



## Legislation Details (With Text)

**File #:** O-204-19      **Version:** 1      **Name:**  
**Type:** Ordinance      **Status:** Approved  
**File created:** 4/15/2019      **In control:** Public Utilities Department  
**On agenda:** 4/30/2019      **Final action:** 4/30/2019  
**Title:** Authorizing the expenditure of \$46,509 from the Sanitary Sewer Operating Fund to R&S Construction for the emergency repair of a sinkhole located at 2301 W. Bancroft; authorizing the mayor to enter into necessary agreements and waiving the competitive bidding requirement of the TMC 187; and declaring an emergency.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Audio: Agenda Review 4/23/2019, 2. Audio: City Council 4/30/2019

| Date      | Ver. | Action By    | Action  | Result |
|-----------|------|--------------|---|--------|
| 4/30/2019 | 1    | City Council | Dispense with the rules of Council requiring... | Pass   |
| 4/30/2019 | 1    | City Council | declare emergency                               | Pass   |
| 4/30/2019 | 1    | City Council | passage   | Pass   |

DPU0430192301WBancroftSewerRepair  
DPU Sewer & Drainage Services  
David Pratt (x2172)  
(Revised)

**Authorizing the expenditure of \$46,509 from the Sanitary Sewer Operating Fund to R&S Construction for the emergency repair of a sinkhole located at 2301 W. Bancroft; authorizing the mayor to enter into necessary agreements and waiving the competitive bidding requirement of the TMC 187; and declaring an emergency.**

**SUMMARY & BACKGROUND:**

A sewer main (Sewer No. CO16) collapse in the sidewalk near 2301 W. Bancroft occurred in March 2019. Due to the excessive number of utilities (Large water main, traffic conduit, gas main and old street sign concrete base), and to assure the safety of the citizens, Department of Public Utilities (DPU) required the expertise and equipment available through a private contractor to complete repairs in March 2019. TMC Section 187 requires City Council to be informed of the emergency and for authorization to pay the repair and waiving the competitive bidding. Sufficient funds are available within the DPU operating budget to pay for this emergency sanitary sewer repair.

NOW, THEREFORE, Be it ordained by the Council of the City of Toledo:

SECTION 1. That the sum of \$46,509 is authorized for expenditure from the Sanitary Sewer Operating Fund, Account Code 6070-37000-4000558STDSTD, to R&S Construction for payment of the emergency repair at 2301 W Bancroft.

SECTION 2. That Council finds that it is in the best interest of the City that the competitive procurement requirements of Chapter 187 of the Toledo Municipal Code are waived for the reason that emergency repairs are needed to maintain uninterrupted utility services and for the further reason that repair cost has been deemed reasonable by the Director of Public Utilities.

SECTION 3. That the Finance Director is authorized to issue his warrant or warrants against the account code identified in Section 1 above in an amount not to exceed \$46,509 in payment of the above authorized obligations upon presentation of proper voucher or vouchers therefore.

SECTION 4. That this ordinance is declared to be an emergency measure and shall be in force and effect from and after its passage. The reason for the emergency lies in the fact that this ordinance is necessary for the immediate preservation of the public peace, health, safety and property and for the further reason that this ordinance must be immediately effective in order to facilitate the expeditious payment of the invoice received for the emergency repair of sewer main (Sewer No. CO16) at 2301 W. Bancroft.

Vote on emergency clause: yeas \_\_\_\_\_, nays \_\_\_\_\_.

Passed: \_\_\_\_\_, as an emergency measure: yeas \_\_\_\_\_, nays \_\_\_\_\_.

Attest: \_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
President of Council

Approved: \_\_\_\_\_

\_\_\_\_\_  
Mayor

I hereby certify that the above is a true and correct copy of an Ordinance passed by Council  
\_\_\_\_\_.

Attest: \_\_\_\_\_  
Clerk of Council