



## Legislation Details (With Text)

**File #:** O-099-18      **Version:** 1      **Name:**  
**Type:** Ordinance      **Status:** Approved  
**File created:** 3/2/2018      **In control:** Public Utilities Department  
**On agenda:** 3/13/2018      **Final action:** 3/13/2018  
**Title:** Authorizing the Mayor to enter into agreements with and accept financial assistance from the State of Ohio, Ohio Public Works Commission ("OPWC") in an amount not to exceed \$2,253,905 for six roadway projects; authorizing the appropriation and expenditure of said grant and loan proceeds into the Capital Improvement Program Fund on the subject projects; authorizing a dedicated source for repayment of said loans; authorizing the Mayor to execute all necessary documentation for said grants and loans and to execute the necessary documentation for all contracts related to construction, professional services, contingencies, capitalized interest, testing, and permit fees; and declaring an emergency.

**Sponsors:****Indexes:****Code sections:****Attachments:**

Date	Ver.	Action By	Action	Result
3/13/2018	1	City Council	Dispense with the rules of Council requiring...	Pass
3/13/2018	1	City Council	declare emergency	Pass
3/13/2018	1	City Council	passage	Pass

DPU 031318OPWCGrantsandLoans  
Engineering Services  
Tim Grosjean (x1344)  
(Revised)

**Authorizing the Mayor to enter into agreements with and accept financial assistance from the State of Ohio, Ohio Public Works Commission ("OPWC") in an amount not to exceed \$2,253,905 for six roadway projects; authorizing the appropriation and expenditure of said grant and loan proceeds into the Capital Improvement Program Fund on the subject projects; authorizing a dedicated source for repayment of said loans; authorizing the Mayor to execute all necessary documentation for said grants and loans and to execute the necessary documentation for all contracts related to construction, professional services, contingencies, capitalized interest, testing, and permit fees; and declaring an emergency.**

**SUMMARY & BACKGROUND:**

This ordinance authorizes the Mayor to accept, deposit, appropriate and expend up to \$2,253,905 in grant and loan funds from the Ohio Public Works Commission ("OPWC"). It further authorizes the Mayor to enter into agreements for the referenced grants and loans and to conduct the appropriate budget adjustments and transfers of expense associated with said grants and loans. It further dedicates a source of funds for repayment of the loans.

Resolutions #381-16 and #525-15 authorized applying for this assistance and entering into an agreement with OPWC for this purpose. Sections 1 and 3 of this ordinance details each project's grant and/or loan amount and account code.

Each of these projects requires match money which is either in place or will be in place through other City or outside funding sources.

Passage of this ordinance is required to enable the City of Toledo to accept OPWC funding and to proceed with the construction of these projects.

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

SECTION 1. That the Mayor is authorized to accept and deposit grant proceeds into the Capital Improvement Program Fund in an amount not to exceed \$1,571,812 and to enter into a grant agreement with the Ohio Public Works Commission for multiple projects, as follows:

Project		Account Code	Amount
S. Detroit - Anthony Wayne Trail to Copland	Grant	540G-35000-8GA7077STDSTD	\$357,532
South - Reynolds to Byrne	Grant	540G-35000-8GA7087STDSTD	\$532,187
Anthony Wayne Trail - South to Glendale	Grant	540G-35000-8GA7097STDSTD	\$299,246
Reynolds - Glendale to Angola	Grant	540G-35000-8GA7107STDSTD	\$199,863
S. Detroit - Sherwood to Glendale	Grant	540G-35000-8GA7117STDSTD	\$73,600
Cherry - Greenbelt to Summit	Grant	540G-35000-8GA7127STDSTD	\$109,384
<b>TOTAL</b>			<b>\$1,571,812</b>

SECTION 2. That the sum not to exceed \$1,571,812 is appropriated from the unappropriated grant proceeds in the Capital Improvement Fund into various Account Codes as listed in Section 1; and further authorizing the expenditure in amounts not to exceed the amounts listed in Section 1.

SECTION 3. That the Mayor is authorized to accept and deposit loan proceeds in an amount not to exceed \$682,093 and to enter into a project agreement with the Ohio Public Works Commission for multiple projects, as follows:

Project		Account Code	Amount
Anthony Wayne Trail - South to Glendale	Loan	540L-35000-8LA7097STDSTD	\$299,246
Reynolds - Glendale to Angola	Loan	540L-35000-8LA7107STDSTD	\$199,863
S. Detroit - Sherwood to Glendale	Loan	540L-35000-8LA7117STDSTD	\$73,600
Cherry - Greenbelt to Summit	Loan	540L-35000-8LA7127STDSTD	\$109,384
<b>TOTAL</b>			<b>\$682,093</b>

SECTION 4. That the sum of up to \$682,093 is appropriated from the unappropriated loan proceeds in the Capital Improvement Program Fund into various Account Codes as listed in Section 3; and further authorizing the expenditure in amounts not to exceed the amounts listed in Section 3.

SECTION 5. That the dedicated source of repayment for said loan(s) shall be the unappropriated balance of the Capital Improvement Fund provided, however, that any loans for these projects shall be

subordinate to all of the city's revenue bonds within the same fund.

SECTION 6. That the Mayor is authorized to prepare plans and specifications, accept bids and execute necessary contracts including such items as labor, materials, construction testing, professional services, property appraisals, title work, negotiations, acquisition, and environmental contamination studies that are necessary to acquire additional rights-of-way. Said contracts shall contain such terms and conditions as the Mayor may deem requisite and proper and shall be subject to approval by the Department of Law.

SECTION 7. That the Finance Director is authorized to draw her warrant or warrants against the Account Codes identified in Sections 1 and 3 above, in amounts authorized in Sections 1 & 3 above in payment of the above authorized obligations upon presentation of the proper voucher or vouchers.

SECTION 8. That various adjustments and line item expenditures and transfers are authorized to comply with said grant and loan agreements.

SECTION 9. 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 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 facilitate the planning and construction of these projects.

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