



## Legislation Details (With Text)

**File #:** O-218-23      **Version:** 1      **Name:**  
**Type:** Ordinance      **Status:** Approved  
**File created:** 3/28/2023      **In control:** Transportation Department  
**On agenda:** 4/18/2023      **Final action:** 4/18/2023  
**Title:** Authorizing the acceptance and deposit of funds in an amount not to exceed \$165,250 into the Capital Improvement Fund from AT&T for the relocation of utilities on Maumee Avenue Bridge; authorizing the appropriation and expenditure of said funds; and declaring an emergency.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
4/18/2023	1	City Council	Suspension	Pass
4/18/2023	1	City Council	Emergency	Pass
4/18/2023	1	City Council	Passage	Pass

TDOT041823AT&TMAUMEEAVEBRIDGE  
Road & Bridge Maintenance  
Jeremy Mikolajczyk (x1537)  
Revised

**Authorizing the acceptance and deposit of funds in an amount not to exceed \$165,250 into the Capital Improvement Fund from AT&T for the relocation of utilities on Maumee Avenue Bridge; authorizing the appropriation and expenditure of said funds; and declaring an emergency.**

**SUMMARY & BACKGROUND:**

As part of the construction of the Maumee Avenue Bridge project, the contractor was required to incorporate the relocation of AT&T utility ducts under the bridge. Per Ordinances 56-16 and 57-16, the Division of Road & Bridge Maintenance accepted a grant from ODOT to construct the Maumee Avenue bridge and entered into the necessary contracts and agreements to complete that construction. One of those agreements was with AT&T to reimburse the City of Toledo for the cost of utility relocation. Once construction of the bridge was complete and costs for the relocation of the AT&T utility were known, AT&T was invoiced the full amount for the cost of relocation of fiber optics under the Maumee Avenue bridge. AT&T has supplied a check for the correct amount of \$165,250.

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

SECTION 1. That the Mayor is authorized to accept and deposit funds in an amount not to exceed \$165,250 into the Capital Improvement Fund Account Code 5040-23100-8CB2312MATCHP from AT&T as reimbursement for the cost of relocating fiber optics under the Maumee Avenue Bridge.

SECTION 2. That the sum of \$165,250 is appropriated from the unappropriated balance of the Capital

Improvement Fund into Account Code 5040-23100-8CB2312MATCHP for the Road and Bridge Maintenance Matches and Planning Program, and the expenditure of same is authorized.

SECTION 3. That the Finance Director is authorized to draw their warrant or warrants against the Account Code identified in Section 1 in an amount not to exceed \$165,250 in payment of the obligations authorized above upon presentation of the proper voucher or vouchers.

SECTION 4. That this Ordinance is declared to be an emergency measure and shall take effect and be in force immediately from and after its passage. The reason for the emergency lies in the fact that same is necessary for the preservation of the public peace, health, safety and property and for the further reason that this Ordinance must be immediately effective in order to continue the City of Toledo's bridge matches and planning program.

Vote on emergency clause: yeas 11, nays 0.

Passed: April 18, 2023, as an emergency measure: yeas 11, nays 0.

Attest:

Gerald E. Dendinger  
Clerk of Council

Matt Cherry  
President of Council

Approved:

April 18, 2023  
Wade Kapszukiewicz  
Mayor