



City of Toledo

One Government Center
Toledo, OH 43604

Agenda Review City Council

Tuesday, September 20, 2022

2:00 PM

Council Chambers

Agenda Review for the September 27, 2022

[STTL-AgRev202
20920](#) Post Meeting Speech To Text Transcript Video

COUNCIL MEMBER GADUS PRESENTS:

[TMP-7929](#) Recognize Milton Carswell.

COUNCIL MEMBER KOMIVES PRESENTS:

[TMP-7930](#) Recognize Maybe Cheese Born With It food truck,
second-place in The Great Food Truck Race.

APPOINTMENTS FROM THE OFFICE OF THE MAYOR:

[TMP-7931](#) Appointments - Arts Commission of Greater Toledo
(ACGT)

Attachments: [ACGT](#)

[TMP-7932](#) Appointment - Arts Commission of Greater Toledo
(ACGT)

Attachments: [ACGT](#)

[TMP-7933](#) Appointment - Human Relations Commission

Attachments: [HRC](#)

[TMP-7934](#) Appointments - Old West End Historic District
Commission

Attachments: [OWE Historic District Comm](#)

[TMP-7935](#) Appointments - OneOhio Recovery Foundation Region 4

Board

Attachments: [OneOhio Recovery](#)

SECOND READING ITEMS:

[O-423-22](#)

Amending the framework for the Toledo Recovery Plan, authorizing the appropriation and expenditure of \$1,400,000 from the Local Fiscal Recovery Fund for RIP Medical Debt (RIPMD); authorizing the Mayor to enter into an agreement with RIP Medical Debt (RIPMD); and declaring an emergency.

Body: SUMMARY & BACKGROUND:
RIP Medical Debt (RIPMD) is a 501(c)(3) national charity that acquires and abolishes medical debt for people burdened by financial hardship.

The City is the recipient of \$180.9 million through the American Rescue Plan Act (ARPA) to be used to address the public health and negative economic impacts of the COVID-19 pandemic. The Toledo Recovery Plan framework (authorized by Ordinance 530-21) should be amended to include an allocation of \$1,400,000 to relieve medical debt for Toledoans. This ordinance amends the framework and allows for the appropriation and expenditure of \$1,400,000 for RIP Medical Debt (RIPMD).

Legislative History

9/13/22 City Council First Reading

[O-424-22](#)

Authorizing the Mayor to accept bids and award contracts for City owned and leased facility inspection for ADA Architectural Compliance; authorizing the General Fund expenditure in an amount not to exceed \$300,000.00 for the same; and declaring an emergency.

Body: SUMMARY & BACKGROUND:
The City of Toledo owns or leases a number of facilities for its operations. In an effort to bring those facilities in compliance with ADA current architectural guidelines, an expert inspection of those facilities will produce a detailed report identifying the current barriers,

recommendations for barrier removal, and cost estimates. The facilities to be evaluated are as follows:

Transportation:

Building Name: Location:
Transportation BLDG 110 North Westwood

Police:

Building Name: Location:
Caps Police Station 3158 Cherry Street
N.W. Police Station 2330 Sylvania
Ottawa Park Police Station 2145 North Cove
Safety Building 525 North Erie
Scott Pk. Comm. BLDG 2201 Nebraska
Scott Pk. Police District BLDG 2301 Nebraska
Scott Pk. Police Firing Range 2301 Nebraska
Police Tow Lot 198 Dura Avenue

Neighborhoods:

Building Name: Location:
Graffiti Removal Program 1303 Lagrange Street

Streets, Bridges, and Harbor (SBH):

Building Name: Location:
Administration Office BLDG 1189 West Central Avenue

SBH Byrne Rd. BLDG #2 3515 South Byrne Rd.
SBH Water 1020 Water Street

Landfill Operations:

Building Name: Location:
Solid Waste Mechanics BLDG 4545 Hoffman Rd.
Solid Waste Office BLDG 4545 Hoffman Rd.

Facilities:

Building Name: Location:
Fire and Police Fleet Garage 3928 North Detroit Avenue.
(IMLAY BLDG)
Service Station Downtown 1901 Spielbusch
Facility and Fleet Building 555 North Expressway

Government Building:

Building Name: Location:
Michael v. DiSalle Gov. Center (excluding floors 2-12) 1

Government Center

Health:

Building Name: Location:
Health Building 635 North Erie

Legislative History

9/13/22 City Council First Reading

[O-464-22](#)

Declaring the vacation of the 16.4-foot wide alley running north and south, adjacent to Lots 27, 28, 29, 30 and 31 in the Northlawn Addition, Toledo, Lucas County Ohio; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

The Council of the City of Toledo, by Resolution No. 86-22 adopted on March 1, 2022, declaring its intent to vacate the 16.4-foot wide alley running north and south, adjacent to Lots 27, 28, 29, 30 and 31 in the Northlawn Addition, Toledo, Lucas County Ohio; as more fully described in Section 1 hereof.

On April 14, 2022, the Toledo City Plan Commission recommended approval of the request for the vacation of the 16.4-foot wide alley running north and south, adjacent to Lots 27, 28, 29, 30 and 31 in the Northlawn Addition, Toledo, Lucas County Ohio.

The City Council Zoning and Planning Committee on May 18, 2022, sent as approved the request for the vacation of 16.4-foot wide alley running north and south, adjacent to Lots 27, 28, 29, 30 and 31 in the Northlawn Addition, Toledo, Lucas County Ohio.

The Board of Revision met on August 18, 2022 and approved the request for the vacation of the 16.4-foot wide alley running north and south, adjacent to Lots 27, 28, 29, 30 and 31 in the Northlawn Addition, Toledo, Lucas County Ohio.

All of the preliminary steps have been taken as required by law, the Charter of the City of Toledo, and the Toledo Plan Commission has made reports regarding the proposed vacations; and all things required

by law to be done, have been done. Fees totaling \$952.88 have been paid.

Legislative History

9/13/22 City Council First Reading

COUNCIL PRESIDENT CHERRY PRESENTS:

[TMP-7936](#) **Expressing Toledo City Council support for Metroparks 10-year 0.9-mill renewal levy, Issue 7, on the November 8 ballot; and declaring an emergency.**

COUNCILWOMAN MORRIS PRESENTS:

[TMP-7937](#) **Designate intersection of Sylvania & Peak as John F. Repp, Sr. Memorial Place.**

COUNCIL PRESIDENT CHERRY AND THE MEMBERS OF COUNCIL PRESENT:

[TMP-7938](#) **Adopting a calendar for 2023 for City Council; and declaring an emergency.**

Body: SUMMARY & BACKGROUND:
Toledo City Council needs to adopt a calendar for 2023.

Attachments: [2023 Calendar](#)
[2023 Calendar-highlighted](#)

DEPARTMENT OF FINANCE:

1. [TMP-7918](#) **Authorizing the Finance Director to request advances from the Lucas County Auditor's office; and declaring an emergency.**

Body: SUMMARY & BACKGROUND:
In order for the City to receive advance property tax payments from the Lucas County Auditor throughout fiscal year 2023, a resolution must be adopted by City Council. The resolution authorizes the Director of Finance, or their designee to request “advances of funds” from the Lucas County Auditor. The resolution is to be filed with the Lucas County Auditor by October 1, 2022. This resolution is submitted to Council annually and is required pursuant to the Ohio

Revised Code Section 321.34 (Advance Payment to Local Authorities).

2. [TMP-7919](#) **Accepting the property tax amounts and rates for the 2023 budget as determined by the County Budget Commission; authorizing the necessary tax levies, certifying said levies to the County Auditor; and declaring an emergency.**

Body: SUMMARY & BACKGROUND:

The Budget Commission of Lucas County, Ohio has certified its action to Toledo City Council with an estimate by the County Auditor of the amount of property tax to be collected in 2023 and the tax rate of each tax to be levied by the Council; and what part thereof is without, and what part within, the 10-mill limitation.

3. [TMP-7920](#) **Authorizing the expenditure of \$144,000 from the Local Fiscal Recovery Fund for premium pay for front line workers of the Lucas County 911 Regional Council of Governments for their service during the COVID-19 pandemic; authorizing the Mayor to enter into needed agreements to effectuate the contribution; and declaring an emergency.**

Body: This Ordinance authorizes the expenditure of \$144,000 in American Rescue Plan Act (ARPA) funds for premium pay for employees of the Lucas County 911 Regional Council of Governments who were previously City of Toledo employees during the COVID-19 pandemic. This is a one-time contribution of \$3,000 per employee for 48 employees.

Attachments: [ARPA Final Rule](#)
[SMART](#)

DEPARTMENT OF HOUSING & COMMUNITY DEVELOPMENT:

4. [TMP-7925](#) **Extending the waiver of the competitive bidding requirements of TMC Chapter 187; authorizing the Mayor to enter into an extended agreement(s) with Benevate, Inc. dba Neighborly Software for the**

continued operation and development of an online portal(s) for rental and mortgage assistance program; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

This ordinance requests to extend the authorization to waive the competitive procurement requirements of TMC Chapter 187 as initially authorized by Ordinance 114-21 in order to continue the use of a portal(s) for the emergency rental and mortgage assistance programs through the Department of Housing and Community Development.

Benevate Inc. is the producer and sole source vendor of Neighborly Software's Housing, Economic and Community Development hosted software platforms. Their online platforms allow for the efficient intake, review, funding and administration of federally assisted housing and community development programs. These online platforms are tailored to meet eligibility and compliance requirements of federal funding, allow for assigning of internal and external reviewers to score and make funding decisions, incorporate automated email and letter response features, provide reporting and mapping of program beneficiaries, contain multiple language features; and can be accessed via smart phone, tablet or a computer.

The City entered into an agreement with Benevate, Inc. on April 14, 2021, for the purpose of developing and implementing a customized online application and program administration portal for City of Toledo Emergency Mortgage Assistance Program (EMAP), funded with CDBG-CV2, and the Toledo Lucas County Emergency Rental Assistance Program (TLCERAP), funded with U.S. Department of Treasury Stimulus funding.

The Department of Housing and Community Development is satisfied with the platform and its ability to efficiently streamline the application process and award of assistance to eligible beneficiaries.

Continuing to contract with Benevate, Inc. will allow the City and its partners to continue the administration of both programs without interruption through the period of performance for each program.

5. [TMP-7926](#) **Amending Ordinance 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 to include the waiver of TMC Ch. 187 for the purpose of entering into an agreement with Benevate, Inc. dba Neighborly Software for the development of an online portal for the Roof Tops program; and declaring an emergency.**

Body: SUMMARY & BACKGROUND:

Ordinance 245-22 authorizes the appropriation and expenditure of \$2,900,000 for projects and costs associated with the Toledo Roof Tops Program. The Toledo Roof Tops Program will consist of a partnership with Toledo Urban Federal Credit Union, Maumee Valley Habitat for Humanity and the Department of Housing and Community Development to provide financial assistance to eligible households for repair or replacement of approximately seven hundred (700) failing roofs on owner-occupied housing in Qualified Census Tracts (QCT). Roof Tops grants will be provided to households with income at or below 60% of the area median selected through a lottery. Households with income at or below 80% of the area median, not selected in the lottery, will have an opportunity to apply for assistance consisting of a 50/50 Low-interest loan/matching grant through the Toledo Urban Federal Credit Union. The ARPA Roof Tops funds will be allocated to partners outlined in Attachment A for administration and grants to fund construction costs.

To facilitate timely disbursement of construction funding, City of Toledo Department of Housing and Community Development Roof Tops construction funding will be escrowed with title companies, selected through an RFQ.

This amended ordinance requests to include authorization to waive the competitive procurement requirements of TMC Chapter 187 in order to begin immediately developing and implementing a portal for the Roof Tops Program through the Department of Housing and

Community Development.

Benevate Inc. is the producer and sole source vendor of Neighborly Software's Housing, Economic and Community Development hosted software platforms. Their online platform allows for the efficient intake, review, funding and administration of federally assisted housing and community development programs. Benevate Inc. has developed and customized for the City of Toledo, online platforms for the Emergency Mortgage Assistance Program (EMAP), funded with CDBG-CV2 funds, and Toledo Lucas County Emergency Rental Assistance Program (TLCERAP), funded by the U.S. Department of Treasury, in March of 2021. The online platform will be tailored to meet eligibility and compliance requirements of federal funding, allow for assigning of internal and external reviewers to score and make funding decisions, incorporate automated email and letter response features, provide reporting and mapping of program beneficiaries, contain multiple language features; and can be accessed via smart phone, tablet or a computer. Benevate Inc. is committed to expediting the customization of an online portal for the pending Roof Tops program. Contracting with Benevate will allow the City and partners to launch the program no later than September 30, 2022.

DEPARTMENT OF POLICE OPERATIONS:**6. [TMP-7896](#)**

Authorizing the expenditure in an amount not to exceed \$43,234.10 from the General Fund for police body worn cameras; amending the existing contract with Getac Video Solutions, Inc.; waiving the competitive bidding requirements of TMC Chapter 187; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

This ordinance authorizes the expenditure from the General Fund for the purchase of 130 Getac body worn cameras. This expenditure is necessary to outfit future academy classes and to replace aging cameras. Getac Video Solutions Inc. is the current provider for body worn cameras and the new cameras will integrate with the existing equipment.

DEPARTMENT OF FIRE & RESCUE OPERATIONS:

7. [TMP-7913](#) **Authorizing the Mayor to enter into agreements and award contracts for the purchase of Lifepak 15 Cardiac Monitors, related equipment, and services, in an amount not to exceed \$1,100,000; authorizing the expenditure of \$1,100,000 from the Capital Improvement Fund for said purchase; waiving the competitive bidding requirements of TMC Chapter 187; and declaring an emergency.**

Body: SUMMARY & BACKGROUND:

Lifepak 15 (LP-15) Cardiac Monitors/defibrillators are critical Emergency Medical Service/Advanced Life Support intervention tools and are integral to TFRD pre-hospital care/treatment of life-ending cardiac events, including arrhythmia corrections, i.e., VFIB, AFIB, and STEMI's, to return of spontaneous circulation (ROSC) following Cardiac Arrest.

This Ordinance permits the replacement of all end-of-service life units, per industry standard and manufacturer recommendation, and properly equips TFRD with the stock necessary to service the City of Toledo response area.

8. [TMP-7927](#) **Authorizing the Mayor to accept bids and enter into agreements for the purchase of 2 Bariatric Patient Air Lifting Units and related equipment for the Fire and Rescue Department; Authorizing the expenditure of \$15,149.46 from the General Fund for the same; and declaring an emergency.**

Body: SUMMARY & BACKGROUND:

The Toledo Fire and Rescue Department requests authorization to purchase 2 Bariatric Patient Air Lifting devices and related equipment, which offers patient movement solutions in various EMS settings that minimize associated lifting injuries to both patient and caregiver compared to conventional means, expanded EMS transport options resulting in expedited ER physician evaluations, and consequent improved patient treatment outcomes.

DEPARTMENT OF PUBLIC UTILITIES:

9. [TMP-7898](#) **Authorizing the expenditure in an amount not to exceed \$150,000 from the Water Operating Fund for utility cut concrete restoration; authorizing the mayor to accept bids and enter into contracts; and declaring an emergency.**

Body: SUMMARY & BACKGROUND:

The City of Toledo Division of Water Distribution has reached an agreement with Local 7 to allow subcontracting on utility cut concrete restoration work. This effort is limited to the designated areas and serves only to assist with the backlog of work. This ordinance authorizes the expenditure of funds to repair utility cuts damaged due to water main breaks and is necessary to maintain safe, reliable service. NOW, THEREFORE,

10. [TMP-7899](#) **Authorizing the expenditure of \$46,000 from the Water Operating Fund for the emergency repair of the watermain on Manhattan Blvd at Nearing Ave; authorizing the Mayor to enter into a contract with Crestline Paving and Excavating Co. Inc.; finding that the competitive procurement process was waived under TMC Section 187.20; and declaring an emergency.**

Body: SUMMARY & BACKGROUND:

This ordinance authorizes the emergency repair of the deteriorating watermain within the city's water distribution system on Manhattan Blvd. at Nearing Ave. Due to numerous main breaks over the last forty-five days the city received quotes from three vendors with Crestline being the lowest. This work is necessary to maintain safe, reliable service that will meet the demands in the City of Toledo water distribution system. NOW, THEREFORE,

11. [TMP-7897](#) **Authorizing the expenditure of \$35,692 from the Sanitary Sewer Operating Fund to Taylor Excavating for the emergency replacement and repair of manhole and attached sewer mains located at 2625 Calverton; authorizing the mayor**

to enter into necessary agreements; finding that the competitive bidding requirement was waived under TMC 187.20; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

Sewer inspectors discovered that manhole (MH) #17167, connected to sewer main No. CO60, in the rear of 2625 Calverton was missing the bottom 1/3 of said MH, along with three mains entering said MH. To prevent sewer backups and further damage to the infrastructure a pump was placed and set up on the property to alleviate any backups. The repair was considered an emergency because it needed immediate repair to assure the safety of the citizens. The Department of Public Utilities (DPU) required the expertise and equipment available through a private contractor to complete repairs in August of 2022. TMC Section 187 requires City Council to be informed of the emergency and for authorization to pay the repair. Sufficient funds are available within the DPU operating budget to pay for this emergency sanitary sewer repair. NOW, THEREFORE,

DEPARTMENT OF PUBLIC SERVICE:

12. [TMP-7869](#)

Authorizing the disappropriaton of \$695,700 in the Local Fiscal Recovery Fund; authorizing the appropriation and expenditure of \$1,200,000 from the Local Fiscal Recovery for the purchase of equipment for blight clean-up operations; authorizing the Mayor to enter into contracts for said equipment purchases; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

The Division of Urban Beautification is charged with the responsibility of cleaning up blight within the City of Toledo. Although Urban Beautification has many pieces of equipment, it is necessary to purchase new equipment specifically for blight clean-up. This Ordinance will allow the purchase of two (2) mini non-CDL rated garbage trucks which can empty public trash cans or pick up illegally dumped tires, two (2) mini track loaders which can navigate into nuisance property backyards through fence entryways and small paths, two (2) non-CDL rated grapple trucks with swing arms that can pick up large pieces of bulk debris on the curb side or in the right-of-way,

and the appropriate trailers and crew cab pick-up trucks to haul these pieces of equipment. Currently, the crew is using equipment which is shared with the street repair programs in the Department of Transportation.

As a response to the public health emergency, and the negative impacts the crisis has had on neighborhood blight, the city will be utilizing Local Fiscal Recovery Funds to support the purchase of the above pieces of equipment to improve the health and wellness of struggling neighborhoods. On a daily basis, crews from the Division of Urban Beautification are deployed to areas of the city experiencing excess illegal dumping. Crews collect all debris and dispose at the city's Hoffman Road Landfill. The city will track the pounds of debris and number of tires collected on a daily basis using CityWorks software.

The necessary expenditure is included in the Toledo Recovery Plan and was anticipated for the purchase of the equipment, however due to equipment and price changes, reapportions of funds within specific account codes will need to occur. Ordinance 241-21 appropriated \$695,700 for blight operations for specific equipment and services. This Ordinance disappropriates that amount and re-appropriates it for the equipment anticipated below. All pricing is considered estimated and could change due to today's economic condition. The following items will be purchased:

The total amount to be expended in the above schedule is not to exceed \$1,200,000

13. [TMP-7895](#)

Authorizing the Mayor to enter into contracts for the purchase and refurbishment of replacement equipment and infrastructure for the Hoffman Road Landfill required for operations and to maintain compliance with Ohio EPA; authorizing the expenditure of \$750,000 from the Capital Improvement Fund for said purchases; authorizing the Mayor to enter into agreements using

cooperative purchasing or state term contracts; authorizing the Mayor to accept bids and award contracts necessary to complete landfill development activities; waiving the competitive procurement requirements of TMC Chapter 187; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

This Ordinance authorizes the expenditure of funds from the Capital Improvement (CIP) Fund for the purchase of replacement equipment for the Hoffman Road Landfill. The resources will support replacement of heavy equipment and infrastructure that have surpassed useful life to support operations and regulatory requirements.

The resources will be used for the purchase of a refurbished CAT D8 Dozer, leachate lift station refurbishment, environmental applicator and a roll-off truck.

DEPARTMENT OF TRANSPORTATION:

14. [TMP-7921](#)

Authorizing the mayor to enter into an agreement with and accept financial cooperation from AT&T Ohio in an amount not to exceed \$234,055 for the construction of Secor Road Bridge over Ottawa River; authorizing the acceptance, deposit, appropriation, and expenditure of grant proceeds into the Capital Improvement Project Fund in an amount not to exceed \$234,055 for the construction of Secor Road Bridge over the Ottawa River; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

The Division of Road and Bridge Maintenance has successfully applied for and received funding assistance from OPWC and ODOT for the construction of Secor Road Bridge over the Ottawa River as authorized by Ordinance 162-22. Part of the construction cost includes the replacement of a set of communication lines owned by AT&T Ohio. AT&T Ohio has agreed to pay for the cost associated with the replacement of these communication lines throughout the

construction of the new bridge. NOW, THEREFORE,

15. [TMP-7923](#)

Authorizing the mayor to enter into an agreement with and accept financial cooperation from the Village of Ottawa Hills in an amount not to exceed \$190,000.00 for the construction of Secor Road Bridge over the Ottawa River; authorizing the acceptance, deposit, appropriation, and expenditure of grant proceeds into the Capital Improvement Project Fund in an amount not to exceed \$190,000.00 for the construction of Secor Road Bridge over the Ottawa River; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

The Division of Road and Bridge Maintenance has successfully applied for and received funding assistance from ODOT and OPWC for the construction of the Secor Road Bridge over the Ottawa River as authorized by Ordinance 162-22. Most of the construction will be covered by grant funds. Ottawa Hills has agreed to pay for their portion of the design, engineering, and right-of-way as well as 50% of construction match costs for an amount not to exceed \$190,000.00. NOW, THEREFORE,

16. [TMP-7924](#)

Authorizing the Mayor to enter into contracts for the purchase of capital equipment; authorizing the expenditure of \$1,100,000 from the Capital Fund for the purchase of five (5) Ford F-750 trucks with plows and four (4) Ford F-350 pickup trucks with plows from Brondes Ford; waiving competitive bid and declaring an emergency.

Body: SUMMARY & BACKGROUND:

The Division of Road and Bridge Maintenance is responsible for maintenance and repair of all streets and alleys within the City of Toledo. Equipment is an important part in completing the projects that our city crews are tasked with on a daily basis. Without this equipment it would take crews much longer to complete projects. The division is currently experiencing a decline in working vehicles and is in need of replacement equipment and vehicles. These trucks are currently on the

dealer lot and are ready for purchase. It is the intent of the division to use these trucks within all road and alley repair / maintenance programs. The trucks will also be outfitted with snow plows and salt spreaders and will be utilized for residential plowing operations.

NOW, THEREFORE,

17. [TMP-7894](#)

Authorizing the expenditure of \$100,670 from the Street Construction Maintenance and Repair Fund for the purchase of two pickup trucks for the Division of Traffic Management; authorizing the mayor to enter into the necessary contracts for said purchase; waiving the competitive procurement requirements of TMC Chapter 187; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

The Division of Traffic Management is in need of two (2) pickup trucks for the operation of maintaining the City's pavement markings. This Ordinance authorizes the expenditure of funds needed to purchase two pickup trucks by means of the Street Construction Maintenance and Repair Fund. The total amount to be expended for the vehicles is \$100,670. These vehicles will enable sign and pavement marking personnel to perform their duties in applying pavement marking material to roadways and maintaining a safe environment for the citizens of the City of Toledo to travel. NOW, THEREFORE,

Attachments: [2 quotes](#)

18. [TMP-7911](#)

Authorizing the mayor to enter into a software license agreement with DLT Solutions, LLC for the renewal of 37 Autodesk licenses and related software and maintenance for a period of 12 months; waiving competitive procurement provisions of the TMC Chapter 187; authorizing the expenditure of an amount not to exceed \$22,000 from the Sewer Operating Fund; authorizing the expenditure of an amount not to exceed \$8,000 from the Street Construction

Maintenance and Repair Fund; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

This ordinance waives the competitive bidding requirements of the TMC 187 and further authorizes the expenditure of \$30,000 in order to purchase software license agreements with DLT Solutions, LLC, along with related software and maintenance, for thirty-seven (37) seats of Autodesk. This program is utilized for the design of sewer, water, roadway, and stormwater projects. Funding for this expenditure is included in both Engineering and Construction Management's and Road and Bridge Maintenance's 2022 operating budget.

DLT Solutions, LLC is the Master Government Aggregator for the entire U.S. Market and Government Services Administration (GSA) contract holder for Autodesk; therefore, all quotes created for Autodesk must be generated by DLT. Further, DLT provides free technical support through IMAGINiT, and is designated a platinum partner with Autodesk, providing the highest level of service, support, and training. NOW, THEREFORE,

19. [TMP-7893](#)

Declaring it necessary to improve portions of Dearborn Avenue by installing street lighting; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

The owners of the properties abutting the various streets, listed below, have requested by majority petition that the City install LED street lighting to protect their properties and provide nighttime safety. This resolution proposes to install four (4) streetlights to better illuminate the area.

The total annual cost for the operation and maintenance of the lighting is \$733.02 of which the City's share is \$73.30. Additionally, there is a one-time installation cost of \$17,600 to be paid from the Special Assessment Services Fund. NOW, THEREFORE,

DEPARTMENT OF ECONOMIC DEVELOPMENT:

20. [TMP-7915](#)

Authorizing the Mayor to enter into and execute a Grant Agreement with the Ohio Development Services Agency for the extension of the Greenbelt Parkway project; authorizing the acceptance, deposit, appropriation and expenditure of grant proceeds into the Capital Improvement Fund in the amount of \$500,000 for the extension of the Greenbelt Parkway project; authorizing the Mayor to accept bids and award contracts related to the construction project; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

As part of the Department of Economic Development's efforts to support the expansion of Universal Metals, the State of Ohio Department of Development ("ODOD") has committed to assist the City of Toledo with the extension of the Greenbelt Parkway and resurfacing of Galena Street by providing a \$500,000 grant to offset the City's investment. The Greenbelt Parkway will be extended 330 feet to provide a new primary entrance for Universal Metals. The extension of the Greenbelt Parkway is necessary to support Universal Metals' \$10 million expansion project that will create 60 fulltime equivalent jobs. In addition to the extension of the Greenbelt Parkway, Galena Street will be resurfaced. The total cost of the reconstruction project is estimated to be \$1,737,500 and is currently scheduled for 2023. The City has also been awarded a \$245,000 grant from the Ohio Department of Transportation's Jobs and Commerce Program to offset the City's investment in the project. Therefore, the City's portion of the reconstruction project is \$992,500 and the Department of Transportation will be including this amount in its proposed 2023 Matches and Planning budget.

NOW, THEREFORE,

21. [TMP-7916](#)

Authorizing the Mayor to enter into and execute a Jobs and Commerce Economic Development Program Grant Agreement with the State of Ohio Department of Transportation for the extension of the Greenbelt Parkway; authorizing the

acceptance, deposit, appropriation and expenditure of grant proceeds into the Capital Improvement Fund in the amount of \$245,000 for the extension of the Greenbelt Parkway; authorizing the Mayor to accept bids and award contracts related to the construction project; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

As part of the Department of Economic Development's efforts to support the expansion of Universal Metals, the State of Ohio Department of Transportation ("ODOT") has committed to assist the City of Toledo with the extension of the Greenbelt Parkway and resurfacing of Galena Street by providing a \$245,000 grant to offset the City's investment. The Greenbelt Parkway will be extended 330 feet to provide a new primary entrance for Universal Metals. The extension of the Greenbelt Parkway is necessary to support Universal Metals' \$10 million expansion project that will create 60 fulltime equivalent jobs. In addition to the extension of the Greenbelt Parkway, Galena Street will be resurfaced. The total cost of the reconstruction project is estimated to be \$1,737,500 and is currently scheduled for 2023. The City has also been awarded a \$500,000 grant from the Ohio Department of Development's 629 Program to offset the City's investment in the project. Therefore, the City's portion of the reconstruction project is \$992,500 and the Department of Transportation will be including this amount in its proposed 2023 Matches and Planning budget.

NOW, THEREFORE,

22. [TMP-7914](#)

Authorizing the Mayor to enter into and execute a Jobs and Commerce Economic Development Program Grant Agreement with the State of Ohio Department of Transportation for the reconstruction of 13th Street; authorizing the acceptance, deposit, appropriation and expenditure of grant proceeds into the Capital Improvement Fund in the amount of \$200,000 for the reconstruction of 13th Street; authorizing the

Mayor to accept bids and award contracts related to the construction project; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

As part of the Department of Economic Development's efforts to attract Bitwise Industries to Toledo, the State of Ohio Department of Transportation ("ODOT") has committed to assist the City of Toledo with the reconstruction of 13th Street by providing a \$200,000 grant to offset the City's investment. 13th Street will be reconstructed between Madison and Jefferson Avenues to accommodate Bitwise's \$38 million redevelopment of the Jefferson Center that will create 378 fulltime equivalent jobs. The total cost of the reconstruction project is estimated to be \$418,000 and is currently scheduled for 2023. The City's portion of the reconstruction project is \$218,000 and the Department of Transportation will be including this amount in its proposed 2023 Matches and Planning budget.

NOW, THEREFORE,

23. [TMP-7917](#)

Authorizing the expenditure of \$210,000 from the General Fund for the Façade Improvement Grant Program; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

The Façade Improvement Grant (FIG) program was designed to help property owners transform the facade of commercial, industrial, and mixed-use buildings, thus catalyzing additional development in areas of Toledo that have experienced disinvestment. The program provides a matching grant of \$10,000 to \$40,000 to reimburse eligible expenses associated with a comprehensive facade improvement. Building owners are required to provide a 50% match and must either occupy the space as a business owner or actively market the space for lease.

The initial funding in the 2022 General Fund budget of \$210,000 has been expended, facilitating exterior improvement of 5 properties, leveraging additional private investment of \$579,089 in façade improvements and \$2,186,460 in additional building improvements.

Outreach activities by the Department of Economic Development have resulted in increased applications for the program, including applications from neighborhoods that have not received FIG funds previously, including East Toledo, Lagrange, Middle Grounds and South Toledo. The Department has 6 pending applications that are subject to funding availability that are estimated to leverage \$2.4 million in additional private investment.

This ordinance requests the expenditure of \$210,000 from the General Fund for the Facade Improvement Grant program, to be administered by the Department of Economic Development. NOW,
THEREFORE,

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

[TMP-7939](#)

Zone change at 415 N. Michigan St.

Body: SUMMARY & BACKGROUND:

Attachments: [Plan Commission Report](#)

[TMP-7940](#)

SUP for day care center at 3104 Nebraska Ave.

Body: SUMMARY & BACKGROUND:

Attachments: [Plan Commission Report](#)

[TMP-7941](#)

**Amend SUP for parking lot modifications at 333 14th St.
for Toledo School for the Arts.**

Body: SUMMARY & BACKGROUND:

Attachments: [Plan Commission Report](#)

[TMP-7942](#)

**Historic Landmark Designation for Thurgood Marshall
Building at 424 E. Manhattan Blvd.**

Body: SUMMARY & BACKGROUND:

Attachments: [Plan Commission Report](#)

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

[TMP-7943](#) **Historic Landmark Designation at 1301 Adams St.**

Body: SUMMARY & BACKGROUND:

Attachments: [Plan Commission Report](#)

ITEM LIKELY TO BE RELIEVED OF COMMITTEE OF THE WHOLE:

[O-023-22](#) **Amending Toledo Municipal Code (TMC), Part Eleven, Subsection 1115.0500 Violations, Penalties & Enforcement and Part Seventeen, Subsection 1726.99 Public Nuisances Prohibited; Penalty; Fines; Cash bond; and declaring an emergency.**

Body: SUMMARY & BACKGROUND:

The request is a text amendment to modify Toledo Municipal Code (TMC) §1115.0500 - *Remedies & Enforcement Powers* so that the Division of Code Enforcement is better able to enforce the Toledo Zoning Code. The current TMC§1115.0500 identifies the fee of a Zoning Code penalty, however it does not allow the Division of Code Enforcement to elevate the violation if the issue is not rectified. There have also been issues with citing Zoning violations due to a lack of clarity in the Code. Allowing Code Enforcement to elevate a Zoning violation will better resolve Zoning issues within the City of Toledo, as well as benefit the welfare of City of Toledo citizens.

Currently, when the Division of Code Enforcement or the Division of Building Inspections receives a complaint about a property that is in violation of the Toledo Zoning Code, they verify the complaint and then issue penalties in the amount of \$300, with a \$20 late penalty per day after fifteen (15) days of the violation notice. This amount is very low in today’s standards, and does not change with severity of the violation. The Zoning Code addresses a wide variety of land use requirements. Some violations can affect the health and safety of Toledo residents, while others are more aesthetic in nature. Allowing Code Enforcement to identify the degree of violation and issuing a suitable penalty based on the severity and impact will result in better

Zoning Code Enforcement.

Another correction of the Toledo Municipal Code will be made to TMC§1726.99 - *Public Nuisance Prohibited; Fines; Cash Bond*. This section of the TMC is the Section which the Division of Code Enforcement uses to issue fees and penalties for any City nuisance. Currently, Sections of the TMC listed include portions of the Streets, Utilities and Public Services Code; the Sign Code; and, the Health Code. The Zoning Code needs to be added to TMC§1726.99, and the Zoning Code also needs to reference TMC§1726.99. This cross-reference will add additional certainty that penalties can be legally issued and enforced by City staff.

Lastly, how the Toledo Municipal Code is currently written, penalties may only be enforced by the Commissioner of Building Inspection and/or the Commissioner of Code Enforcement, not the Planning Director. This is due to the lack of inspectors on Plan Commission staff. Now, the Plan Commission is in the process of expanding its duties to include enforcement, and Plan Commission staff will work with Code Enforcement and Building Inspections to take on more responsibilities. By providing the Planning Director with enforcement powers, future Zoning Inspectors will be able to enforce the Zoning Code.

This text amendment will provide better enforcement powers of the City of Toledo, and staff will better enforce Zoning violations. Additionally, this text amendment will improve the health, safety, and welfare of City of Toledo citizens.

Attachments:

[Plan Commission Report](#)

[Audio: Zoning & Planning Committee 1/5/2022](#)

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

[Audio: Agenda Review 1/11/2022](#)

[Audio: City Council 1/18/2022](#)

Legislative History

1/18/22

City Council

First Reading

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.