



City of Cincinnati

Law & Public Safety Committee

Meeting Minutes

Chairperson Christopher Smitherman
Vice Chair David Mann
Council Member Betsy Sundermann
Council Member Jan Michele Kearney
Council Member Greg Landsman
Council Member Steven Goodin
Council Member Liz Keating

Tuesday, December 7, 2021 9:00 AM Council Chambers, Room 300

ROLL CALL

Present: Chairperson Smitherman
Jan-Michele Kearney
Betsy Sundermann
Liz Keating

Excused: Steve Goodin

Absent: Vice Chair David Mann
Greg Landsman

Present: Chairperson Smitherman
Jan-Michele Kearney
Betsy Sundermann
Liz Keating

Excused: Steve Goodin

Absent: Vice Chair David Mann
Greg Landsman

AGENDA

RULE 7.14- SUNSET OF PRIOR LEGISLATIVE MATTERS

1. PRESENTATION, dated 12/10/2018, submitted by Patrick [201801843](#)
A. Duhaney, Acting City Manager, regarding the Emergency
Communications Center Action Plan.

Filed
2. PRESENTATION, submitted by Vice-Mayor Smitherman, [201801844](#)
from Ron Plush, regarding Questions, Comments, and
Directives from 11/15/18 Law and Public Safety Committee
Meeting.

Filed

3. COMMUNICATION, dated 12-10-2018, submitted by Vice-Mayor Smitherman, from Patrick Duhaney, Acting City Manager, regarding Plush Family responses.

[201801845](#)

Filed

4. MOTION, submitted by Councilmember, Landsman, Seelbach, In continuation of the work Vice Mayor Christopher Smitherman has done to require all employees of the City of Cincinnati to complete a sexual and workplace harassment training course as provided through the City's Human Resource Department; WE MOVE that the City Administration provide an immediate update of their review of Administrative Regulation 25 (as noted in attached Motion 201701622, submitted November 29, 2017). WE FURTHER MOVE that the City Administration prepares a report on the feasibility of issuing a city-wide Climate Survey for all City employees, inclusive of part-time employees and interns. WE FURTHER MOVE that the City Administration review, revise and propose a model policy, similar to the City of Phoenix, Arizona (see attached), with regards to how elected officials and appointed positions are held accountable for allegations of sexual harassment and/or assault and to determine if this ought to be a change to an Administration Regulation and/or an addition to the Rules of Council for adoption. WE FURTHER MOVE that once Council has received the recommendations of the City Administration, the policy updates ought to be reviewed by the Cincinnati Task Force to Reduce Gender Based Violence, convened by Councilmember PG Sittenfeld, to ensure the City is following the most up-to-date, survivor-centric policies and protocols. WE FURTHER MOVE that all action stemming from this Motion be taken up in the Major Projects and Smart Government Committee, chaired by Councilmember Greg Landsman.

[201800526](#)

Filed

5. MOTION, submitted by Councilmember Landsman, WHEREAS emergency vehicles such as police cars, ambulances and fire trucks, along with other services vehicles such as armored cars, are in an ideal position to save fuel and reduce emissions with technologies and best practices that allow them to perform vital services without

[201801145](#)

idling. WE MOVE that the Administration report to Council on the feasibility of prohibiting emergency vehicles from standing and/or idling near greenspaces in the City of Cincinnati, whether in the downtown section or otherwise, for a period in excess of 15 minutes. WE FURTHER MOVE that the Administration include in its report the feasibility of implementing fuel and emissions reduction technologies recommended in 2015 report by the U.S. Department of Energy titled, "Idling Reduction for Emergency and Other Service Vehicles". WE FURTHER MOVE for the purpose of this motion, the terms STANDING and IDLING are to be defined under administrative regulations adopted by the Ohio Department of Transportation.

Filed

6. MOTION, submitted by Vice Mayor Smitherman I MOVE [201801398](#) that the Cincinnati Police Department policy for administering tasers be moved from 7 years of age to 12 years of age. I FURTHER MOVE that the Cincinnati Police Department provide a report to Council on the last 2 years of taser use that includes minor children. I FURTHER MOVE that the Cincinnati Police Department review its use of force policy regarding tasers and present their findings or recommendations to the Law & Public Safety Committee. I FURTHER MOVE that the charges for the most recent incident involving the 11-year child be reviewed closely by our City Solicitors Office and Cincinnati Police Department.

Filed

7. REPORT, dated 03/13/2019, submitted by Patrick A. Duhaney, City Manager, regarding Mission Critical Partners Report--Executive Summary--Emergency Communications Center. [201900404](#)

Filed

8. MOTION, WE MOVE that the City Administration study the findings of the report and issue recommendations that address: 1. Chief Isaac's statement: "We need to look at the reasons why in predominantly African American communities there (is) more police contact," and 2. The findings of the report that found once pulled over, African Americans made up 75% of all Cincinnati stop arrests. 3. The understaffing of the Citizen Complaint authority and the [202000075](#)

cost associated with fully funding it. (SEE DOC # 202000076)

Filed

9. REPORT, dated 6/10/2020, submitted by Patrick A. Duhaney, regarding Twin Lakes area of Eden Park. (SEE DOC. #202000590) [202000715](#)

Filed

10. COMMUNICATION, submitted by Vice Mayor Smitherman from Carol Gibbs, President/CEO, Mt. Auburn Community Development Corporation, regarding an issue that is affecting the quality of life for at least 11 neighborhoods... Mt. Auburn, OTR, Pendleton, Walnut Hills, East Walnut Hills, Northside, Corryville, CUF, CBD, Mt. Adams, North Avondale, by drivers of illegally modified or altered off road vehicles...motorcycles and ATVs. [202000766](#)

Filed

11. REPORT, regarding the Eye on Ohio report titled: Investigation: Blacks, black neighborhoods most likely to be traffic stop targets in Ohio's 3 biggest cities. (SEE DOC # 202000075) [202000076](#)

Filed

12. MOTION, submitted by Councilmember Seelbach, WE MOVE that the City Administration take all necessary steps to amend the CPD Procedure 12.700, which addresses Cincinnati's policies for seeking judicial approval for the execution of a warrant without the statutory precondition for nonconsensual entry, to prohibit the use of what are commonly known as No-knock warrants. (BALANCE ON FILE IN CLERK'S OFFICE) (STATEMENT ATTACHED) [202001641](#)

Filed

13. COMMUNICATION, submitted by Councilmember Kearney from Gerhardstein & Branch Law Firm, regarding support for proposed ban on no-knock warrants. [202001725](#)

Filed

14. COMMUNICATION, submitted by Vice Mayor Smitherman, from Andy Wilson, Senior Advisor for Criminal Justice Policy, Office of Ohio Governor Mike DeWine, regarding the Ohio Revised Code Section that governs law enforcement's [202001974](#)

ability to obtain a “no knock” warrant.

Filed

15. MEMO, submitted by Andrew Garth, Interim City Solicitor and Kate Burroughs, Sr. Assistant City Solicitor, from Paula Boggs Muething, City Manager, on October 12, 2020, regarding Solicitor’s opinion concerning No Knock Warrants.

[202002015](#)

Filed

PRESENTATION, submitted by Vice Mayor Christopher Smitherman from James L Whalen, University of Cincinnati Director of Public Safety and Police Chief, Judge John West, Chair of UC Community Compliance Council, Zoraida Vale, Senior Assistant General Counsel University of Cincinnati and Chief Eliot Isaac, Cincinnati Police Department entitled UCPD-CPD Mutual Aid Mou.

[202103256](#)

Filed

SUPPLEMENTAL

PRESENTATIONS

UCPD-CPD MUTUAL AID MOU

Chief Eliot Isaac, Cincinnati Police Department

Jim Whalen, Public Safety Director

ADJOURNMENT