



## Legislation Text

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**File #:** O-548-23, **Version:** 1

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DPU101023GRAVITYTHICKENER#1

Water Reclamation

Mike Schreidah (x2607)

Revised

**Authorizing the appropriation and expenditure of \$384,086 from the Sewer Replacement Fund for payment to Denali Water Solutions for emergency services related to Gravity Thickener #1 and Digester #8 at the Bay View Water Reclamation Plant; waiving the formal competitive provisions of TMC Chapter 187.20; making certain findings with respect thereto; and declaring an emergency.**

### SUMMARY & BACKGROUND:

The Bay View Water Reclamation Plant (Plant) went through a series of functional problems in the Solids Handling area of the Plant in late 2022 and early 2023. One of these problems was the failure of the drive mechanism for Gravity Thickener #1, a tank that is 65 feet in diameter and 15 feet deep. The mechanism had been damaged and primary sludge had accumulated and filled most of the tank. The Division of Water Reclamation (Division) contacted a local cleanup company, but they could not respond in time and they were not able to provide a belt filter press and a certified operator. The belt filter press was required to dewater the sludge to a minimum of 16% solids as required for disposal at the Hoffman Road Landfill (Landfill). The Division opted to go with Denali Water Solutions (Denali) as they are experienced with this type of work, and had successfully done similar work at the Plant in October 2022. They immediately dispatched a crew of skilled labor and the necessary equipment to remove, dewater and dispose of the sludge at the Landfill. They started the work in April and completed it in May 2023 over a three to four week period. It is now necessary to pay Denali for their emergency services on Gravity Thickener #1 and also for prevailing wage adjustments for services they completed on Digester #8 in October 2022, as required by the Toledo Municipal Code Chapter 187. The total amount of \$384,086 should cover the cleanup cost for Gravity Thickener #1 in addition to the amount of \$26,470 for prevailing wage adjustments related to the cleanup cost for Digester #8, which was covered under Ordinance 206-23.

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

SECTION 1. That the appropriation of \$357,616 from the unappropriated balance of the Sewer Replacement Fund to Account Code 6073-36000-4UC6023STDSTD for emergency services related to Gravity Thickener #1 at the Bay View Water Reclamation Plant is authorized; and the expenditure of the same is authorized.

SECTION 2. That the appropriation of \$26,470 from the unappropriated balance of the Sewer Replacement Fund to Account Code 6073-36000-4UC4223STDSTD for prevailing wage adjustments for emergency services related to Digester #8 at the Bay View Water Reclamation Plant is authorized; and the expenditure of the same is authorized.

SECTION 3. That the mayor is authorized to award an emergency contract to and pay Denali Water Solutions for emergency services related to Gravity Thickener #1 at the Bay View Water Reclamation Plant, upon terms and conditions approved by the Director of Public Utilities and the Director of Law.

SECTION 4. That Council finds and determines that, pursuant to TMC Chapter 187.20, it was in the best interest of the City to waive formal competitive bidding for the reason that it was an emergency that could not have been reasonably foreseen and would have resulted in an interruption or detriment to utility services and the repair cost has been deemed reasonable by the Director of Public Utilities.

SECTION 5. That the Finance Director is authorized to issue their warrant or warrants against the Account Codes identified in Section 1 and 2 in an amount not to exceed \$384,086 in payment of the obligations authorized above upon presentation of the proper voucher or vouchers.

SECTION 6. 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 Denali Water Solutions for emergency services related to Gravity Thickener #1 at the Bay View Water Reclamation Plant.

Vote on emergency clause: yeas 11, nays 0.

Passed: October 10, 2023, as an emergency measure: yeas 11, nays 0.

Attest:

Gerald E. Dendinger  
Clerk of Council

Matt Cherry  
President of Council

Approved:

October 10, 2023  
Wade Kapszukiewicz  
Mayor