



Legislation Details (With Text)

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Type: Ordinance **Status:** Approved
File created: 3/10/2020 **In control:** Law Department
On agenda: 3/24/2020 **Final action:** 3/18/2020
Title: Authorizing the settlement of the claims of UAW Local 14 for the sum of \$17,740; and authorizing an expenditure of \$17,740 from the Risk Management Fund; and declaring an emergency.

Sponsors:

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
3/18/2020	1	City Council		

UAW Local 14
Department of Law
Jeff Charles (x1038)
Revised

Authorizing the settlement of the claims of UAW Local 14 for the sum of \$17,740; and authorizing an expenditure of \$17,740 from the Risk Management Fund; and declaring an emergency.

SUMMARY & BACKGROUND:

UAW Local 14, located at 5411 Jackman Rd., Toledo, Ohio recently discovered that its sewer line had been improperly connected to an abandoned City sewer line. This improper connection was causing severe sewer and water back-ups. The improper connection occurred as a result of work done by the City of Toledo. To repair the problem UAW Local 14 has incurred damages in the amount of \$17,740 in order to have the sewer line properly re-tapped and relocated. The subject line is located 23 feet underground.

A proposed agreement has been reached in the amount of \$17,740 to settle all claims resulting from the incident described herein without constituting an admission of liability on behalf of the City of Toledo.

The fiscal impact of this ordinance is as follows:

- The amount of funds requested: \$17,740
- The expenditure budget line item: 7095-12000-1157001STDSTD
- New revenue generated (operational revenue, grants, if any): no
- Revenue budget line item (if any): no
- Are funds budgeted in the current fiscal year (yes/no)? yes
- Is this a capital project (yes/no)? no
- If yes, is it new or existing (new/existing)? N/A
- What section of the City's Strategic Plan does this support:
 - o Excellence in Basic Services (yes/no) no
 - o Quality Community Investment (Livable City, Development) (yes/no) yes

- Workplace Culture & Customer Service (yes/no) yes
- Environment (yes/no) yes

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

SECTION 1. That an expenditure in the amount of \$17,740 is authorized from the Risk Management Fund, Account Code 7095-12000-1157001STDSTD, in settlement of the claims of UAW Local 14 against the City of Toledo.

SECTION 2. That payment of these claims is contingent upon the execution of the proper releases by the claimant.

SECTION 3. That the Director of Finance is authorized to draw his warrant or warrants against the above listed account code in an amount not to exceed \$17,740 in payment of the above authorized obligations upon presentation of the proper voucher or vouchers.

SECTION 4. That this Ordinance being an emergency measure 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 timely implement the tentative settlement agreement conditioned upon passage of this ordinance.

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