

# CITY OF TOLEDO

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## What Happened in the Toledo City Council Agenda Review Meeting of 8-27-19

### COUNCILMAN UJVAGI PRESENTS:

TMP-4340 Recognize Bill Hormann.

**My Position: Support.**

### SECOND READING ITEMS:

O-381-19 Amending Toledo Municipal Code Ch. 1760, Registration of Lead Safe Residential Rental Units, and enacting a new Ch. 1760, Lead-Safe Housing.

**My Position: Support.**

**This ordinance will repeal the existing law and enact a new one which addresses the injunction placed by the court.**

O-382-19 Authorizing the appropriation of \$75,000 from the unappropriated balance of the General Fund for the Lead Safe Home Program; authorizing the expenditure of said funds.

**My Position: Support.**

**The position of Assistant City Auditor would be established for the purpose of administering the Lead Safe Home Program. This individual will seek and monitor grants for education and marketing the program and more.**

O-384-19 Providing for the issuance and sale of notes for the purpose of paying, in anticipation of the levy and collection of special assessments, a part of the cost of lighting streets, alleys and other public ways of the City, sprinkling, sweeping, cleaning and removing snow from streets, alleys and other public ways of the City, and controlling blight and disease of shade trees within rights of way and planting, maintaining, trimming and removing shade trees in and along streets of the City, all during the year 2019; authorizing the execution and delivery of a

Trust Agreement securing the payment of the Notes; authorizing the execution and delivery of certain other documents in connection with the issuance of the Notes.

**My Position: Support.**

**This action will approve the issuing of notes in the amount of \$23,900,000 for the Assessed Services Program. It is time to borrow in anticipation of the levying and collection of those assessments. It supports the Excellence in Basic Services section of the City's Strategic Plan.**

O-385-19 Providing for the issuance and sale of \$1,620,000 of notes, in anticipation of the issuance of bonds, to pay costs of constructing, reconstructing and rehabilitating sidewalks, including, where necessary, driveway approaches, in certain locations on designated streets.

**My Position: Support.**

**These notes will be issued in October of 2019. They will be used to retire an existing sidewalk improvement note and provide funding for portions of the 2019 Sidewalk Program. Debt will be increased a net \$235,000,000 and debt limits will be affected.**

O-386-19 Providing for the issuance and sale of bonds in a maximum aggregate principal amount of \$3,500,000 to provide funds to pay costs of acquiring fire apparatus and equipment for use by the City's Department of Fire and Rescue Operations.

**My Position: Support.**

**Outstanding debt may be increased by this amount and the city's borrowing power may be reduced up to this amount. Nonetheless, this action supports quality community investment.**

O-387-19 Authorizing the issuance and sale of industrial development bonds, in a maximum aggregate principal amount of \$4,600,000, for the purpose of refunding the City's outstanding \$4,450,000 Taxable Industrial Development Note, Series 2018, dated as of December 21, 2018, that is stated to mature on December 20, 2019, authorizing and directing the call for redemption the prior note; authorizing the execution and delivery of a Bond Registrar Agreement and a Bond Purchase Agreement with respect to the refunding bonds.

**My Position: Support.**

**This sale refunds an outstanding note issued for the MedCorp site.**

O-388-19 Providing for the issuance and sale of bonds in a maximum aggregate principal amount of \$5,000,000 for the purpose of refunding for debt service cost savings all or a portion of the \$5,000,000 of the City's outstanding Bridge Improvement Bonds, Series 2009, that are stated to mature on December 1 in the years 2024 and 2029, and were issued as a part of a consolidated issue of \$12,340,000 Capital Improvement and Refunding Bonds, Series 2009, dated as of October 15, 2009; authorizing and directing the call for redemption of all of the refunded bonds; authorizing the execution and delivery of a Bond Registrar Agreement and a Bond Purchase Agreement with respect to the refunding bonds and an Escrow Agreement with respect to the refunding of the refunded bonds.

**My Position: Support.**

**This sale refunds bonds issued for a 2009 Martin Luther King Bridge improvement project.**

O-389-19 Providing for the issuance and sale of bonds in a maximum aggregate principal amount of \$4,080,000 for the purpose of refunding for debt service cost savings a portion of the City's outstanding Street Improvement Bonds, Series 2009 (Federally Taxable - Recovery Zone Economic Development Bonds - Direct Payment), dated as of October 15, 2009, that are stated to mature on December 1, 2025; authorizing and directing the call for redemption of all of the refunded bonds; authorizing the execution and delivery of a Bond Registrar Agreement and a Bond Purchase Agreement with respect to the refunding bonds and an Escrow Agreement with respect to the refunding of the refunded bonds.

**My Position: Support.**

**This sale supports paying costs of improvements to certain designated streets, i.e., pedestrian ramps, manholes and catch basins, rehabilitation of pavement bases, widening and more.**

O-390-19 Authorizing the issuance and sale of industrial development bonds, in a maximum aggregate principal amount of \$4,300,000, for the purpose of refunding for debt service cost savings all or a portion of the City's outstanding Special Obligation (Nontax Revenue) Industrial Development Bonds, Series 2006 (Vehicle Storage Project), dated as of September 12, 2006, that are stated to mature on December 1 in the years 2020, 2021 and 2026, authorizing and directing the call for redemption of all of the refunded bonds; authorizing the execution and delivery of a Bond Registrar Agreement and a Bond Purchase Agreement with respect to the refunding bonds and an Escrow Agreement with respect to the refunding of the refunded bonds.

**My Position: Support.**

**This sale of industrial bonds will pay for constructing a surface parking facility and a bridge leading to it over Stickney Avenue from the Toledo North Assembly Plant.**

O-391-19 Authorizing the issuance and sale of industrial development bonds, in a maximum aggregate principal amount of \$3,750,000, for the purpose of refunding for debt service cost savings a portion of the City's outstanding Taxable Industrial Development Bonds, Series 2006 (Marina District Project), dated as of July 6, 2006, that are stated to mature on December 1, 2032, authorizing and directing the call for redemption of all of the refunded bonds; authorizing the execution and delivery of a Bond Registrar Agreement and a Bond Purchase Agreement with respect to the refunding bonds and an Escrow Agreement with respect to the refunding of the refunded bonds.

**My Position: Support.**

**Costs of acquiring parcels of property in the Marina District are covered by the sale of refunding these bonds.**

O-392-19 Authorizing appropriations and budget adjustments within the 2019 Approved Operating Budget.

**My Position: Support.**

**This action will authorize amending the previously approved 2019 Operating Budget for various adjustments. Included are: \$20,000 for an IRS audit compliance; lead education outreach; updating Cityworks; reappropriating ICT and ESRI interactive maps, purchase of water meters and leaf collection staffing and hauling.**

O-393-19 Authorizing the Mayor to enter into diversity recruitment services agreement for the Department of Fire and Rescue Operations; authorizing the waiving of the competitive bid requirements of Chapter 187 of the Toledo Municipal Code; authorizing the expenditure of \$59,600 from the General Fund.

**My Position: Support.**

**Toledo Fire and Rescue Department is committed to improving diversity and increasing the number of capable underrepresented groups from our community in their ranks. VCREATIVE is the only minority-owned and operated firm that specializes in recruitment intended for public safety organizations.**

O-394-19 Authorizing the disappropriation of \$235,000 from the Water Bond Improvement Fund; authorizing the appropriation and expenditure of \$235,000 in the Water Bond Improvement Fund for the Supervisory Control and Data Acquisition

System Upgrade Project; authorizing the mayor to execute the necessary contract(s) for the design, preparation of plans and specifications, engineering, bidding, construction oversight, testing, permits, renovation, construction, appurtenances, and other related work, tasks, equipment, and materials needed.

**My Position: Support.**

**This is a reappropriation for the SCADA system upgrade at our Water Treatment Plant.**

O-398-19 Granting a Special Use Permit, for a Residential Drug and Alcohol Treatment Center for a site located at 3132 Secor Road, in the City of Toledo, Lucas County, Ohio; subject to certain conditions.

**My Position: Hold Pending Public Hearing Input.**

**Both the City Plan Commission and the Toledo City Council Zoning and Planning Committee recommended approval. However, there is some opposition from neighbors living near the proposed site that needs to be resolved.**

**COUNCIL MEMBERS DELANEY AND UJVAGI PRESENT:**

TMP-4345 Resolution Supporting the Appropriation of Increased Gasoline and Diesel Tax Revenues Exclusively to Residential and Commercial Storefront Street Paving.

**My Position: Support.**

TMP-4346 Ordinance Directing the Finance Director to Prepare a Bond Issuance for the Paving and Maintenance of Residential and Neighborhood Commercial Streets and Pledging Increased Gasoline and Diesel Tax Revenues in Repayment.

**My Position: Hold Pending Public Hearing Input.**

**A hearing is planned.**

**COUNCILMAN WANIEWSKI PRESENTS:**

TMP-4341 Enacting Toledo Municipal Code Section 1726.09, "Chronic Commercial Property Nuisance".

**My Position: Hold Pending Public Hearing Input.**

**Some businesses repeatedly fail to maintain their properties in a way that does not seriously interfere with quality of life and a safe community environment. A new system is needed to address them. A point system has**

**been proposed. After the property acquires 12 points in 12 months or 18 points in 24 months for criminal activity or health code violations, it would be prohibited from hosting any event or conducting business. The idea is to establish a more quantifiable, objective way to make those determinations.**

**COUNCILMAN RILEY PRESENTS:**

TMP-4347 Amending the Toledo Municipal Code by repealing Section 1111.0303, Mailed Notice; and enacting a new Toledo Municipal Code Section 1111.0303, Mailed Notice.

**My Position: Held Pending Delivery of The Law Department's Opinion.**

**This may unnecessarily bog down the process of approvals by changing the requirement of sending a mailed notice from abutting or directly across the street to within a one quarter mile radius.**

**TOLEDO MUNICIPAL COURT:**

TMP-4342 Authorizing the Mayor to accept and deposit funds in the amount of \$870,376.00 from a grant received from the State of Ohio, Department of Rehabilitation and Correction, Division of Parole and Community Services for the appropriation and expenditure of those funds from the Justice Reinvestment and Incentive Funding grant; authorizing the execution of any grant documents that may be required for the acceptance of the additional sums.

**My Position: Support.**

**These funds will cover assistance for 700 offenders by improving probation services and access to treatment. The grant also provides for 1.5 FTE positions.**

TMP-4343 Authorizing an agreement between TASC of Northwest Ohio, Inc. and City of Toledo through Toledo Municipal Court to create a referral relationship for professional services with TASC of Northwest Ohio, Inc. or through other providers identified by TASC of Northwest Ohio, to assess, evaluate, manage, monitor and report to Toledo Municipal Court on the progress of criminal defendants reintegration; authorizing the expenditure of \$175,750.00; waiving the requirements of TMC 187 and making certain findings with respect thereto.

**My Position: Support.**

**Drug and alcohol related services will be locked in by this agreement with TASC for 2 years.**

TMP-4344 Authorizing an agreement between TASC of Northwest Ohio, Inc. and City of Toledo through Toledo Municipal Court to create a referral relationship for professional services with TASC of Northwest Ohio, Inc. or through other providers identified by TASC of Northwest Ohio, to assess, evaluate, manage, monitor and report to Toledo Municipal Court on the progress of criminal defendants reintegration; authorizing the expenditure of \$145,912.95; waiving the requirements of TMC 187 and making certain findings with respect thereto.

**My Position: Support.**

**This is another 2 year agreement with the City and TASC for providing a number of services that include mental health and anger management treatment.**

#### **OFFICE OF THE MAYOR:**

1. TMP-4316 Authorizing the Mayor to enter into Uniform Water Purchase and Supply Agreements with each of the following jurisdictions: Fulton County, Lucas County, City of Maumee, Monroe County on behalf of South County Water System, Northwestern Water and Sewer District, City of Perrysburg, City of Sylvania, and the Village of Whitehouse; waiving, to the extent applicable, Section 3 of Ord. 582-10 and Section 3 or Ord. 606-07.

**My Position: Support.**

**This addresses the supply and purchase of surplus Toledo water agreements with these entities. Senior and low income discounts, lead-line replacements, reduction of the mandatory minimum charge and implementation of monthly billing is allowed in Toledo for a 40 year term under this plan.**

#### **DEPARTMENT OF PUBLIC UTILITIES:**

2. Deleted

3. TMP-4331 Authorizing the expenditure of \$3,000,000 per year from the Sewer Operating Fund; authorizing the mayor to enter into a contract for a period of five years with two additional two-year extensions for costs associated with the annual Biosolids Recycling/Disposal Program.

**My Position: Support.**

**Disposal of biosolids from the Bay View Wastewater Treatment Plant will be paid for with approval of this request for authorization. The question that remains unanswered is to where will it be hauled.**

4. TMP-4330 Authorizing the expenditure of \$110,423 from the Sewer Operating Fund to Taylor Excavating for the emergency repair of a main and multiple collapsed laterals located at 1527 North Detroit; authorizing the mayor to enter into necessary agreements; waiving the competitive bidding requirement of TMC 187.

**My Position: Support.**

**Expenditure of these funds will pay for this emergency sewer repair that occurred in April, 2019. Yet to be answered is if it followed the PLA.**

**DEPARTMENT OF LAW:**

5. Deleted

6. Deleted

**DEPARTMENT OF FINANCE:**

7. TMP-4333 Authorizing the Mayor to enter into a three-year contract for banking services; further authorizing the expenditures.

**My Position: Support.**

**A contract with Fifth Third Bank designating it as our Central Depository will be the result of this action, with the State Treasurer as Secondary Custodian.**

**COUNCIL PRESIDENT CHERRY, CHAIR, ZONING & PLANNING COMMITTEE, REPORTS AS APPROVED:**

- TMP-4348 Declaring the vacation of a portion of Martin Luther King Jr. Boulevard at Broadway within the Oliver's Division, in the City of Toledo, Lucas County, Ohio.

**My Position: Support.**

**This vacation will include an alley adjacent to this portion of MLK, Jr. Blvd. The Board of Revision reviewed and approved the vacation.**

- TMP-4328 Authorizing the Mayor to enter into an amended Joint Economic Development Zone Contract between the City of Toledo, City of Maumee, and the Board of Trustees of Monclova Township for the purpose of extending the term of the contract 20 years with 10 year options to renew thereafter; authorizing the Board of Directors of the Toledo-Maumee-Monclova Township JEDZ Board to expend



an annual amount not to exceed \$128,000 for a period not to exceed 18 years from the City's distributable share of JEDZ tax proceeds for the City of Toledo's local match contribution to the US 20A-I-475 interchange project; authorizing the Mayor to execute and deliver needed instruments for the City's participation in funding the project.

**My Position: Support.**

**The people of our City need to know that we have a tax authority organization that is up and running. This particular agreement will increase motorist safety and access to current and future businesses, by creating an interchange at US20A and I-475. Financial commitments are being sought. The proposal allows the JEDZ to distribute the \$128,000 to the project from the City's annual distributed share of the income and net profit tax proceeds generated. An adjacent JEDZ generates approximately \$500,000 in annual revenue to the City of Toledo.**

TMP-4354 Temporarily amending the boundaries of the Downtown Outdoor Refreshment Area for the purpose of including access to Promenade Park to be within the Downtown Outdoor Refreshment Area; making certain findings and determinations with respect thereto.

**My Position: Support.**

**This allows a temporary extension for the Momentum Festival during September 20-21, 2019. Participants will be allowed to carry a DORA beverage to Promenade Park. People carrying from a DORA establishment can walk to the event with a DORA cup. The headline act this year is Chaka Khan on September 20, 2019 at 6:15pm.**

TMP-4355 Amending the Toledo Municipal Code by repealing Section 2101.01 & 2101.74 and enacting a new Toledo Municipal Code Section 2101.01 & 2101.74.

**My Position: Support.**

**This ordinance creates a new position called Deputy Director, expands classifications in the E-4 salary group and creates a new E-5 salary group for executive group positions. Deputy Directors will perform in the absences or disability of the Director. These changes are expected to assist in the implementation of a succession plan as well as attracting sustaining and recruiting highly qualified department leaders. Competitive salaries are a proven way to accomplish that end.**