



## Legislation Details (With Text)

**File #:** O-514-19      **Version:** 1      **Name:**  
**Type:** Ordinance      **Status:** Approved  
**File created:** 10/15/2019      **In control:** Public Utilities Department  
**On agenda:** 10/29/2019      **Final action:** 10/29/2019

**Title:** Authorizing the expenditure in an amount not to exceed \$30,097 from the Utilities Administration Fund and an amount not to exceed \$12,697 from the Information Communication Technology Fund for emergency services related to the power outage at 420 Madison Avenue and One Government Center; authorizing the mayor to enter into contracts for the emergency equipment and services; waiving the competitive bidding requirements of the TMC 187; and declaring an emergency.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Audio: Agenda Review 10/22/2019, 2. Audio: City Council October 29, 2019

Date	Ver.	Action By	Action	Result
10/29/2019	1	City Council	Dispense with the rules of Council requiring...	Pass
10/29/2019	1	City Council	declare emergency	Pass
10/29/2019	1	City Council	passage	Pass

Downtown Power Outages

Department of Public Utilities, Department of ICT

Ed Moore (x1845), Anne Bennett (x1100)

(Revised)

**Authorizing the expenditure in an amount not to exceed \$30,097 from the Utilities Administration Fund and an amount not to exceed \$12,697 from the Information Communication Technology Fund for emergency services related to the power outage at 420 Madison Avenue and One Government Center; authorizing the mayor to enter into contracts for the emergency equipment and services; waiving the competitive bidding requirements of the TMC 187; and declaring an emergency.**

### SUMMARY & BACKGROUND:

This ordinance authorizes a total expenditure of \$42,794 for emergency services performed due to power outages at 420 Madison Avenue, where the Division of Public Utilities Administration is housed, and at One Government Center. The power outage at Government Center commenced on June 21, 2019 and was restored June 25, 2019. The first power outage at 420 Madison Avenue commenced on June 25, 2019 and was restored June 28, 2019. The second power outage at 420 Madison Avenue commenced on July 5, 2019 and was restored July 06, 2019. Due to the complications related to the power outages, and to assure the safety of local residents, the expertise and equipment available through a private contractor were necessary. It is anticipated this expenditure will be reimbursed through the filing of an insurance claim. Toledo Municipal Code 187 requires Council to be informed of the emergency and for authorization to pay for equipment and services.

The fiscal impact of this ordinance is as follows:

- The amount of funds requested: \$42,794
- The expenditure budget line item: 6078-31000-4UC3613STDSTD (\$30,097)  
7084-17500-1144001STDSTD (\$12,697)
- New revenue generated (operational revenue, grants, if any): none
- Revenue budget line item (if any): none
- Are funds budgeted in the current fiscal year (yes/no)? : yes
- Is this a capital project (yes/no)? no
- If yes, is it new or existing (new/existing)? new
- What section of the City's Strategic Plan does this support:
  - o Excellence in Basic Services (yes/no) yes
  - o Quality Community Investment (Livable City, Development) (yes/no) yes
  - o Workplace Culture & Customer Service (yes/no) yes
  - o Environment (yes/no) yes

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

SECTION 1. That the mayor is authorized to enter into agreements for the payment of invoices for emergency equipment rental and services related to the power outages at One Government Center and 420 Madison Ave. Such terms and conditions shall be approved by the Director of Public Utilities, Director of ICT, and Director of Law.

SECTION 2. That the amount not to exceed \$30,097 is authorized for expenditure from the Utility Administrative Services Fund to Account Code 6078-31000-4UC3613STDSTD for the purpose identified in Section 1.

SECTION 3. That the amount not to exceed \$12,697 is authorized for expenditure from the Information Communication Technology Fund to Account Code 7084-17500-1144001STDSTD for the purpose identified in Section 1.

SECTION 4. That this Council finds it in the best interest of the City to waive the competitive bidding requirements of Toledo Municipal Code Chapter 187 for the reason that emergency services were required for the timely restoration of power to facilities housing various city of Toledo departments

SECTION 5. That the Director of Finance is authorized to issue his warrant or warrants against the account code identified in Sections 2 and 3 above in an amount not to exceed \$42,794 in payment of the above authorized obligations 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 facilitate the expeditious payment for emergency work performed due to the power outages.

Vote on emergency clause: yeas 11, nays 0.

Passed: October 29, 2019, as an emergency measure: yeas 11, nays 0.

Attest:

Gerald E. Dendinger  
Clerk of Council

Matt Cherry  
President of Council

Approved:

October 29, 2019  
Wade Kapszukiewicz  
Mayor