



City of Toledo

One Government Center
Toledo, OH 43604

Agenda Review City Council

Tuesday, November 1, 2022

1:50 PM

Council Chambers

Special Meeting of Council :: Agenda Review for the November 9, 2022 Meeting of Toledo City Council

[STTL-AgRev-20
22111](#)

SPECIAL COUNCIL MEETING 1:55 p.m. 11/1/2022

[SCM2022111](#)

AGENDA REVIEW FOR THE NOVEMBER 9, 2022 MEETING OF TOLEDO CITY COUNCIL

COUNCILWOMAN McPHERSON PRESENTS:

[TMP-8110](#) Memorialize Mattie G. McAlister.

APPOINTMENTS FROM THE OFFICE OF THE MAYOR:

[TMP-8112](#) Appointment - Toledo Urban Forestry Commission

Attachments: [Toledo Urban Forestry Comm](#)

[TMP-8113](#) Appointments - Toledo Urban Forestry Commission

Attachments: [Toledo Urban Forestry Comm](#)

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).

Attachments: [Audio: Agenda Review 9/20/22](#)
[Audio: City Council 10/11/2022](#)
[Audio: Agenda Review 10/4/2022](#)

Legislative History

9/13/22	City Council	First Reading
9/27/22	City Council	held
10/11/22	City Council	held
10/25/22	City Council	held

[O-554-22](#)

Authorizing the appropriation and transfer of \$305,730.61 of abandoned “fire damaged structures, repair or removal” funds as identified in TMC 1726.07 from the Non-Fiduciary General Fund to the General Fund; authorizing the appropriation of \$305,730.61 from the General Fund and the transfer of same to the Demolition Expendable Trust Fund; authorizing the appropriation and expenditure of \$305,730.61 from the Demolition Expendable Trust Fund for the demolition of privately owned and abandoned structures identified as a public nuisance; authorizing the Mayor to accept bids and enter into necessary contracts for demolition

services; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

The Toledo Municipal Code was adopted to allow for the deposit of escrow funds from insured properties suffering fire damage. These funds are deposited by insurance companies with the City of Toledo when a property owner files a private property fire damage claim within the municipality. The funds are held in a separate account. The insured is notified by the city that the funds have been received and placed in escrow. This account is commonly referred to as the “fire escrow account.” The funds are held in trust for the use of the city to remove, secure, or repair the damaged structure in lieu of the insured’s failure to do so. If the insured performs, provides proof of action, and all other legal terms are met, the funds are released. Pursuant to Ohio Revised Code §9.39, deposits which remain unclaimed in the account in excess of five (5) years are considered abandoned. After such time, these funds revert to the city’s General Fund. This Ordinance authorizes the transfer of these funds to the General Fund for further appropriation and expenditure to abate nuisance properties.

Attachments: [Bulk Release List](#)
[Lucas County Land Bank, Demolition Program](#)

Legislative History

10/25/22 City Council First Reading

COUNCIL MEMBERS HOBBS AND WILLIAMS PRESENT:

[TMP-8114](#) Designating Henry Clark Way.

COUNCILMAN HOBBS PRESENTS:

[TMP-8115](#) Designating Dennis Hopson Way.

COUNCILWOMAN MORRIS PRESENTS:

[TMP-8116](#) Authorizing the expenditure of \$75,361.20 from the Capital Improvement Fund District Improvement Program for the Military Memorial Path at Bay View Park; authorizing the Mayor to execute the necessary

contract; and declaring an emergency.

Body: SUMMARY & BACKGROUND:
The Military Memorial Pathway submitted a District Improvement Program application for the Military Memorial Path at Bay View Park. The District Improvement Review Committee convened on October 26, 2022, and recommended approval of this application in an amount of \$75,361.20.

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

ITEM FROM TOLEDO MUNICIPAL COURT:

[TMP-8117](#)

Authorizing the Clerk of Toledo Municipal Court to enter into an agreement with FriendsOffice, LLC for the purchase of case file folders for \$40,560; and declaring an emergency.

Body: SUMMARY & BACKGROUND:
In 2021, the Toledo Municipal Court Clerk's Office processed 45,395 cases. Each case is assigned an individual file folder for all documents associated with that case. File folders are necessary for efficient recordkeeping and case processing.

The Clerk of Toledo Municipal Court solicited bids for the bulk printing of Case File Folders and Case File Inserts. The bid from FriendsOffice, LLC met the Clerk's specifications and was selected. The total bid price was \$40,560.00.

DEPARTMENT OF PARKS & YOUTH SERVICES:

1. [TMP-8074](#)

Authorizing the Mayor to enter into a lease agreement with Sylvania Tam-O-Shanter Sports Inc. ("STOSS") for the purpose of the continued operation and maintenance of the Ottawa Park Ice Rink for public use; waiving the competitive bidding and 30-day notice requirement of Toledo Municipal Code Section 187.19; authorizing the acceptance and deposit of lease proceeds into the General Fund; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

This legislation authorizes the Mayor to enter into a new lease for an initial term of five (5) years with five (5) renewals for five (5) years each at an annual rent of \$5.00 per year. Operating expenses are to be paid by STOSS.

STOSS shall pay to the City, without invoice and by January 31st of each year, fifty percent (50%) of all Net Revenue for the previous calendar year but not to exceed the fair market leasehold value of the Ottawa Park Ice Rink.

Both the City and STOSS agree to meet annually to discuss long-term maintenance issues and approve a schedule of capital improvements to the Premises. STOSS agrees to direct, manage and pay for improvements based upon the agreed upon schedule. Any costs associated with long-term maintenance and capital improvements born by STOSS will be deducted from any rent payments made to the City. The City in turn agrees to pursue the mutually agreed upon schedule of capital improvements to the premises subject to City Council approval.

STOSS shall have the right to use the Premises for the purpose of operating a public ice rink, which includes all activities related to or in furtherance of the operation of same including but not limited to public recreational and instructional ice and figure skating, ice hockey, roller hockey, related equipment rentals, and food and beverage concessions. No assignments or sublease rentals will be permitted without the prior written consent of City.

2. [TMP-8084](#)

Authorizing the expenditure of an amount not to exceed \$250,000 from the Capital Improvement Fund for replacement of playground equipment at Drummond Woods Park; authorizing the Mayor to utilize a purchasing consortium for equipment, accept bids for installation, and award contracts for said purposes; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

This ordinance authorizes expending up to \$250,000 to replace playground equipment at Drummond Woods Park. An evaluation of

the play equipment at Drummond Woods Park resulted in a recommendation of replacement due to the age, condition, heavy use volume of the playground. New equipment has been selected that will increase the quality of play, capacity, and the safety of neighborhood children visiting this park. Funds for this project were allocated in the approved mid-year budget adjustment to the Capital Improvement fund.

3. [TMP-8073](#)

Authorizing the expenditure of an amount not to exceed \$75,000 from the Capital Improvement Fund for the purchase and installation of replacement playground equipment at Corbin Park; authorizing the Mayor to utilize a purchasing consortium, to accept bids, and to award contracts for said purpose; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

This ordinance authorizes expending up to \$75,000 to replace playground equipment at Corbin Park. An evaluation of the play equipment at Corbin Park resulted in a recommendation of replacement due to the age and the condition of the playground. New equipment has been selected that will increase the quality of play and the safety of neighborhood children visiting this park. Funds for this project were allocated in the approved mid-year budget adjustment to the Capital Improvement fund.

DEPARTMENT OF POLICE OPERATIONS:

4. [TMP-8040](#)

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 2021-PS-PSN-439 grant in the amount of \$16,413.48 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 \$16,413.48 from grant funds under the 2021-PS-PSN-439 Project Safe Neighborhood (PSN) program to support funding of the Toledo Police Department. The funds will be used for overtime. There are no matching requirements.

DEPARTMENT OF FIRE & RESCUE OPERATIONS:

5. [TMP-8086](#) **Authorizing the Mayor to enter into agreements and award contracts for the purchase of Fire Department Self-Contained Breathing Apparatuses (SCBAs) and related equipment in an amount not to exceed \$3,200,000.00; authorizing the expenditure of the same from the Capital Improvement Fund for said purchase contracts; waiving the competitive bidding requirements of TMC Chapter 187; and declaring an emergency.**

Body: SUMMARY & BACKGROUND:

SCBAs are mission-critical safety devices requisite to all immediately dangerous to life and health (IDLH) operations, including most fire ground functions, rescues, and similar activities. Accordingly, said equipment adheres to strict industry maintenance schedules requiring a ready supply of repair parts that are increasingly more difficult to procure due to current complement age. This is further complicated by the fact that our current model ended production over eight years ago, essentially rendering them end-of-service life.

This Ordinance permits the replacement of all end-of-service-life units, per manufacturer recommendations, as a safety measure that ensures firefighter welfare whilst operating in IDLH environments.

Attachments: [Service Life Letter](#)

6. [TMP-8085](#) **Authorizing the expenditure of an amount not to exceed \$1,300,000 from the Capital Improvement Fund for Fire Station improvements; authorizing the Mayor to accept bids and award contracts for said improvements; and declaring an emergency.**

Body: SUMMARY & BACKGROUND:

This Ordinance authorizes the expenditure of approved Capital

Improvement Plan (CIP) funds for various improvements and renovation projects at the Fire and Rescue Department's buildings. Said improvements will be prioritized by need and include, but are not limited to, station roofs, multiple concrete jobs, parking lot pavement, HVAC and vehicle building exhaust systems, windows, kitchen remodels, parking lot security fencing, overhead doors, office remodeling, station equipment, station security improvements/card readers, mold and mildew remediation, etc. Please see the attached supporting documents for specific project details.

Attachments: [Addendum A](#)

DEPARTMENT OF TRANSPORTATION:

7. [TMP-8056](#) **Authorizing the mayor to enter into agreements to update the pavement condition index ratings for the improved residential roadway system and pavement management system; waiving the competitive bidding requirements of TMC Chapter 187; and declaring an emergency.**

Body: SUMMARY & BACKGROUND:

The contract will utilize approximately \$330,000 of already appropriated funding that was appropriated and authorized for expenditure under ordinances 109-18, 186-19, and 12-22. This ordinance allows the mayor to waive the competitive bidding requirements of the TMC Chapter 187 and enter into a contract with Engineering & Research International, Inc. (ERI) to update the pavement condition index (PCI) ratings for the improved residential roadway system and the pavement management system. It is necessary to utilize ERI for this project to maintain consistency in the rating of the roadways and for additional updating of the pavement management system as they were the firm that built our pavement management system and provided the PCI ratings in 2017 and 2020. Ratings are done on a 3-year cycle. It is critical that ERI be utilized to maintain consistency in the PCI ratings and consistency of the data in the pavement management system.

8. [TMP-8079](#) **Authorizing the expenditure of \$55,000 from the Street Construction Maintenance and Repair Fund for the**

purchase of one pickup truck for the Division of Traffic Management; waiving the competitive procurement requirements of TMC Chapter 187; authorizing the mayor to enter into the necessary contracts for said purchase; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

The Division of Traffic Management is in need of one (1) pickup truck for the operation of maintaining the City's infrastructure for traffic signals and fiber optic communications. This Ordinance authorizes the expenditure of funds needed to purchase one pickup truck by means of the Street Construction Maintenance and Repair Fund. The total amount to be expended for the vehicle is \$55,000. The vehicle will enable traffic signal personnel to perform their duties in building, repairing, and maintaining the traffic signals for the citizens of the City of Toledo to travel.

DEPARTMENT OF PUBLIC SERVICE:

9. [TMP-8095](#) **Authorizing the expenditure of an amount not to exceed \$85,000 from the Capital Improvement Fund for the replacement of one (1) Ford F-550 Dump Truck with plow from Baumann Ford Oregon; authorizing the Mayor to award contracts for said purchase; 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. The division is currently experiencing a decline in working vehicles and is in need of replacement equipment and vehicles. This Ford F-550 dump truck is currently on the dealer lot at Baumann Ford Oregon and is ready for purchase. It is the intent of the division to use this truck within all road and alley repair / maintenance programs. The truck will also be outfitted with a snow plow. This Ford F-550 dump truck will be a replacement to a current out of service one-ton dump truck. This purchase will be funded from Capital Funds from Ordinance 529-22 and will not exceed the ordinances approved funding.

10. [TMP-8080](#)

Authorizing the Mayor to enter into a grant agreement with the State of Ohio Environmental Protection Agency (OEPA) and accept a grant in an amount not to exceed \$100,000 from the OEPA Litter Management Grant Program; authorizing the deposit, appropriation and expenditure of said funds from the Operation Grants Fund; authorizing the Mayor to enter into or amend contracts for program services; waiving the competitive procurement requirements of TMC Chapter 187; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

The Division of Urban Beautification recognizes that tire disposal and recycling is an essential component in reducing blight in our community. The Tire Amnesty Program will address this city-wide problem, in cooperation with the Lucas County Solid Waste Management District, to provide City of Toledo residents an opportunity to properly recycle tires at a nominal cost of \$.50 per tire. These grant dollars will be spread across several tire amnesty events from July 1, 2022 through June 30, 2023, with the concentrated effort of recycling a large volume of material.

11. [TMP-8081](#)

Authorizing the appropriation and expenditure of \$500,000 from the Local Fiscal Recovery Fund for the city's Tree Planting Program; authorizing the Mayor to accept bids and award contracts; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

The city received \$180.9 million through the American Rescue Plan Act (ARPA), which can be used for the investment of creating and maintaining safe and livable neighborhoods. The Toledo Recovery Plan framework under Ordinance 530-21 included \$500,000 for the city tree canopy in eligible neighborhoods.

Investing in neighborhood green spaces and tree cover promotes healthier living environments and improved mental health outcomes. According to the U.S. Department of Agriculture, an ideal percentage of urban tree cover for Toledo is 35-40 percent of each neighborhood.

Tree coverage is beneficial for many reasons including, reducing energy usage, removing harmful air pollutants, reducing city temperatures, slowing traffic and promoting physical activity.

Attachments: [SMART](#)
[ARPA Questionnaire](#)

12. [TMP-8083](#) **Authorizing the expenditure of an amount not to exceed \$85,000 from Assessed Services Fund for the repair of street sweeping equipment used by the Division of Urban Beautification; authorizing the Mayor to enter into a contract with Brown Equipment Company; waiving the competitive procurement requirements of TMC Chapter 187; and declaring an emergency.**

Body: SUMMARY & BACKGROUND:
Purchased in 2015, this Global M3 street sweeper was placed into service with a very distinct paint job and decals. Also known as the ‘pink sweeper,’ this Global M3 sweeper was the focus of a direct effort to bring awareness to breast cancer, and demonstrate the city’s support for that awareness. Through the procurement process, the city arranged for the pink paint job and decals as a custom addition to the equipment and, in turn, the company who completed that work donated to our local cancer society for this project. Through years of sweeping heavy materials off roadways, the pink sweeper needs significant repair. The cost of a new sweeper averages \$250,000, which leads us to repair instead of replacement.

DEPARTMENT OF BUILDING & CODE COMPLIANCE:

13. [TMP-8089](#) **Authorizing the expenditure of \$40,500 from the Community Development Block Grant Fund for the provision of code compliance process improvement consulting services; authorizing the Mayor to enter into a contract for consulting with Woolpert; waiving the competitive bidding requirements of TMC Chapter 187; and declaring an emergency.**

Body: SUMMARY & BACKGROUND:
This ordinance authorizes the Mayor to enter into an agreement for Code Compliance process improvement consulting. The consultants

will evaluate the City's existing organizational, operational and technology practices related to Code Compliance and recommend best practices that align with the Community Progress Report.

DEPARTMENT OF HUMAN RESOURCES:

14. [TMP-8090](#) **Authorizing the Mayor to enter into a three (3) year Professional Services Agreement with B. Stahl & Associates, for the provision of providing organizational effectiveness and cultural transformation assistance; authorizing the expenditure of funds not to exceed \$150,000.00 in payment of services; waiving the competitive procurement requirements of TMC 187; and declaring an emergency.**

Body: SUMMARY & BACKGROUND:

The City seeks to enter a professional services contract with B. Stahl & Associate for organizational consulting services and assist the administration in the facilitating of strategic and sustainable change by working with the Administration to identify, utilize and build the City of Toledo's internal capacity and capabilities over the next three (3) years, as well as to surface and navigate improved structure, systems and processes. This engagement will allow the city the advance a legacy of performance for future administrations.

DEPARTMENT OF INFORMATION TECHNOLOGY:

15. [TMP-8088](#) **Authorizing the appropriation and expenditure of \$50,875 from the General Fund for the provision of re-keying the entrances to all city offices at One Government Center; authorizing the Mayor to enter into a contract for said services; waiving the competitive procurement requirements of Toledo Municipal Code Chapter 187; and declaring an emergency.**

Body: SUMMARY & BACKGROUND:

Due to increased security requirements, there is a need to purchase and install new and consistent locking mechanisms for the entrances to the city-owned offices at One Government Center. Additionally, a key tracking system will be implemented and monitored by the Safety

Director, who will be in charge of the distribution and returning of those with keys to the various offices.

This implementation will both increase security surrounding access to these floors as well as establish a much-needed monitoring system for tracking the keys.

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

[TMP-8118](#)

Declaring the vacation of the 20-foot alley lying east of Warwick Avenue, west of Alldays Avenue and south of Dorr Street all within the subdivision of “Extention of Norwood”, in the City of Toledo, Lucas County, Ohio; and declaring an emergency.

Body: SUMMARY & BACKGROUND:

The Council of the City of Toledo, by Resolution No. 511-09 adopted on September 1, 2009, declaring its intent to vacate a 20-foot alley lying east of Warwick Avenue, west of Alldays Avenue and south of Dorr Street all within the subdivision of “Extention of Norwood”, in the City of Toledo, Lucas County, Ohio.

On December 3, 2009, the Toledo City Plan Commission recommended approval of the request for the vacation of a 20-foot alley lying east of Warwick Avenue, west of Alldays Avenue and south of Dorr Street all within the subdivision of “Extention of Norwood”, in the City of Toledo, Lucas County, Ohio.

The City Council Zoning and Planning Committee on January 6, 2010, sent as approved the request for the vacation of a 20-foot alley lying east of Warwick Avenue, west of Alldays Avenue and south of Dorr Street all within the subdivision of “Extention of Norwood”, in the City of Toledo, Lucas County, Ohio.

The Board of Revision met on February 12, 2010 and approved the request for the vacation of a 20-foot alley lying east of Warwick Avenue, west of Alldays Avenue and south of Dorr Street all within the

subdivision of "Extention of Norwood", in the City of 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 \$659.00 have been paid.

THE CLERK REPORTS:

[TMP-8119](#)

Declaring the intent to vacate right of way located west of the relocated Angola Road and Airport Highway, all within the City of Toledo, Lucas County Ohio; and declaring an emergency.

Body:

SUMMARY & BACKGROUND:

Petitioner has filed a request to vacate the area of land, right of way, located at the intersection of Angola Road and Airport Highway, in Toledo, Lucas County Ohio.

[TMP-8120](#)

Declaring the intent to vacate an Alley being 14.0 feet wide and 120.0 feet in length lying adjacent to lots 384 thru 387 and 802 all within the Plat of "Extention of Norwood", all within the City of Toledo, Lucas County Ohio; and declaring an emergency.

Body:

SUMMARY & BACKGROUND:

Petitioner has filed a request to an Alley being 14.0 feet wide and 120.0 feet in length lying adjacent to lots 384 thru 387 and 802 all within the Plat of "Extention of Norwood", in Toledo, Lucas County Ohio.

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.