



# City of Toledo

One Government Center  
Toledo, OH 43604

## Formal Agenda City Council

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Tuesday, May 24, 2022

4:00 PM

Council Chambers

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### COUNCIL MEMBERS MELDEN, CHERRY, HOBBS AND WILLIAMS PRESENT:

[R-226-22](#)

Recognizing University of Toledo's Women's Basketball Coach Tricia Cullop for her 400th career victory and being named Mid-American Conference (MAC) coach of the year for the fourth time in her career.

### COUNCIL MEMBERS HOBBS, McPHERSON, MORRIS, WHITMAN AND WILLIAMS PRESENT:

[R-227-22](#)

Officially renaming the City park located at 931 Hawley Street and currently known as "Boss Park" to "Honorable Myron Duhart Park".

### APPOINTMENTS FROM THE OFFICE OF THE MAYOR:

[A-228-22](#)

Appointment - Toledo City Historic District Commission

**Attachments:** [Toledo City Historic District Comm](#)

[A-229-22](#)

Appointment - Toledo-Lucas County Board of Health

**Attachments:** [T-LC Bd of Health](#)

### SECOND READING ITEMS:

[O-210-22](#)

Amending the Toledo Municipal Code by enacting a new Chapter 182, Environmental Protection and Climate Resilience Commission and creating the One Percent for the Environment Program; and declaring an emergency.

**Legislative History**

5/10/22 City Council First Reading

[O-214-22](#)

**Authorizing the Mayor to enter, execute and deliver a Real Estate Purchase Agreement and other needed instruments for the sale and conveyance of City owned real estate located at 1301-1327 North Detroit Avenue and part of 1414 Dorr Street, Toledo Ohio to the Toledo Urban Federal Credit Union; waiving the competitive bidding and advertising provisions of TMC 187.19; authorizing the deposit of net sale proceeds; making certain findings with respect thereto; and declaring an emergency.**

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

**Legislative History**

5/10/22 City Council First Reading

**COUNCIL MEMBER MELDEN PRESENTS:**

[O-230-22](#)

**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 Z-4001-22: Zone Change from CO to CN for the property located at 2909 W. Central Avenue; and declaring an emergency.**

**COUNCIL MEMBER KOMIVES PRESENTS:**

[O-231-22](#)

**Authorizing the City of Toledo to fund \$20,000 towards the Greater Toledo Digital Equity Coalitions (GTDEC) analysis of resident's broadband access and affordability throughout Lucas County; partnering with Bowling Green State University's Center for Regional Development for a full analysis and report of findings; with full oversight of the program by Toledo Lucas County Public Library; and declaring an emergency.**

**COUNCIL PRESIDENT CHERRY AND THE MEMBERS OF CITY COUNCIL  
PRESENT:**[O-232-22](#)

**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 for JAMLAND2, LLC and 4934 Lewis Ave., Toledo, Ohio 43612; 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; to approve a Special Assessment Agreement in connection with such special assessments; and declaring an emergency.**

**Attachments:** [Exhibit A, B & C  
Petition](#)

**COUNCIL MEMBERS SARANTOU AND MORRIS PRESENT:**[R-233-22](#)

**Urging Governor Mike DeWine to overrule ODOT and support and force action for a better access route to Columbus via 23; and declaring an emergency.**

**DEPARTMENT OF TRANSPORTATION:**[R-234-22](#)

**Declaring it necessary and providing for the replacement of sidewalks and driveway approaches on various streets in the City of Toledo; and declaring an emergency.**

**Attachments:** [2022 Sidewalk Program Assessment](#)

[O-235-22](#)

**Authorizing the mayor to enter into and execute cooperative agreements between the City of Toledo and Lucas County and to give consent to Lucas County for roadway improvements and resurfacing work on Talmadge Road from Laskey Road to Alexis Road within the City limits; and declaring an emergency.**

**Attachments:** [Agreement](#)

[O-236-22](#) Authorizing the mayor to enter in to a contract with Cargill De-Icing Technology for the purchase of bulk salt; authorizing the expenditure of funds from the Special Assessment Fund; waiving the competitive procurement requirements of TMC Chapter 187; and declaring an emergency.

[O-237-22](#) Authorizing the expenditure of an amount not to exceed \$500,000 from the Capital Improvement Fund for the Road & Bridge Maintenance Matches and Planning Program; authorizing the mayor to prepare plans and specifications, acquire required rights-of-way as appropriate, accept bids and award contracts for Road & Bridge Maintenance Matches and Planning improvement projects within the Division of Road & Bridge Maintenance; and declaring an emergency.

**DEPARTMENT OF PUBLIC SERVICE:**

[O-238-22](#) Authorizing the Mayor to enter into a contract for spray-applied alternate daily landfill cover material for the Hoffman Road Landfill for a period of one (1) year with an option of up to three (3) successive one-year renewals; authorizing the expenditure not to exceed \$100,000 annually from the General Fund for the said purchase; waiving the competitive procurement requirements of TMC Chapter 187; and declaring an emergency.

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

[O-239-22](#) Authorizing the expenditure of an amount not to exceed \$18,000,000 from the Capital Improvement Fund for necessary major building improvements and replacements at the Toledo Municipal Court House; authorizing the Mayor to accept qualifications and proposals and award a design-build construction contract pursuant to ORC Section 153.693; and declaring an emergency

[O-240-22](#) Authorizing the appropriation and expenditure of an amount not to exceed \$58,000 from the Local Fiscal Recovery Fund for a Facility Condition Assessment for City of Toledo Community and Seniors Centers; authorizing the Mayor to accept bids and award contracts for professional services to complete said assessment; and declaring an emergency.

**Attachments:** [RFP](#)  
[SMART](#)

[O-241-22](#) Authorizing the expenditure not exceed \$500,000 for the collection, hauling, and processing of materials collected through the 2022 Clean Toledo Recycling events; authorizing the mayor to accept bids and enter into necessary contracts for recycling and disposal services; waiving the competitive procurement requirements of TMC Section 187; and declaring an emergency.

#### DEPARTMENT OF FINANCE:

[O-242-22](#) Levying special assessments for the 2021 Sidewalk Program; and declaring an emergency.

**Attachments:** [Property Listing](#)

[O-243-22](#) Providing for the issuance and sale of \$1,170,000 of notes, in anticipation of the issuance of bonds, for the purpose of paying costs of constructing, reconstructing and rehabilitating sidewalks, including, where necessary, driveway approaches and curbs, in certain locations on designated streets; and declaring an emergency.

[O-244-22](#) Providing for the issuance and sale of \$18,000,000 of notes, in anticipation of the issuance of bonds, for the purpose of paying costs of renovating, remodeling, equipping and re-equipping and otherwise improving the Municipal Court Building, together with necessary appurtenances and work incidental thereto; and declaring an emergency.

#### DEPARTMENT OF HOUSING & COMMUNITY DEVELOPMENT:

[O-245-22](#) Authorizing the appropriation and expenditure of \$2,900,000 from Local Fiscal Recovery Fund for the City of Toledo Roof Tops Program; authorizing the Mayor to accept bids, award contracts and enter into necessary agreements for said program; and declaring an emergency.

**Attachments:** [Exhibit A](#)  
[ARPA Final Rule](#)

[O-246-22](#) Authorizing the appropriation and expenditure of \$900,000 from the Local Fiscal Recovery Fund for the Englewood Code Compliance Pilot Program; authorizing the Mayor to accept bids, award contracts and enter into necessary agreements for said program; and declaring an emergency.

**Attachments:** [Attachment A](#)  
[ARPA Final Rule](#)  
[SMART Template](#)

#### DEPARTMENT OF POLICE OPERATIONS:

[O-247-22](#) Authorizing the Mayor to enter into an agreement and accept and deposit \$220,000 from the Office of Criminal Justice Services for an Ohio Violent Crime Reduction Grant (2022-VCR-AO2-375); authorizing the appropriation and expenditure of funds from the Operation Grants fund; authorizing the Mayor to accept bids and award contracts; and declaring an emergency.

**Attachments:** [Brochure](#)

[O-248-22](#) Authorizing the Mayor to enter into an agreement with the Bureau of Justice Assistance through the Office of Criminal Justice Services and to accept and deposit a Paul Coverdell Forensic Science Improvement grant 2021-PC-NFS-7816 in the amount of \$30,202.51 for the Toledo Police Department; authorizing the appropriation and expenditure of funds from the

Operation Grants fund; authorizing the Mayor to accept bids and award contracts; and declaring an emergency.

[O-249-22](#)

Authorizing the expenditure of an amount not to exceed \$100,967.57 from the Operations Grants Fund and an amount not to exceed \$1,506.82 from the General Fund for the purchase of an Agilent Technologies gas chromatograph mass spectrometer; waiving the competitive bid requirements of Chapter 187 of the Toledo Municipal Code; and declaring an emergency.

**Attachments:** [Sole Source Justification](#)

**DEPARTMENT OF PUBLIC UTILITIES:**

[O-250-22](#)

Authorizing the mayor to enter into contracts or amendments to existing contracts related the systems integration necessary for the implementation of the AMI project; waiving competitive proposal requirements of Ch. 187; authorizing the total expenditure of up to \$8,000,000 from specified account codes; and declaring an emergency.

[O-251-22](#)

Authorizing the mayor to enter into a Lease Agreement with the Ohio Building Company, Ltd., for 36,241 square feet of administrative office and customer service space for the Division of Utilities Administration, in the Ohio Building located at 420 Madison Avenue; further authorizing the expenditure for said lease; and declaring an emergency.

**Attachments:** [Lease Agreement](#)

[O-252-22](#)

Authorizing the expenditure in an amount not to exceed \$ 1,124,880 from the Sewer Replacement Fund, \$1,660,000 From the Water Replacement Fund and \$ 668,120 from the Storm Water Replacement Fund for the purchase or lease of vehicles and equipment; authorizing the mayor to accept bids and enter into

contracts; and declaring an emergency.

**Attachments:** [Account Codes](#)

[O-253-22](#)

Authorizing the mayor to accept bids and award contracts for the Hydrant Replacement Program; authorizing the expenditure in an amount not to exceed \$700,000 from the Water Replacement Fund; and declaring an emergency.

[O-254-22](#)

Authorizing the expenditure in an amount not to exceed \$150,000 from the Water Operating Fund for the street cut pavement restoration in Lucas County; authorizing the mayor to accept bids and enter into contracts; and declaring an emergency.

[O-255-22](#)

Authorizing the appropriation and expenditure in an amount not to exceed \$250,000 from the Sewer Replacement Fund for the Digester Heat Exchanger Project at the Water Reclamation Plant; authorizing the mayor to accept bids and award contracts for equipment and construction services necessary to facilitate the construction of the Digester Heat Exchanger Project; and declaring an emergency.

[O-256-22](#)

Authorizing the mayor to enter into and execute necessary agreements with the Great Lakes Commission (GLC) as sub award from the National Oceanic and Atmospheric Administration (NOAA) through a Cooperative Agreement with the U.S. Department of Commerce and Regional Partnership to Restore Fish Habitat in Priority Great Lake Coastal Sites and Areas of Concern; authorizing the mayor to accept and deposit grant proceeds in the amount of \$614,147 into the Operation Grants Fund; authorizing the appropriation and expenditure of said grant proceeds for the Restoration of the Ottawa River in Jermain Park project; authorizing the mayor to accept bids and execute necessary agreements and contracts with the grant; and declaring an emergency.

**Attachments:** [Project Location Map](#)[O-257-22](#)

Authorizing the mayor to enter into and execute necessary agreements with the Great Lakes Commission (GLC) as subgranted from the National Oceanic and Atmospheric Administration (NOAA) through a Cooperative Agreement with the U.S. Department of Commerce Award Regional Partnership to Restore Fish Habitat in Priority Great Lake Coastal Sites and Areas of Concern; authorizing the mayor to accept and deposit grant proceeds in the amount of \$175,500 into the Operation Grants Fund; authorizing the appropriation and expenditure of said grant proceeds for the Collins Park Stream Restoration Feasibility Study project; authorizing the mayor to accept bids and execute necessary agreements and contracts for the purchase of goods and services to administer the grant; and declaring an emergency.

**Attachments:** [Collins Park Map](#)**DEPARTMENT OF POLICE OPERATIONS:**[O-258-22](#)

Authorizing the Mayor to enter into a contract with Motorola Solutions, Inc.; for the purchase of Motorola police radios; authorizing the expenditure in an amount not to exceed \$284,734.70 from the Capital Improvement Fund, an amount not to exceed \$59,847.69 from the Operation Grants Fund and an amount not to exceed \$10,417.61 from the General Fund for the purchase of Motorola Solutions, Inc. police radios; waiving the competitive bid requirements of Chapter 187 of the Toledo Municipal Code; and declaring an emergency.

**DEPARTMENT OF HUMAN RESOURCES:**[O-259-22](#)

Approving the revision of the current Collective Bargaining Agreement between the City of Toledo and

AFSCME Ohio Council 8, Local 7, for a successor agreement, consistent with the bargained understandings; and declaring an emergency.

**Attachments:** [Exhibit A](#)  
[Exhibit A](#)  
[Memorandum](#)

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

[O-260-22](#) Granting a Special Use Permit for a Day Care Center for a site located at 4410 Lewis Avenue, in the City of Toledo, Lucas County, Ohio; subject to certain conditions; and declaring an emergency.

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

[O-261-22](#) Granting a Special Use Permit for a Day Care Center for a site located at 5045 W. Sylvania Avenue, in the City of Toledo, Lucas County, Ohio; subject to certain conditions; and declaring an emergency.

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

[O-262-22](#) Changing the zoning maps attached to Part 11, Planning and Zoning, Toledo Municipal Code, for the property located at 5454 Airport Highway, in the City of Toledo, Lucas County, Ohio; and declaring an emergency.

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

[O-263-22](#) Changing the zoning maps attached to Part 11, Planning and Zoning, Toledo Municipal Code, for the property located at 12 N. St. Clair St. in the City of Toledo, Lucas County, Ohio; and declaring an emergency.

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

[O-264-22](#) Granting a Special Use Permit for a New Utility Pole with an AMI Antenna for a site located at 2922 131st Street, in the City of Toledo, Lucas County, Ohio; subject to certain conditions; and declaring an

emergency.

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

[O-265-22](#)

Changing the zoning maps attached to Part 11, Planning and Zoning, Toledo Municipal Code, for the property located at 2909 W. Central Avenue, in the City of Toledo, Lucas County, Ohio; and declaring an emergency.

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

[O-266-22](#)

Changing the zoning maps attached to Part 11, Planning and Zoning, Toledo Municipal Code, for the property located at 2150 S. Byrne Road, in the City of Toledo, Lucas County, Ohio; and declaring an emergency.

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

[O-267-22](#)

Granting a Special Use Permit for a Sweepstakes Terminal Café for a site located at 1122 N. Byrne Rd Unit 14, in the City of Toledo, Lucas County, Ohio; subject to certain conditions; and declaring an emergency.

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

[O-268-22](#)

Granting an amendment to a Special Use Permit, originally granted by Ord. 333-09 to add modular classrooms to a school for a site located at 2402 Cheltenham Rd, in the City of Toledo, Lucas County, Ohio; subject to certain conditions; and declaring an emergency.

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

[O-269-22](#)

Changing the zoning maps attached to Part 11, Planning and Zoning, Toledo Municipal Code, for the property located at 311 Locust Street, in the City of Toledo, Lucas County, Ohio; and declaring an emergency.

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

[O-270-22](#)

Granting a Special Use Permit for Parking Lot

**Modifications and a Building Addition for a site located at 333 14th 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 AS DISAPPROVED:**

[O-271-22](#)

**Granting a Special Use Permit for a Drug and Alcohol Treatment Center for a site located at 5044, 5048 and 5052 Dorr Street, in the City of Toledo, Lucas County, Ohio; subject to certain conditions; and a waiver and declaring an emergency.**

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

**ITEM LIKELY TO BE RELIEVED OF REGIONAL GROWTH, DEVELOPMENT & SMALL BUSINESS ENTERPRISE COMMITTEE:**

[O-042-22](#)

**Authorizing the expenditure of an amount not to exceed \$54,727 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 2022 Transportation Planning Assessment Fee; authorizing the expenditure of an amount not to exceed \$12,058 from the Storm Water Operating Fund to TMACOG for dues for the 2022 Stormwater Coalition; authorizing the expenditure of an amount not to exceed \$73,357 from the General Fund to TMACOG for the payment of the City of Toledo's 2022 Membership Fee; and declaring an emergency.**

**Attachments:** [Invoices](#)  
[Audio: Agenda Review 1/25/2022](#)

**Legislative History**

2/1/22

City Council

Referred To:

**ITEM LIKELY TO BE RELIEVED OF FINANCE, DEBT & BUDGET OVERSIGHT COMMITTEE:**[O-445-21](#)

**Repealing current Toledo Municipal Code Section 2101.37; and enacting a new Toledo Municipal Code Section 2101.37; and declaring an emergency.**

**Attachments:** [Speaking Points](#)  
[Amendment redline](#)

**Legislative History**

8/17/21	City Council	Referred To:
8/17/21	City Council	relieve of Committee

**ITEM LIKELY TO BE RELIEVED OF PUBLIC SAFETY & CRIMINAL JUSTICE REFORM COMMITTEE:**[O-413-21](#)

**Amending Toledo Municipal Code Section 533.19(a) Declared Nuisance; Abatement and 533.21, “Criminal conviction required”, and enacting a new Toledo Municipal Code Section 533.19(a) and 533.21; and declaring an emergency.**

**Legislative History**

8/17/21	City Council	Referred To:
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**The Clerk of Council’s Office 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 for arrangements.**