



## Legislation Details (With Text)

**File #:** O-006-21      **Version:** 1      **Name:**  
**Type:** Ordinance      **Status:** Approved  
**File created:** 12/15/2020      **In control:** Law Department  
**On agenda:** 1/5/2021      **Final action:** 1/5/2021  
**Title:** Authorizing the settlement of AT&T Ohio's claim against the City of Toledo for property damage in the amount of \$57,136; authorizing the expenditure of \$57,136 from the Risk Management Fund; and declaring an emergency.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
1/5/2021	1	City Council		
1/5/2021	1	City Council		
1/5/2021	1	City Council		

AT&T Claim (5435 Douglas Road)

Law Department

Terry Green (x1020)/Jeffrey B. Charles (x1020)

Revised

**Authorizing the settlement of AT&T Ohio's claim against the City of Toledo for property damage in the amount of \$57,136; authorizing the expenditure of \$57,136 from the Risk Management Fund; and declaring an emergency.**

### SUMMARY AND BACKGROUND:

City of Toledo Water Distribution personnel working in the area of 5435 Douglas Road, Toledo, Ohio on September 17, 2019 cut AT&T's underground fiber optic duct and cable, for which the City of Toledo was billed \$72,136. Settlement of the claim has been reached in the amount of \$57,136.

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

SECTION 1. That the expenditure of \$57,136 is authorized from the Risk Management Fund Account Code 7095-12000-1157001STDSTD for payment for settlement of the claim of AT&T Ohio.

SECTION 2. That the payment of this claim is contingent upon the execution of the proper release by AT&T Ohio.

SECTION 3. That the Director of Finance is authorized to draw warrant or warrants to in payment of the above authorized obligations in the amount of \$57,136 against the above Account Code upon presentation of the proper vouchers.

SECTION 4. That this Ordinance, being an emergency measure, 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 implement the settlement in accordance with the conditional agreement of the Administration.

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