



## Legislation Details (With Text)

**File #:** O-341-18      **Version:** 1      **Name:**  
**Type:** Ordinance      **Status:** Approved  
**File created:** 8/17/2018      **In control:** Public Utilities Department  
**On agenda:** 8/28/2018      **Final action:** 8/28/2018  
**Title:** Authorizing the appropriation of \$74,200 from the unappropriated balance of the Storm Water Replacement Fund; authorizing the operating transfer of \$74,200 to the Storm Water Operating Fund; authorizing the expenditure of \$74,200 from the Storm Water Operating Fund for supporting Phase II of the Nutrients Sources and Amounts Assessment Plan; waiving competitive proposal requirements of TMC Chapter 187; and declaring an emergency.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:**

| Date      | Ver. | Action By    | Action | Result |
|-----------|------|--------------|--------|--------|
| 8/28/2018 | 1    | City Council |        |        |
| 8/28/2018 | 1    | City Council |        |        |
| 8/28/2018 | 1    | City Council |        |        |

DPU082818WLEBNSAA

Environmental Services

Jeanette Ball (x3951)

(Revised)

**Authorizing the appropriation of \$74,200 from the unappropriated balance of the Storm Water Replacement Fund; authorizing the operating transfer of \$74,200 to the Storm Water Operating Fund; authorizing the expenditure of \$74,200 from the Storm Water Operating Fund for supporting Phase II of the Nutrients Sources and Amounts Assessment Plan; waiving competitive proposal requirements of TMC Chapter 187; and declaring an emergency.**

**SUMMARY & BACKGROUND:**

The city of Toledo, Lucas County Commissioners and the Lucas County Sustainability Commission would like to use a phased approach to identify, quantify, and reduce the impacts from nutrient sources potentially contributing to Harmful Algal Blooms (HABs) in the Western Lake Erie Basin. Strategy will be consistent with the USEPA's Nine Element Watershed Plan Requirements for Impaired Waters. EPA requires that nine elements be addressed in watershed plans funded with incremental Clean Water Act Section 319 funds and strongly recommends that they be included in all other watershed plans intended to address water quality impairments. This funding will provide the modeling that is necessary for the project.

This ordinance is for Phase II of the Nutrients Sources and Amounts Assessment and significantly impacts NW Ohio financially as it relates to clean drinking water and improved lake conditions which directly affect the fishing/tourism industry.

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

SECTION 1. That an amount of \$74,200 is appropriated from the unappropriated balance of the Storm Water Utility Replacement Fund into account code 607D-38000-4000552STDSTD.

SECTION 2. That an operating transfer in the amount of \$74,200 is authorized from the Storm Water Utility Replacement Fund, Account Code 607D-558100-38000-4000552STDSTD to the Storm Water Operating Fund, Account Code 607A-408690-38000-4000552STDSTD.

SECTION 3. That the expenditure of \$74,200 is authorized from the Storm Water Operating Fund, account code 607A-38000-4000552STDSTD, to Lucas County Commissioners for the city of Toledo's share of the cost of the Watershed Plan.

SECTION 4. That this Council finds it in the best interest of the city of Toledo to waive the competitive proposal process as required under Chapter 187 of the Toledo Municipal Code for the reason that this is phase II of an ongoing project with Lucas County Commissioners and the Lucas County Sustainability Commission.

SECTION 5. That the finance director is authorized to issue her warrant or warrants against the account code listed in Section 1 in amounts not to exceed \$74,200 in payment of the obligations incurred upon presentation of proper voucher or vouchers

SECTION 6. 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 timely move forward Phase II of the Nutrients Sources and Amounts Assessment.

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