



## Legislation Details (With Text)

**File #:** O-239-22      **Version:** 1      **Name:**  
**Type:** Ordinance      **Status:** Approved  
**File created:** 1/27/2022      **In control:** Public Service Department  
**On agenda:** 6/7/2022      **Final action:** 7/19/2022  
**Title:** Authorizing the expenditure of an amount not to exceed \$18,000,000 from the Capital Improvement Fund for necessary major building improvements and replacements at the Toledo Municipal Court House; authorizing the Mayor to accept qualifications and proposals and award a design-build construction contract pursuant to ORC Section 153.693; and declaring an emergency

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
7/19/2022	1	City Council		
7/19/2022	1	City Council		
7/19/2022	1	City Council		
6/7/2022	1	City Council	Referred To:	Pass
5/24/2022	1	City Council	First Reading	Pass

DPS Toledo Municipal Court Necessary Maintenance Build and Design \$18,000,000

Facility and Fleet Operations

Rick Akeman (x2560)/Paul M. Rasmusson (x7868)

Revised

**Authorizing the expenditure of an amount not to exceed \$18,000,000 from the Capital Improvement Fund for necessary major building improvements and replacements at the Toledo Municipal Court House; authorizing the Mayor to accept qualifications and proposals and award a design-build construction contract pursuant to ORC Section 153.693; and declaring an emergency**

### SUMMARY & BACKGROUND:

This Ordinance authorizes expending an amount not to exceed \$18,000,000 from appropriated capital improvement funds for preserving, improving and replacing major building components at the Toledo Municipal Court House including but not limited to roof replacement, HVAC systems, windows, lighting and fixtures, back-up generation including new switch gears, five (5) elevators and two (2) escalators, front entrance redesign and replacement. Funds are available for expenditure from the approved Capital Improvement Fund budget. This project will be financed through a general obligation bond issuance. Companion legislation authorizing notes in anticipation of bonds has also been submitted.

The Ohio Revised Code (ORC) in Sections 153.65 through 153.73 authorizes the use of design-build for public improvement projects by municipalities. The ORC details the bid and selection process for design-build

involving a prequalification process, a request for pricing proposals and negotiation with the selected firm determined to have submitted the best value proposal. The design-build process has been found to be advantageous by reducing risk on the project by having a single source of responsibility while still maintaining the city's involvement in the design and construction services for the project. It allows for greater value engineering and necessary flexibility without slowing the project.

This Ordinance authorizes the Mayor to enter into a design-build construction contract pursuant to ORC Section 153.693 for improvement to the Toledo Municipal Court.

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

SECTION 1. That an amount not to exceed \$18,000,000 is authorized for expenditure from the Capital Improvement Fund, Account Code 5040-26100-8CB2208TMCBLD for major building improvements and replacements at the Toledo Municipal Court House.

SECTION 2. That the Mayor is authorized to accept qualifications and pricing proposals from qualified firms in accord with ORC Sections 153.65 through 153.73 and award a design-build construction contract pursuant to ORC Section 153.693 for the purpose authorized in Section 1, upon terms and conditions acceptable to the Director of Public Service and the Director of Law.

SECTION 3. That the Director of Finance is authorized to draw their warrant or warrants against the Account Code in Section 1 in payment of the above authorized obligations in an amount not to exceed \$18,000,000 upon presentation of the proper voucher or vouchers.

SECTION 4. That this Ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage. The reason for the emergency lies in the fact that the same is necessary for the immediate preservation of the public peace, health, safety and property, and for further reason that the Ordinance must be immediately effective in order to allow the timely improvement and replacement of major mechanical systems and structural improvements to Toledo Municipal Court House.

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