



Legislation Details (With Text)

File #: O-170-23 **Version:** 1 **Name:**
Type: Ordinance **Status:** Approved
File created: 3/20/2023 **In control:** Parks & Youth Services Department
On agenda: 4/4/2023 **Final action:** 4/4/2023

Title: Authorizing the expenditure of an amount not to exceed \$133,200 from the Capital Improvement Fund for the purchase of custom play equipment items at Ottawa Park; authorizing the Mayor to enter into a contract for said purpose; waiving the competitive procurement requirements of TMC Chapter 187; and declaring an emergency.

Sponsors:

Indexes:

Code sections:

Attachments: 1. Option 1, 2. Jeep Wrangler

Date	Ver.	Action By	Action	Result
4/4/2023	1	City Council	Suspension	Pass
4/4/2023	1	City Council	Emergency	Pass
4/4/2023	1	City Council	Passage	Pass

DPYS 2023 Custom Play Equipment at Ottawa Park \$133,200
Parks and Youth Services
Joe Fausnaugh (x3884)
Revised

Authorizing the expenditure of an amount not to exceed \$133,200 from the Capital Improvement Fund for the purchase of custom play equipment items at Ottawa Park; authorizing the Mayor to enter into a contract for said purpose; waiving the competitive procurement requirements of TMC Chapter 187; and declaring an emergency.

SUMMARY & BACKGROUND:

This ordinance authorizes expending up to \$133,200 for purchase of custom play equipment at Ottawa Park. The custom play items will be designed to reflect iconic elements of Toledo to bolster community pride. The specific items to be designed are a replica for the high-level bridge across the Maumee River and a mud bogging Jeep. The items will be designed to meet playground safety specifications and will also be fully accessible to all children who visit the playground. The custom components will be attached to large fully accessible playground being purchased separately from GameTime. Parks and Youth Services is requesting that requirements for competitive bidding be waived due to the custom nature of the play items and the fact that they will be proprietary to the GameTime equipment they are being attached to. Installation of both the GameTime equipment and the custom play items will be competitively bid separate from this purchase. Funds for this project were allocated in the approved 2022 mid-year budget adjustment to the Capital Improvement fund.

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

SECTION 1. The expenditure of an amount not to exceed \$133,200 is authorized from the Capital Improvement Fund Account Code 5040-40100-8CP2230PRKINF for purchase of custom play equipment at Ottawa Park.

SECTION 2. That the Mayor is authorized to enter into a contract with DWA Recreation for the purposes specified in Section 1 upon terms and conditions as acceptable to the Director of Law and the Director of Parks and Youth Services.

SECTION 3. That this Council finds and determines it is in the best interest of the City to waive the competitive procurement requirements of TMC Chapter 187 for the reason that DWA Recreation is uniquely qualified to deliver the customization and design elements of the play equipment that will be proprietary to the GameTime equipment it will be attached to.

SECTION 4. That the Finance Director is authorized to draw warrant or warrants against the above account code in payment of the above authorized obligations in amounts not to exceed \$133,200 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 the same 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 timely design and fabricate the custom equipment for Ottawa Park for proper and safe use.

Vote on emergency clause: yeas 11, nays 0.

Passed: April 4, 2023, as an emergency measure: yeas 11, nays 0.

Attest:

Gerald E. Dendinger
Clerk of Council

Matt Cherry
President of Council

Approved:

April 4, 2023
Wade Kapszukiewicz
Mayor