Legislation Details (With Text)

File #:	O-366-19	**Version:**	1	**Name:**	
Type:	Ordinance			**Status:**	Approved
File created:	7/23/2019			**In control:**	Finance Department
On agenda:	8/6/2019			**Final action:**	8/6/2019
Title:	Levying special assessments for the 2018 Sidewalk Program; and declaring an emergency.				
Sponsors:					
Indexes:					
Code sections:					
Attachments:	1. 2018 Sidewalk Program, 2. Audio: Agenda Review 7/30/2019, 3. Audio: City Council 8/6/2019				

Date	Ver.	Action By	Action	Result
8/6/2019	1	City Council	Dispense with the rules of Council requiring...	Pass
8/6/2019	1	City Council	declare emergency	Pass
8/6/2019	1	City Council	passage	Pass

FIN LEVY 2018 SIDEWALKS
Taxation and Treasury
R. Martinez (x1653)
(Revised)

Levying special assessments for the 2018 Sidewalk Program; and declaring an emergency.

SUMMARY & BACKGROUND:
This is the Ordinance to levy the assessments for the cost and expense for the repair or construction of new sidewalks in the City of Toledo for the 2018 sidewalk program. The services described in Section 1 have been completed and the final cost of those services has been determined.

The fiscal impact of this ordinance is as follows:

- The amount of funds requested: none
- The expenditure budget line item: n/a
- New revenue generated (operational revenue, grants, if any): no
- Revenue budget line item (if any): 5057-14200-8A10635STDSTD
- Are funds budgeted in the current fiscal year (yes/no)?: no, these expenses occurred in fiscal 2018
- Is this a capital project (yes/no)? yes
- If yes, is it new or existing (new/existing)? replacing damaged sidewalk slabs
- What section of the City's Strategic Plan does this support:
  - Excellence in Basic Services (yes/no) yes
  - Quality Community Investment (Livable City, Development) (yes/no) yes
  - Workplace Culture & Customer Service (yes/no) yes
  - Environment (yes/no) yes

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

SECTION 1. That the revised special assessments for the cost and expense for the repair or construction of new sidewalks in the City, pursuant to and as described in Ordinance No. 211-18, passed June 5, 2018, amounting in the aggregate to ($324,105) Three Hundred Twenty-four Thousand, One Hundred Five Dollars, which were filed with the Clerk of Council on July 24, 2019, and are on file in his office, are adopted and confirmed. Those special assessments are levied and assessed upon the lots and lands as provided in this ordinance (attachment) in the respective amounts set forth in the schedule of special assessments on file, which special assessments are in proportion to the special benefits and are not in excess of any applicable limitation.

SECTION 2. That the special assessment against each lot or parcel of land shall be payable in cash within 30 days after the passage of this Ordinance, or at the option of the owner in five annual installments (ten semi-annual installments) with interest at the same effective fixed rate as borne by the notes issued in anticipation of the collection of the special assessments, taking into consideration any related interest rate exchange transactions. All cash payments shall be made to the Commissioner of Taxation and Treasury of this City. All special assessments remaining unpaid at the expiration of those 30 days shall be certified by the Clerk of Council to the County Auditor as provided by law to be placed on the tax duplicate and collected as taxes are collected.

SECTION 3. That the Clerk of Council shall cause a notice of the passage of this Ordinance to be published once in a newspaper of general circulation in this City and shall keep on file in his office the revised assessments.

SECTION 4. That the Clerk of Council shall deliver a certified copy of this Ordinance to the County Auditor within 20 days after its passage.

SECTION 5. That this Council finds and determines that all formal actions of this Council and any of its committees concerning and relating to the passage of this Ordinance were taken, and that all deliberations of this Council and of any of its committees that resulted in those formal actions were held in meetings open to the public in compliance with the law.

SECTION 6. That this Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and property of the City and for the further reason that this Ordinance must be effective immediately to permit the City to certify unpaid special assessments to the County Auditor and to comply timely with agreements of the City entered into in connection with the issuance of the notes issued in anticipation of the special assessments; wherefore, this Ordinance shall be in full force and effect from and after its passage, or at the earliest time allowed by law.

Vote on emergency clause: yeas 12, nays 0.

Passed: August 6, 2019, as an emergency measure: yeas 12, nays 0.

Attest:

Gerald E. Dendinger	Matt Cherry
Clerk of Council	President of Council

Approved: August 6, 2019

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Wade Kapszukiewicz
Mayor