



## Legislation Text

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**File #:** O-151-23, **Version:** 1

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DPU032123NorthCrossPumpStationProject  
Water Reclamation  
Mike Schreidah (x2607)  
Revised

**Authorizing the appropriation and expenditure of \$15,623 from the Sewer Replacement Fund to pay E&K Contractors for emergency repairs to the force main associated with the North Cross Sanitary Pump Station in North Toledo; finding that the competitive procurement process was waived under TMC Section 187.20; and declaring an emergency.**

### SUMMARY & BACKGROUND

The North Cross Sanitary Pump Station serves the North Cross Industrial Park located near the intersection of Alexis Road and Suder Avenue in North Toledo. On January 4, 2023, a cave-in was reported by a Water Reclamation crew on the discharge side of the pump station. Due to the urgent situation and to avoid interruption of operations at the industrial park, Water Reclamation contracted with E&K Contractors to repair the force main and the pump station resumed unmanned operation on January 5, 2023.

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

SECTION 1. That the appropriation of \$15,623 from the unappropriated balance of the Sewer Replacement Fund to Account Code 6073-36000-4UC4023STDSTD for emergency repairs to the force main associated with the North Cross Sanitary Pump Station is authorized; and the expenditure of the same is authorized.

SECTION 2. That the mayor is authorized to award an emergency contract to and pay E&K Contractors for emergency repairs to the force main associated with the North Cross Sanitary Pump Station, upon terms and conditions approved by the Director of Public Utilities and the 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 \$15,623 in payment of the obligations authorized above upon presentation of the proper voucher or vouchers.

SECTION 5. That this Ordinance is declared to be an emergency measure and shall take effect and be in force 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 pay E&K Contractors for emergency repairs to the

force main associated with the North Cross Sanitary Pump Station in North Toledo.

Vote on emergency clause: yeas 10, nays 0.

Passed: March 21, 2023, as an emergency measure: yeas 10, nays 0.

Attest:

Gerald E. Dendinger  
Clerk of Council

Matt Cherry  
President of Council

Approved:

March 21, 2023  
Wade Kapszukiewicz  
Mayor