



Legislation Text

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File #: O-589-21, Version: 1

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Council President Cherry

**Authorizing the improvement to Elmer Drive at the southeast corner of the intersection at N. Holland Sylvania by installing one (1) LED street light; determining to proceed with the improvement; authorizing the annual cost of \$111.48 for said improvement from the Special Assessment Fund and the General Fund utilities account to Toledo Edison; and declaring an emergency.**

SUMMARY & BACKGROUND:

Toledo City Council has requested that the city install LED street lighting at Elmer Drive on the southeast corner of the intersection at N. Holland Sylvania to protect and provide nighttime safety to the area residents. This legislation proposes to install one (1) LED street light to better illuminate this area.

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

SECTION 1. That it is determined to proceed with the improvement of the following lots and lands by installing street lighting, as described below, pursuant to the authority cited below and in accordance with Resolution 599-19, adopted on December 10, 2019, and in accordance with plans, specifications, and estimates heretofore approved and on file with the Clerk of Council and in the Division of Engineering Services.

- A. Elmer Drive at the Southeast intersection of N. Holland Sylvania by installing one (1) 90-watt, LED cobra style streetlight on wood poles with overhead service.

SECTION 2. That the plans, specifications and estimates for this proposed improvement are approved and will be filed at the Division of Engineering Services.

SECTION 3. That the annual cost and expense of said improvement, together with damages, if any, awarded to the owner of adjoining lands, with interest thereon, and the costs and expenses of any such award, shall be paid from the Special Assessment Fund and the General Fund utilities account, by the city in a manner provided by law.

SECTION 4. That the remainder of the cost and expense of said improvement, not specially assessed, together with damages, if any, awarded to the owner of adjoining lands, with interest thereon, and the costs and expenses of any such award, shall be paid by a levy upon the general tax list made by the city for such purpose in the manner provided by law.

SECTION 5. That the Toledo Edison Company is authorized and directed to accomplish the improvements described in Section 1 hereof; such lights to be erected and maintained, and payment therefore to be made in accordance with the applicable terms and provisions of the Toledo Edison street lighting tariff as approved by the Public utilities Commission of Ohio.

SECTION 6. That the Clerk of Council is directed to furnish said Toledo Edison Company with a certified copy and written notice of the passage of the ordinance after publication of the same.

SECTION 7. 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 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 expedite the installation of street lighting.

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