



City of Toledo
City Council
Formal Agenda

One Government Center
Toledo, OH 43604

Tuesday, September 13, 2022

4:00 PM

Council Chambers

[STT-TCC20220913](#)

Post Meeting Speech to Text Transcript Video
Link

COUNCIL MEMBERS MORRIS AND WHITMAN PRESENT:

[R-419-22](#)

Recognizing Clara Petty of the Monroe Street
Neighborhood Center on her retirement.

COUNCILWOMAN MORRIS PRESENTS:

[R-420-22](#)

Recognizing Rico Neller, the 1989 founder of
La Prensa Publications, for his lifelong
dedication to promoting the Latin/Hispanic
community, language and culture.

SECOND READING ITEMS:

[O-347-22](#)

Amending the Toledo Municipal Code by
enacting a new Chapter 556, Closed Captioning.

Legislative History

7/19/22	City Council	First Reading
8/16/22	City Council	held

[O-348-22](#)

Amending the Toledo Municipal Code by
enacting a new Section 1777.18, Pesticide
Prohibition and Transparency; and declaring an
emergency.

Legislative History

7/19/22	City Council	First Reading
8/16/22	City Council	held

[O-349-22](#)

Repealing Toledo Municipal Code section 1513.13, “Spill notification” and enacting a new section 1513.13, “Spill Notification and Public Right to Know.”

Legislative History

7/19/22	City Council	First Reading
8/16/22	City Council	held

[O-417-22](#)

Authorizing appropriations and budget adjustments within the 2022 Approved Operating and Capital Improvement Budgets; and declaring an emergency.

Attachments:[Mid-Year Adjustments](#)**Legislative History**

8/16/22	City Council	First Reading
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COUNCILWOMAN WILLIAMS PRESENTS:[R-421-22](#)

Designating Murphy’s Place.

COUNCIL MEMBERS WILLIAMS AND HOBBS PRESENT:[O-422-22](#)

Authorizing the expenditure of \$2,589 from the Capital Improvement Fund District Improvement Program for a new sign designating the Honorable Myron Duhart Park; authorizing the Mayor to execute the necessary contract; and declaring an emergency.

Attachments:[Application](#)**COUNCIL MEMBERS GRIM, HOBBS, McPHERSON AND KOMIVES PRESENT:**[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.

DEPARTMENT OF DIVERSITY, EQUITY & INCLUSION:

[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.

DEPARTMENT OF FINANCE:

[O-425-22](#)

Authorizing the mayor to enter into a contract extension for banking services for the three-month period of October 1, 2022 to December 31, 2022; authorizing the expenditures for banking services; and declaring an emergency.

[O-426-22](#)

Providing for the issuance and sale of Notes for the purpose of paying, in anticipation of the levy and collection of special assessments, a portion of the cost of (i) lighting streets, alleys and other public ways of the City, (ii) sprinkling, sweeping, cleaning and removing snow from streets, alleys and other public ways of the City and (iii) controlling blight and disease of shade trees within rights of way and planting, maintaining, trimming and removing shade trees in and along streets of the City, all during the year 2022; authorizing the execution and delivery of a Trust Agreement securing the payment of the Notes; authorizing the execution and delivery of certain other documents in

connection with the issuance of the Notes; and declaring an emergency.

[O-427-22](#)

Providing for the issuance and sale of bonds in the maximum principal amount of \$1,750,000 for the purpose of paying costs of improving the City's recreational facilities by constructing a multi-use path along the Anthony Wayne Trail between South Avenue and Glendale Avenue including paving and installing median islands, pedestrian ramps, lighting, signage and traffic signs and signalization; and declaring an emergency.

[O-428-22](#)

Providing for the issuance and sale of bonds in the maximum principal amount of \$1,800,000 for the purpose of paying costs of acquiring an aerial platform ladder truck and related equipment for use by the City's Department of Fire and Rescue Operations; and declaring an emergency.

[O-429-22](#)

Providing for the issuance and sale of bonds in the maximum principal amount of \$3,300,000 for the purpose of paying costs of improving the City's street system, in cooperation with the Department of Transportation of the State of Ohio and otherwise, by (i) improving streets by constructing, reconstructing and rehabilitating the pavement base, bridges, curbs, drainage improvements, driveway approaches, pedestrian ramps, bicycle paths and sidewalks, widening, realigning, adjusting radius cutbacks, manholes and catch basins, preparing the surface and surfacing and resurfacing, and installing traffic signs, signals and signalization, where necessary, and (ii) improving bridges by constructing,

reconstructing, replacing, rehabilitating, restoring and widening bridge decks, supporting piers, abutments, arches, beams, columns and other structural steel components and bridge bearing systems and related embankments and drainage facilities, restoring and installing expansion joints, bridge railings and traffic barrier railings and constructing, reconstructing and rehabilitating the pavement base, curbs, drainage improvements, driveway approaches, bicycle paths and sidewalks and surfacing and resurfacing the roadway on those bridges and approaches to those bridges, where necessary, in each case as designated in the plans approved or to be approved by Council; and declaring an emergency.

[O-430-22](#)

Providing for the issuance and sale of bonds in the maximum principal amount of \$8,300,000 for the purpose of paying costs of improving the City's street system, in cooperation with the Department of Transportation of the State of Ohio and otherwise, by improving certain designated streets by constructing, reconstructing and rehabilitating the pavement base, bridges, curbs, drainage improvements, driveway approaches, pedestrian ramps, bicycle paths and sidewalks, widening, realigning, adjusting radius cutbacks, manholes and catch basins, preparing the surface and surfacing and resurfacing, and installing traffic signs, signals and signalization, where necessary, and improving certain designated bridges by constructing, reconstructing, replacing, rehabilitating, restoring and widening bridge decks, supporting piers, abutments, arches,

beams, columns and other structural steel components and bridge bearing systems and related embankments and drainage facilities, restoring and installing expansion joints, bridge railings and traffic barrier railings and constructing, reconstructing and rehabilitating the pavement base, curbs, drainage improvements, driveway approaches, bicycle paths and sidewalks and surfacing and resurfacing the roadway on those bridges and approaches to those bridges, where necessary; and declaring an emergency.

[O-431-22](#)

Providing for the issuance and sale of bonds in the maximum principal amount of \$10,620,000 for the purpose of refunding for debt charges savings certain of the City's outstanding Capital Improvement and Refunding Bonds, Series 2012, dated October 9, 2012; and declaring an emergency.

[O-432-22](#)

Providing for the issuance and sale of bonds in the maximum principal amount of \$18,000,000 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.

[O-433-22](#)

Providing for the issuance and sale of bonds in the maximum principal amount of \$700,000 for the purpose of paying pay a portion of the costs of improving the City's storm water drainage system by constructing a storm water sewer main from an existing main at a point in Central Avenue just west of its intersection with Upton

Avenue southwesterly in City streets and easements acquired and to be acquired approximately 1,400 feet to connect to an existing main in ProMedica Parkway; and declaring an emergency.

DEPARTMENT OF HOUSING & COMMUNITY DEVELOPMENT:

[O-434-22](#)

Authorizing the appropriation and expenditure of \$1,000,000 from the Local Fiscal Recovery Fund as included in the Toledo Recovery Plan; authorizing the Mayor to enter into an agreement with Metroparks Toledo for the development and construction of the Glass City Enrichment Center located in the Glass City Metropark; and declaring an emergency.

Attachments:

[ARPA Final Rule](#)

[O-435-22](#)

Authorizing the Mayor to enter into a Swayne Field Visioning Study Grant Agreement with the Lucas County Land Reutilization Corporation; authorizing the deposit appropriation, and expenditure of an amount not to exceed \$22,500.00 from the Operations Grant Fund for the purposes of a Swayne Field Visioning Study; authorizing the Mayor to enter into a Swayne Field Urban Design and Visioning Agreement with The Collaborative, Inc.; waiving the competitive procurement provisions of Toledo Municipal Code 187; and declaring an emergency.

DEPARTMENT OF PARKS & YOUTH SERVICES:

[O-436-22](#)

Authorizing the expenditure of \$500,000 from the General Fund for 2022 School-year youth engagement, mentoring, and development

initiatives; authorizing the movement of \$195,500 from summer youth programming to be re-allocated to schoolyear youth engagement, mentoring, and development initiatives; authorizing the Mayor to enter into necessary agreements for these initiatives; and declaring an emergency.

Attachments:

[Schedule A](#)

DEPARTMENT OF POLICE OPERATIONS:

[O-437-22](#)

Authorizing the Mayor to enter into a three-year agreement with Fusus, Inc.; authorizing the Law Enforcement Trust Fund expenditure of an amount not to exceed \$375,000 for a three-year software as a service enterprise package with Fusus, Inc.; waiving the competitive bidding requirements of TMC Chapter 187; and declaring an emergency.

DEPARTMENT OF LAW:

[O-438-22](#)

Authorizing the Mayor to purchase a Commercial Boat/Yacht insurance policy from Markel American Insurance Company protecting City's North River Sounder dive boat and trailer for a period of one year with an option to renew for three additional one-year periods subject to available annual appropriation; further authorizing the expenditure from the City's Risk Management Fund; waiving competitive procurement requirements of TMC 187; and declaring an emergency.

DEPARTMENT OF FIRE & RESCUE OPERATIONS:

[O-439-22](#)

Authorizing the Mayor to accept a \$10,000 grant from the Lucas County Regional Health District for TFRD's Drug Overdose Prevention Program (The Leave it Behind initiative); authorizing the Mayor to accept bids and award contracts for relevant EMS supply and equipment purchases; authorizing the deposit, appropriation, and expenditure of \$10,000 for the same; and declaring an emergency.

[O-440-22](#)

Repealing Section 4 of Ordinance 77-22 and enacting new Section 4; and declaring an emergency.

Attachments:[Ord. 77-22](#)**DEPARTMENT OF PUBLIC UTILITIES:**[O-441-22](#)

Authorizing the mayor to enter into a one-year lease agreement with the option to renew an additional one year with the Ohio Building Company, Ltd., for 1,475 square feet of customer service space for the Division of Utilities Administration, in the Ohio Building located at 420 Madison Avenue; authorizing the appropriation of \$32,170 from the unappropriated Utility Administration Fund; authorizing the expenditure of \$32,170 for said lease; and declaring an emergency.

[O-442-22](#)

Authorizing the disappropriation of funds to facilitate the closure of various projects in the Sewer Replacement Fund totaling \$2,376,555; and declaring an emergency

[O-443-22](#)

Authorizing the appropriation and expenditure in an amount not to exceed \$500,000 from the Sewer Replacement Fund for the I-65 Chlorination and De-Chlorination Renovation

Project at the Water Reclamation Plant; amending the existing contract with Jones & Henry Engineers LTD.; and declaring an emergency.

DEPARTMENT OF PUBLIC SERVICE:[O-444-22](#)

Authorizing the Mayor to enter into a contract with Whalen Realty & Auction Ltd. for professional auctioneer services; further authorizing the sale of City of Toledo motor vehicles, associated equipment and various city-owned unneeded salvage through public auctions; authorizing payments and deposits; and declaring an emergency.

[O-445-22](#)

Authorizing the Mayor to enter into a contract for the purchase of an excavator for the Hoffman Road Landfill required for operations and to maintain compliance with the Ohio Environmental Protection Agency (OEPA); authorizing the expenditure of \$355,000 from the Capital Improvement Fund for the said purchase; and declaring an emergency.

Attachments:[Bullet Points](#)**DEPARTMENT OF TRANSPORTATION:**[O-446-22](#)

Authorizing the appropriation of an amount not to exceed \$95,000 from the unappropriated balance of the Street Construction Maintenance and Repair Fund for improvements to Hoffman Road; authorizing the expenditure of an amount not to exceed \$95,000 for said project; authorizing the Mayor to enter into an agreement with CSX for said improvements, authorizing the Mayor to accept bids and award

contracts for said purchases; and declaring an emergency.

[O-447-22](#)

Authorizing the mayor to enter into contracts for the purchase of capital equipment; authorizing the expenditure of \$494,500 from the Street Construction Maintenance and Repair Fund for the purchase of one (1) Track Paving Machine and two (2) Steel Drum Rollers; and declaring an emergency.

[O-448-22](#)

Authorizing the mayor to enter into a contract with Cargill Salt for the purchase of an Accubrine Upgrade; waiving the competitive procurement requirements of TMC Chapter 187; authorizing the expenditure of funds from the Special Assessment Fund; and declaring an emergency.

Attachments:

[Cargill](#)

[R-449-22](#)

Authorizing and expressing City Council's support for the mayor to prepare and submit applications to participate in the Ohio Public Works Commission, State Capital Improvement and Local Transportation Improvement Programs and to execute agreements as necessary and appropriate for obtaining this financial assistance; and declaring an emergency.

[O-450-22](#)

Authorizing the improvement to Edgebrook Drive, between Atwell Road and Larchway Ct. by installing four (4) street lights; authorizing the annual cost of \$907.26 for said improvement from the General Fund utilities account; authorizing the payment of \$17,600 from the General Fund utilities account to Toledo Edison for a one-time installation cost; and declaring an

emergency.

[O-451-22](#)

Authorizing the expenditure of an amount not to exceed \$180,000 from the Street Construction Maintenance and Repair Fund for the purchase of a small bucket truck for the Division of Traffic Management; authorizing the mayor to accept bids and enter into the necessary contracts for said purchase; and declaring an emergency.

[O-452-22](#)

Authorizing the expenditure of an amount not to exceed \$160,000 from the Street Construction Maintenance and Repair Fund for the purchase of traffic signal poles; authorizing the mayor to accept bids and award contracts for said purchase; and declaring an emergency.

DEPARTMENT OF PUBLIC SERVICE:

[O-453-22](#)

Authorizing the Mayor to amend and extend the City’s agreement with Resource Recovery Systems, LLC to continue processing single-stream recycling materials; waiving the competitive bidding provisions of TMC 187; authorizing expenditures; and declaring an emergency.

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

[O-454-22](#)

Changing the zoning maps attached to Part 11, Planning and Zoning, Toledo Municipal Code, for the property located at 2540 Tremainsville Rd.. in the City of Toledo, Lucas County, Ohio; and declaring an emergency.

Attachments:

[Plan Commission Report](#)

[O-455-22](#)

Changing the zoning maps attached to Part 11,

Planning and Zoning, Toledo Municipal Code, for the property located at 424 E. Manhattan Blvd. in the City of Toledo, Lucas County, Ohio; and declaring an emergency.

Attachments:

[O-456-22](#)

[Plan Commission Report](#)

Changing the zoning maps attached to Part 11, Planning and Zoning, Toledo Municipal Code, for the property located at 3125 Dorr St. in the City of Toledo, Lucas County, Ohio; and declaring an emergency.

Attachments:

[O-457-22](#)

[Plan Commission Report](#)

Changing the zoning maps attached to Part 11, Planning and Zoning, Toledo Municipal Code, for the property located at 142 & 148 Euclid Ave. in the City of Toledo, Lucas County, Ohio; and declaring an emergency.

Attachments:

[O-458-22](#)

[Plan Commission Report](#)

Changing the zoning maps attached to Part 11, Planning and Zoning, Toledo Municipal Code, for the property located at 931 W. Central Ave., 3024, 3412, 3418, 3422, 3406, 3408, 2945, 3005, 3007 and 3016 Albion Street, in the City of Toledo, Lucas County, Ohio; and declaring an emergency.

Attachments:

[O-459-22](#)

[Plan Commission Report](#)

Granting a Special Use Permit for a New Utility Pole with an AMI Antenna for a site located at 4820 Airport Highway, in the City of Toledo, Lucas County, Ohio; subject to certain conditions; and declaring an emergency.

Attachments:

[Plan Commission Report](#)

[O-460-22](#)

Granting a Special Use Permit for a school for a site located at 3648 Victory, in the City of Toledo, Lucas County, Ohio; subject to certain conditions; and declaring an emergency.

Attachments:[Plan Commission Report](#)[O-461-22](#)

Granting a Special Use Permit for a School for a site located at 5561 Elmer Drive, in the City of Toledo, Lucas County, Ohio; subject to certain conditions; and declaring an emergency.

Attachments:[Plan Commission Report](#)[O-462-22](#)

Granting a Special Use Permit for Community Recreation Active for a site located at 815 Front Street (Parcels 18-87755 and 18-87748), in the City of Toledo, Lucas County, Ohio; subject to certain conditions; and declaring an emergency.

Attachments:[Plan Commission Report](#)[O-463-22](#)

Declaring the vacation of the 16-foot wide alley running NW to SE adjacent to Lots 21-31 and Lot 34 in the Highland Addition together with the 15-foot-wide alley adjacent to Lots 33 and 34 in the Highland Addition, Toledo, Lucas County Ohio; and declaring an emergency.

[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.

[O-465-22](#)

Declaring the vacation of the alley bounded by Jackson, Adams, 13th and 14th. The 12-foot-wide alley and running from southwesterly to Northeasterly and lying between Lots 10-24 and 35-51 within a Plat of

Central Addition, recorded in Lucas County Plat Volume 4 on page 61, all within the City of Toledo, Lucas County Ohio; and declaring an emergency.

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

[O-466-22](#)

Changing the zoning maps attached to Part 11, Planning and Zoning, Toledo Municipal Code, for the property located at 1055 Dorr St. in the City of Toledo, Lucas County, Ohio; and declaring an emergency.

Attachments:

[Plan Commission Report](#)

THE CLERK REPORTS:

[R-467-22](#)

Declaring the intent to vacate a portion of Boers Way, in the City of Toledo, Lucas County Ohio; and declaring an emergency.

Attachments:

[Partial Street Vacation](#)

[R-468-22](#)

Declaring the intent to vacate the alley running north and south adjacent to Lots 9 and 11 in Block 132 of the North Toledo Plat and bounded by N. Ontario, New York Ave, Albany and N. Michigan, in the city of Toledo, Lucas County Ohio; and declaring an emergency.

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.