



## Legislation Text

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**File #:** O-213-23, **Version:** 1

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DPU041823CalvertonSewer  
Sewer & Drainage Services  
Calvin Harris (x2170)  
Revised

**Authorizing the expenditure of \$22,087 from the Sanitary Sewer Operating Fund to Taylor Excavating for the restoration of the emergency sewer repairs located at 2625 Calverton Road; authorizing the mayor to enter into an amended emergency repair contract; finding that the competitive procurement process was waived under TMC Section 187.20; and declaring an emergency.**

### SUMMARY & BACKGROUND:

Ordinance 489-22 authorized payment for emergency repairs to manhole (MH) #17167, connected to sewer main No. CO60, did not include the cost of restoration and replacement of a substantial concrete retaining wall and large portion of driveway. Taylor Excavating has completed the final restorations and submitted a final bill. This Ordinance is required to make final payment to Taylor Excavating. TMC Section 187 requires City Council to be informed of the emergency and for authorization to pay the repair and waiving the competitive bidding. Sufficient funds are available within the DPU operating budget to pay for this emergency sanitary sewer repair restoration.

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

SECTION 1. That the sum of \$22,087 is authorized for expenditure from the Sanitary Sewer Operating Fund, Account Code 6070-37000-4000558STDSTD, to Taylor Excavating for payment of the emergency sewer system repairs restoration near 2625 Calverton Road.

SSECTION 2. That the Mayor is authorized to enter into an amended emergency repair contract for the purpose authorized in Section 1, upon terms and conditions acceptable to the Director of Public Utilities and Director of Law.

SECTION 3. That Council finds and determines that, pursuant to TMC Chapter 187.20, formal competitive bidding was waived for the reason that it was an emergency that could not have been reasonably foreseen and would result in an interruption or detriment to utility services and the repair cost has been deemed reasonable by the Director of Public Utilities.

SECTION 4. That the Finance Director is authorized to issue warrant or warrants against the account code identified in Section 1 in an amount not to exceed \$22,087 in payment of the above authorized obligations upon presentation of proper voucher or vouchers.

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 the work has been completed by the contractor and that this Ordinance must be immediately effective in order to facilitate the expeditious payment of the invoice received for the restoration of the emergency repairs relating to the MH and sections of sewer main No. CO60, in the rear of 2625 Calverton Road.

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