



## Legislation Details (With Text)

**File #:** O-507-18      **Version:** 1      **Name:**  
**Type:** Ordinance      **Status:** Approved  
**File created:** 11/15/2018      **In control:** Public Utilities Department  
**On agenda:** 12/4/2018      **Final action:** 12/4/2018  
**Title:** Approving the use of the Water Infrastructure Development Fund (2% Water Fund) to pay the cost of installing such items as a new water tap, water service line, curb stop, meter pit and lawn hydrant for up to ten (10) community gardens at various locations inside the City of Toledo upon the recommendation of the Director of Public Utilities; appropriating and expending \$20,000 from the unappropriated balance of the Water Infrastructure Development Fund; and declaring an emergency.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Audio: O-507-18 Agenda Review 11/27/2018

Date	Ver.	Action By	Action	Result
12/4/2018	1	City Council	Dispense with the rules of Council requiring...	Pass
12/4/2018	1	City Council	declare emergency	Pass
12/4/2018	1	City Council	passage	Pass

DPU120418CommunityGardens2%Funds  
Utilities Administration  
Janet Schroeder (x1985), Don Moline (x7866)  
Revised

**Approving the use of the Water Infrastructure Development Fund (2% Water Fund) to pay the cost of installing such items as a new water tap, water service line, curb stop, meter pit and lawn hydrant for up to ten (10) community gardens at various locations inside the City of Toledo upon the recommendation of the Director of Public Utilities; appropriating and expending \$20,000 from the unappropriated balance of the Water Infrastructure Development Fund; and declaring an emergency.**

Toledo Municipal Code §933.11 established the Water Infrastructure Development Fund (aka the 2% Water Fund) for the purposes stated therein which includes job creation and retention. Various not-for-profit community gardening outreach program sponsors have approached the Department of Public Utilities (“DPU”) for financial assistance from the 2% Water Fund to establish community-based gardens at up to ten (10) locations inside Toledo. In particular, these not-for-profit sponsors have asked DPU to use its 2% Water Funds to cover the costs of tapping the water mains to facilitate the construction of water lines into these community gardens and the installation of meter pits, backflow preventers and lawn hydrants in the public rights of way or adjacent approved City of Toledo easements. The cost for this work is estimated to be \$2,000 at each location. These not-for-profit sponsors will then be able to promote economic development through job training and education and to support entrepreneurs engaged in urban agriculture who will now have the opportunity to grow vegetables and fruits for education, re-sale, fundraisers, etc. These areas will also provide attractive community green spaces that can be rented for ticketed events and presentations by whichever not-for-profit

entity serves as the host.

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

SECTION 1. That, pursuant to Toledo Municipal Code §933.11, the Water Infrastructure Development Fund is authorized to pay the costs of installing such items as a new water tap, water service line, curb stop, meter pit and lawn hydrant into up to ten (10) community gardens inside the City of Toledo in the public rights of way or adjacent City of Toledo easements in an amount not to exceed \$2,000 at each location or \$20,000 in total.

SECTION 2. That the mayor is authorized to execute any necessary contracts, agreement(s) and/or document(s) for the purposes stated in Section 1 upon such terms and conditions as shall be approved by the Director of Public Utilities and the Director of Law.

SECTION 3. That the sum of \$20,000 is appropriated from the unappropriated balance of the Water Infrastructure Development Fund into Account Code 6065-31000-4UI2318STDSTD and that said amount is authorized for expenditure for the purposes stated in Section 1.

SECTION 4. That the Finance Director is authorized to issue his warrant or warrants against the account code referenced in Section 3 in an amount not to exceed \$20,000 in payment of the obligations incurred pursuant to the agreement(s) authorized in Section 2 upon presentation of proper voucher or vouchers.

SECTION 5. That the disappropriation of any remaining budget to fund balance at project closeout is authorized.

SECTION 6. 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 provide additional access to the community to ensure the uninterrupted distribution of quality potable drinking water to the citizens of the entire region.

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