File #: O-050-20, **Version:** 1

Councilman Riley

Declaring it necessary to improve a portion of the Hill Avenue by upgrading existing street lights with additional street lights poles and LED lamps; and declaring an emergency.

SUMMARY & BACKGROUND:
Ord. 23-19 authorized an upgrade of existing street lighting on Hill Avenue's western-most city limit to Byrne Road with enhanced LED street lights for the safety of citizens. Light Emitting Diode (LED) street lamps offer brighter lighting patterns at a lower cost due to less energy consumption. Increasing light intensity on Hill Ave. with LED street lights will reduce dangerous intersections and increase public safety in general.

Luna Energy Partners recommended in 2019 additional street light poles and LED lamps along Hill Ave. from the western-most city limit to Byrne Rd.

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

SECTION 1. That it is determined to proceed with the improvement of a portion of Hill Avenue as described below by upgrading the existing street lights with additional street lights poles and LED luminaires, pursuant to the authority cited below and in accordance with Resolution No. 541-18 adopted on December 18, 2018; and plans, specifications and estimates to be prepared under the direction of the Department of Public Service.

SECTION 2. That a portion of Hill Avenue's western-most city limit to Byrne Road is specifically benefited by said improvements and shall be assessed at the rate per assessed front foot representing that part of the cost of poles and lighting said streets or portion of said streets abutting said lots and lands.

SECTION 3. That the assessments so to be levied and assessed shall be levied and assessed annually in accordance with the assessing Ordinance hereafter to be passed by the Council and shall be certified to the County Auditor to be placed upon the tax duplicate and collected as other taxes.

SECTION 4. That the remainder of the cost and expense of said improvement, not specially assessed, together with damages, if any, awarded to the owner of adjoining lands, with interest thereon, and the costs and expenses of any such award, shall be paid by a levy upon the general tax list made by the City for such purpose in the manner provided by law.

SECTION 5. That the Toledo Edison Company is authorized and directed to accomplish the improvements described in Section 1 hereof; such poles and lights to be erected and maintained and payment therefore to be made in accordance with the applicable terms and provisions of the franchise agreement between the City of Toledo and Toledo Edison and the street lighting tariff as approved by the Public Utilities Commission of Ohio.

SECTION 6. That the Clerk of Council is directed to furnish said Toledo Edison Company with a certified copy and written notice of the passage of the Ordinance after publication of same.

SECTION 7. That this Ordinance hereby 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 expedite the improvements to the existing Hill Ave. street lighting.

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

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