



## Legislation Details (With Text)

**File #:** O-148-23      **Version:** 1      **Name:**  
**Type:** Ordinance      **Status:** Approved  
**File created:** 3/6/2023      **In control:** Public Utilities Department  
**On agenda:** 3/21/2023      **Final action:** 3/21/2023  
**Title:** Authorizing the expenditure of \$38,002 from the Water Replacement Fund for materials needed for the emergency replacement of the watermain on Galena Street and Chase Street; authorizing the mayor to enter into a contract with ETNA Supply - Toledo; finding that the competitive procurement process was waived under TMC Section 187.20; and declaring an emergency.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:**

| Date      | Ver. | Action By    | Action     | Result |
|-----------|------|--------------|------------|--------|
| 3/21/2023 | 1    | City Council | Suspension | Pass   |
| 3/21/2023 | 1    | City Council | Emergency  | Pass   |
| 3/21/2023 | 1    | City Council | Emergency  | Pass   |
| 3/21/2023 | 1    | City Council | Passage    | Pass   |

DPU032123GALENAWATERMAINREPLACEMENT

Water Distribution  
Todd Saums (x2839)  
Revised

**Authorizing the expenditure of \$38,002 from the Water Replacement Fund for materials needed for the emergency replacement of the watermain on Galena Street and Chase Street; authorizing the mayor to enter into a contract with ETNA Supply - Toledo; finding that the competitive procurement process was waived under TMC Section 187.20; and declaring an emergency.**

**SUMMARY & BACKGROUND:**

This ordinance authorizes the expenditure for the materials needed to replace the deteriorating watermain within the city's water distribution system on Galena Street and Chase Street. Due to the main break the Division received quotes from three vendors with ETNA Supply - Toledo being the lowest. Water Distribution staff installed said material.

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

SECTION 1. That an expenditure not to exceed \$38,002 is authorized from the Water Replacement Fund Account Code 6063-34000-4UC2523STDSTD for the materials needed for the emergency replacement of the watermain on Galena Street at Chase Street.

SECTION 2. That the mayor is authorized to enter into contract with ENTA Supply-Toledo for the materials needed for the replacement of the watermain on Galena Street at Chase Street, upon such terms and

conditions as are acceptable to the Director of Public Utilities and the Director of Law.

SECTION 3. That Council finds and determines that, pursuant to TMC Chapter 187.20, competitive bidding was waived for the reason that it was an emergency that could not have been reasonably foreseen and would result in an interruption or detriment to utility services and the repair cost has been deemed reasonable by the Director of Public Utilities.

SECTION 4. That the Director of Finance is authorized to issue warrant or warrants against the account code listed in Section 1 in an amount not to exceed \$38,002 in payment of the above authorized obligations upon presentation of the proper voucher or vouchers.

SECTION 5. That this Ordinance is declared to be an emergency measure and shall take effect and be in force 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 permit the earliest possible construction of critical elements in the City of Toledo's water distribution system.

Vote on emergency clause: yeas 9, nays 0.

Passed: March 21, 2023, as an emergency measure: yeas 9, nays 0.

Attest:

Gerald E. Dendinger  
Clerk of Council

Matt Cherry  
President of Council

Approved:

March 21, 2023  
Wade Kapszukiewicz  
Mayor