



Legislation Details (With Text)

**File #:** O-022-20      **Version:** 1      **Name:**  
**Type:** Ordinance      **Status:** Approved  
**File created:** 12/23/2019      **In control:** Public Utilities Department  
**On agenda:** 1/14/2020      **Final action:** 1/14/2020

**Title:** Authorizing the mayor to enter into agreements with and accept financial assistance from the State of Ohio, Ohio Public Works Commission (OPWC) in an amount not to exceed \$3,628,614 for eleven roadway projects; authorizing the appropriation and expenditure of said grant and loan proceeds on the subject projects; authorizing a dedicated source for repayment of said loans; authorizing the mayor to execute all necessary documentation for said grants and loans and to execute the necessary documentation for all contracts related to construction, professional services, contingencies, capitalized interest, testing, and permit fees; and declaring an emergency.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Bullet Points, 2. Audio: Agenda Review 1/7/2020

Date	Ver.	Action By	Action	Result
1/14/2020	1	City Council		
1/14/2020	1	City Council		
1/14/2020	1	City Council		

DPU011420OPWCGRANTSANDLOANS  
 Engineering Services  
 Tim Grosjean (x1344)

**Authorizing the mayor to enter into agreements with and accept financial assistance from the State of Ohio, Ohio Public Works Commission (OPWC) in an amount not to exceed \$3,628,614 for eleven roadway projects; authorizing the appropriation and expenditure of said grant and loan proceeds on the subject projects; authorizing a dedicated source for repayment of said loans; authorizing the mayor to execute all necessary documentation for said grants and loans and to execute the necessary documentation for all contracts related to construction, professional services, contingencies, capitalized interest, testing, and permit fees; and declaring an emergency.**

**SUMMARY & BACKGROUND:**

This ordinance authorizes the mayor to accept, deposit, appropriate and expend up to \$3,628,614 in grant and loan proceeds from the Ohio Public Works Commission (OPWC). It further authorizes the mayor to enter into agreements for the referenced grants and loans and to conduct the appropriate budget adjustments and transfers of expense associated with said grants and loans. It further dedicates a source of funds for repayment of the loans.

Resolutions #418-18 and #497-19 authorized applying for this assistance and entering into an agreement with OPWC for this purpose. Sections 1 and 3 of this ordinance details each project’s grant and/or loan amount and account code.

Each of these projects requires match money which is either in place or will be in place through other City or outside funding sources.

Passage of this ordinance is required to enable the City of Toledo to accept OPWC funding and to proceed with the construction of these projects.

The fiscal impact of this ordinance is as follows:

- The amount of funds requested: none
- The expenditure budget line item: 540G-35000-8GA7280STDSTD, 540G-35000-8GA7290STDSTD, 540G-35000-8GA7300STDSTD, 540G-35000-8GA7310STDSTD, 540G-35000-8GA7320STDSTD, 540G-35000-8GA7330STDSTD, 540G-35000-8GA7340STDSTD, 540G-35000-8GA7350STDSTD, 540G-35000-8GA7360STDSTD, 540G-35000-8GA7370STDSTD, 540G-35000-8GA7380STDSTD, 540L-35000-8LA7280STDSTD, 540L-35000-8LA7290STDSTD, 540L-35000-8LA7310STDSTD, 540L-35000-8LA7320STDSTD, 540L-35000-8LA7330STDSTD, 540L-35000-8LA7340STDSTD, 540L-35000-8LA7350STDSTD, 540L-35000-8LA7360STDSTD, 540L-35000-8LA7370STDSTD, 540L-35000-8LA7380STDSTD
- New revenue generated (operational revenue, grants, if any): \$3,306,068
- Revenue budget line item (if any): 540G-35000-8GA7280STDSTD, 540G-35000-8GA7290STDSTD, 540G-35000-8GA7300STDSTD, 540G-35000-8GA7310STDSTD, 540G-35000-8GA7320STDSTD, 540G-35000-8GA7330STDSTD, 540G-35000-8GA7340STDSTD, 540G-35000-8GA7350STDSTD, 540G-35000-8GA7360STDSTD, 540G-35000-8GA7370STDSTD, 540G-35000-8GA7380STDSTD, 540L-35000-8LA7280STDSTD, 540L-35000-8LA7290STDSTD, 540L-35000-8LA7310STDSTD, 540L-35000-8LA7320STDSTD, 540L-35000-8LA7330STDSTD, 540L-35000-8LA7340STDSTD, 540L-35000-8LA7350STDSTD, 540L-35000-8LA7360STDSTD, 540L-35000-8LA7370STDSTD, 540L-35000-8LA7380STDSTD Are funds budgeted in the current fiscal year (yes/no)?: no
- Is this a capital project (yes/no)? yes
- If yes, is it new or existing (new/existing)? new
- 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
  - o Workplace Culture & Customer Service (yes/no) no
  - o Environment (yes/no) no

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

SECTION 1. That the mayor is authorized to accept and deposit grant proceeds in an amount not to exceed \$2,013,548 and to enter into a grant agreement with the Ohio Public Works Commission for multiple projects, as follows:

Project		Account Code	Amount
Coining Drive - Jackman to Transport	Grant	540G-35000-8GA7280STDSTD	\$70,570
Enterprise Blvd - Alexis to Matzinger	Grant	540G-35000-8GA7290STDSTD	\$90,703
Wenz Road - Angola to Hill	Grant	540G-35000-8GA7300STDSTD	\$398,482
Holland-Sylvania Road - Bancroft to City Limits	Grant	540G-35000-8GA7310STDSTD	\$147,226

Bennett Road - Laskey to Alexis	Grant	540G-35000-8GA7320STDSTD	\$249,735
Hill Avenue - I-475 to Holland-Sylvania	Grant	540G-35000-8GA7330STDSTD	\$73,526
Marine Road - Byrne to Y	Grant	540G-35000-8GA7340STDSTD	\$149,290
Oak Street - Woodville to Front	Grant	540G-35000-8GA7350STDSTD	\$77,936
Summit Street - 101 <sup>st</sup> to 131 <sup>st</sup>	Grant	540G-35000-8GA7360STDSTD	\$216,193
Airport Highway - South to Byrne	Grant	540G-35000-8GA7370STDSTD	\$195,087
Dorr Street - Reynolds to Byrne	Grant	540G-35000-8GA7380STDSTD	\$344,800
		<b>TOTAL</b>	<b>\$2,013,548</b>

SECTION 2. That the sum of up to \$2,013,548 is appropriated from the unappropriated grant proceeds in the Capital Improvement Program Fund into various account codes as listed in Section 1 and the expenditure is authorized in amounts not to exceed the amounts in Section 1.

SECTION 3. That the mayor is authorized to accept and deposit loan proceeds in an amount not to exceed \$1,615,066 and to enter into a project agreement with the Ohio Public Works Commission for multiple projects, as follows:

Project		Account Code	Amount
Coining Drive - Jackman to Transport	Loan	540L-35000-8LA7280STDSTD	\$70,570
Enterprise Blvd - Alexis to Matzinger	Loan	540L-35000-8LA7290STDSTD	\$90,703
Holland-Sylvania Road - Bancroft to City Limits	Loan	540L-35000-8LA7310STDSTD	\$147,226
Bennett Road - Laskey to Alexis	Loan	540L-35000-8LA7320STDSTD	\$249,735
Hill Avenue - I-475 to Holland-Sylvania	Loan	540L-35000-8LA7330STDSTD	\$73,526
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Summit Street - 101 <sup>st</sup> to 131 <sup>st</sup>	Loan	540L-35000-8LA7360STDSTD	\$216,193
Airport Highway - South to Byrne	Loan	540L-35000-8LA7370STDSTD	\$195,087
Dorr Street - Reynolds to Byrne	Loan	540L-35000-8LA7380STDSTD	\$344,800
		<b>TOTAL</b>	<b>\$1,615,066</b>

SECTION 4. That the sum of up to \$1,615,066 is appropriated from the unappropriated loan proceeds in the Capital Improvement Program Fund into various account codes as listed in Section 3 and the expenditure is authorized in amounts not to exceed the amounts in Section 3.

SECTION 5. That the dedicated source of repayment for said loan(s) shall be the unappropriated balance of the Capital Improvement Program Fund, provided, however, that any loans for these projects shall be subordinate to all of the city’s revenue bonds within the same fund.

SECTION 6. That the mayor and Director of Public Utilities are authorized to prepare plans and specifications, as well as authorized to accept bids and execute necessary contracts including such items as labor, materials, construction testing, professional services, property appraisals, title work, negotiations,

acquisition, and environmental contamination studies that are necessary to acquire additional rights-of-way. Said contracts shall contain such terms and conditions as the mayor may deem requisite and proper and shall be subject to approval by the Department of Law.

SECTION 7. That the Finance Director is authorized to draw his warrant or warrants against the account codes identified in Sections 1 and 3 above, in amounts authorized in Sections 1 & 3 above and make necessary expenditures in payment of the obligations incurred pursuant to the contracts authorized in Section 6 above upon presentation of the proper voucher or vouchers.

SECTION 8. That various adjustments and line item expenditures and transfers are authorized to comply with said grant and loan agreements.

SECTION 9. That the disappropriation of any remaining budget to fund balance is authorized at project closeout.

SECTION 10. 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 the planning and construction of these projects.

Vote on emergency clause: yeas \_\_\_\_\_, nays \_\_\_\_\_.

Passed: \_\_\_\_\_: 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