



## Legislation Details (With Text)

**File #:** O-097-19      **Version:** 1      **Name:**  
**Type:** Ordinance      **Status:** Approved  
**File created:** 2/21/2019      **In control:** City Council  
**On agenda:** 3/5/2019      **Final action:** 3/19/2019  
**Title:** Authorizing the appropriation of \$1,250,000 from the unappropriated balance of the Capital Improvement Fund for the 2019 Sidewalk Program; authorizing the expenditure of \$1,250,000 from the Capital Improvement Fund for the 2019 Sidewalk Program; authorizing the Mayor to prepare plans and specifications, acquire required rights-of-way as appropriate, and enter into contracts for this project within the Division of Engineering Services; and declaring an emergency.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Audio: Agenda Review 2/26/2019, 2. Audio: City Council 3/5/2019, 3. Audio: City Council 3/19/2019

Date	Ver.	Action By	Action	Result
3/19/2019	1	City Council	declare emergency	Pass
3/19/2019	1	City Council	passage	Pass
3/5/2019	1	City Council	First Reading	Pass

Council Member Spang

**Authorizing the appropriation of \$1,250,000 from the unappropriated balance of the Capital Improvement Fund for the 2019 Sidewalk Program; authorizing the expenditure of \$1,250,000 from the Capital Improvement Fund for the 2019 Sidewalk Program; authorizing the Mayor to prepare plans and specifications, acquire required rights-of-way as appropriate, and enter into contracts for this project within the Division of Engineering Services; and declaring an emergency.**

**SUMMARY & BACKGROUND:**

The 2019 CIP Plan (Ord. 42-19) appropriates \$800,000 for the 2019 Sidewalk Program. The Administration also projects an Assessed Improvement Fund amount of \$448,000 for the 2019 Sidewalk Program. These amounts are not nearly sufficient to address the long listing of sidewalks needing replacement as maintained by the Division of Engineering Services.

The additional funds of \$1,250,000 included in this ordinance are for work to be scheduled for 2019. These additional funds will increase the total 2019 Sidewalk Program to \$2,498,000. Authorization for appropriation and expenditure of these additional funds now will allow for timely bidding and construction to ensure all projects are completed this year in a balanced, efficient fashion.

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

SECTION 1. That an amount of \$1,250,000 is hereby appropriated from the unappropriated balance of

the Capital Improvement Fund for the 2019 Sidewalk Program and the amount of \$1,250,000 is authorized for expenditure from the Capital Improvement Fund, Account Code 5040-35000 for the 2019 Sidewalk Program.

SECTION 2. That the Mayor is authorized to prepare plans and specifications and to enter into contracts after accepting bids for the 2019 Sidewalk Program as necessary to complete the improvements identified above including such items as labor, materials, construction testing and professional services and for property appraisals, title work, negotiations, acquisition, and environmental contamination studies that are necessary to acquire additional rights-of-way as required. Contracts shall contain such terms and conditions as the Mayor may deem requisite and proper and shall be subject to approval by the Director of Public Utilities and the Director of Law.

SECTION 3. 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 \$1,250,000 in payment of the obligations authorized above upon presentation of the proper voucher or vouchers.

SECTION 4. That the disappropriation of any remaining budget to fund balance is authorized at project closeout.

SECTION 5. 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 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 facilitate this work to meet completion deadlines.

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