#)

Changing the zoning maps attached to Part 11, Planning and Zoning, Toledo Municipal Code, for the property located at 327 Amherst Drive and 1709, 1741, 1747 1751, 1753, 1757, 1759, 1763, 1765, 1769 and 1795 Spencer Street, in the City of Toledo, Lucas County, Ohio; and declaring an emergency.

Attachments: [Plan Commission Report](#)

[O-401-21](#) Changing the zoning maps attached to Part 11, Planning and Zoning, Toledo Municipal Code, for the property located at 3428 Glenwood Avenue, in the City of Toledo, Lucas County, Ohio; and declaring an emergency.

Attachments: [Plan Commission Report](#)

[O-402-21](#) Changing the zoning maps attached to Part 11, Planning and Zoning, Toledo Municipal Code, for the property located at 5725 Douglas Road, in the City of Toledo, Lucas County, Ohio; and declaring an emergency.

Attachments: [Plan Commission Report](#)

[O-403-21](#) Amending Toledo Municipal Code (TMC), Part Eleven, Subsection 1103.0207(B) and 1103.1519 regarding Downtown Parking Lot Fence Materials; and declaring an emergency.

Attachments: [Plan Commission Report](#)

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

[O-404-21](#) Granting a Special Use Permit, for Community Recreation- Active for a site located at 2007 N. Holland Sylvania Road, in the City of Toledo, Lucas County, Ohio; subject to certain conditions; and declaring an emergency.

Attachments: [Plan Commission Report](#)

ITEM LIKELY TO BE GIVEN IMMEDIATE CONSIDERATION:

[O-405-21](#) Authorizing the Mayor and the Director of Law to enter into any necessary agreements with the law firm of Spengler Nathanson for the provision of professional services on behalf of the City of Toledo for assistance in cooperating with a federal investigation related to the Summit Street Roadway Improvements Project; authorizing the disappropriation and appropriation of

**\$75,000 from and to the Risk Management Fund;
authorizing expenditure of same; and declaring an
emergency.**

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