



## Legislation Text

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**File #:** O-283-19, **Version:** 1

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DPS 2019 SBH Gerken \$34,712  
Streets, Bridges & Harbor  
Jeremy Mikolajczyk (x1537)  
Paul Rasmusson (x7868)

**Authorizing the appropriation and expenditure of \$34,712 from the unappropriated balance of the Street Construction Maintenance and Repair Fund (SCMR); authorizing the Mayor to modify the current contract with Gerken Materials to provide for hauling services; authorizing the Finance Director to pay Gerken Materials \$34,712 for asphalt hauling to the Anthony Wayne Trail; and declaring an emergency.**

### SUMMARY & BACKGROUND:

The City of Toledo in cooperation with the Ohio Department of Transportation began its paving season early this year with the mill and fill of a portion of the Anthony Wayne Trail. Gerken Materials opened its asphalt plant early for this purpose and provided insulated bodies to haul hot mix asphalt to the site. Because Gerken Materials was the only asphalt plant in the area that was open, it was also only their hauling services that were available. Gerken Materials provided asphalt hauling services from March 18, 2019 through April 13, 2019. Our current contract is for asphalt material purchase. This legislation will provide for payment on the hauling service.

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

SECTION 1. That the appropriation of \$34,712 is authorized from the unappropriated balance of the SCMR Fund to Account Code 2014-23100-2411001STDSTD and the expenditure of same is authorized to pay Gerken Materials for hauling services.

SECTION 2. That the Mayor is authorized to modify contract 4600004463 to include hauling services on such terms and conditions as shall be approved by the Director of Public Service and the Director of Law.

SECTION 3. That the Finance Director is authorized to draw his warrant or warrants against the account code listed above in amounts not to exceed those identified 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 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 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 timely payment to Gerken Materials for their services performed in March and April of 2019.

