



City of Cincinnati

Cincinnati City Council

Meeting Minutes

801 Plum Street
Cincinnati, Ohio 45202

Wednesday, February 24, 2021 2:00 PM Council Chambers, Room 300

SECOND REVISION

Council convened at 2:01 P.M., Mayor John Cranley, Presiding.

ROLL CALL

Present: Vice Mayor Christopher Smitherman, Councilmember Steve Goodin, Councilmember Jan-Michele Kearney, Councilmember Liz Keating, Councilmember Greg Landsman, Councilmember David Mann, President Pro Tem Chris Seelbach, Councilmember Betsy Sundermann, and Councilmember Wendell Young

The following council member participated remotely: Vice-Mayor Smitherman, Councilmember Seelbach and Councilmember Young, along with City Manager Paula Boggs Muething

Also in attendance were Interim City Solicitor Andrew Garth and Clerk of Council Melissa Autry

Council observed a moment of silence prayer and recited the Pledge of Allegiance to the Flag.

Without objection the Minutes of the previous session of Council were ordered Approved and Filed.

MAYOR CRANLEY

- 1. STATEMENT, (AMENDED JOINT EMERGENCY ORDER)**, submitted by [202100786](#) Mayor John Cranley, City Manager Paula Boggs Muething, and Commissioner Melba Moore, Pursuant to Article III of the Cincinnati Charter, Article XVIII of the Administrative Code of the City of Cincinnati, and Ohio Department of Health Orders, I hereby order that in-person attendance by the public at meetings of the City of Cincinnati shall be prohibited through Sunday, March 14, 2021 to reduce the potential for large indoor gatherings of the public and City employees. The region continues to experience dangerous intensification of the COVID-19 pandemic and strong action is needed to slow the course and mitigate the spread of COVID-19 to the City's vulnerable populations and to prevent City meetings from becoming "superspreader" events that materially affect the City's ability to perform essential government functions. This

Order affirms the City Manager's ongoing authority under this Order and the City Charter to limit public and employee access to City buildings and facilities due to the pandemic. The Administration is further authorized to take all necessary and proper actions to implement this Order, including by relaxing applicable codes, rules, and regulations as necessary to provide for the safe conduct of City business. The Administration shall have authority to toll time limits imposed by rule or regulation for any matters delayed or rescheduled as a result of this Order or prior orders. Nothing in this Order prevents the Administration from continuing to implement such measures as may be required to provide the public, City officials, and City staff with options for remote participation in public meetings including by phone or other remote meeting software. The Mayor or City Manager may grant limited exceptions for small, in-person public meetings as necessary and on such conditions that the City Manager may establish to protect the general public and the health of City employees. The Administration shall implement this Order consistently with applicable Open Meetings requirements and take steps to ensure that public hearings and other City business may proceed with public participation and without undue delay or interruption. This Order is based upon the existence of a condition of public danger or emergency, as established by the Mayor's November 16, 2020 Declaration of Emergency for the COVID-19 pandemic, and as separately established by adoption of this Order. This Order expires at 11:59 p.m. on Sunday, March 14, 2021.

Filed

OTR South Special Improvement District (SID) Board

2. **APPOINTMENT**, submitted by Mayor John Cranley, I hereby appoint Christian Gill to the OTR South Special Improvement District (SID) Board for a term of four years. This appointment is submitted to City Council for its advice and consent pursuant to its Rules. (Male/AA)

[202100812](#)

Held one week pursuant to rule of council

3. **APPOINTMENT**, submitted by Mayor John Cranley, I hereby appoint Tammie Scott to the OTR South Special Improvement District (SID) Board for a term of four years. This appointment is submitted to City Council for its advice and consent pursuant to its Rules. (Female/AA)

[202100820](#)

Held one week pursuant to rule of council

MS. KEARNEY

4. **RESOLUTION**, submitted by Councilmember Kearney from Andrew Garth, City Solicitor, **RECOGNIZING** and expressing the appreciation of the Mayor and the Council of the City of Cincinnati to the Black Round Table at the University of Cincinnati during Black History Month 2021 for its pioneering efforts to improve the lives of Black, Indigenous, and People of Color (BIPOC) students at the University of Cincinnati and at university campuses throughout the State of Ohio.

[202100763](#)

Passed

Yes: Vice Mayor Smitherman
Councilmember Goodin
Councilmember Kearney
Councilmember Keating
Councilmember Landsman
Councilmember Mann
President Pro Tem Seelbach
Councilmember Sundermann
Councilmember Young
Enactment No: 0010-2021

5. **RESOLUTION**, submitted by Councilmember Kearney from Andrew Garth, City Solicitor, **RECOGNIZING** and expressing the appreciation of the Mayor and the Council of the City of Cincinnati to Ms. Renee Mahaffey Harris during Black History Month 2021 for her advocacy on behalf of underserved and marginalized populations in Cincinnati and the Greater Cincinnati region, and for her positive contributions to and impact on the City of Cincinnati.

[202100764](#)

Passed

Yes: Vice Mayor Smitherman
Councilmember Goodin
Councilmember Kearney
Councilmember Keating
Councilmember Landsman
Councilmember Mann
President Pro Tem Seelbach
Councilmember Sundermann
Councilmember Young
Enactment No: 0011-2021

6. **RESOLUTION**, submitted by Councilmember Kearney from Andrew Garth, City Solicitor, **RECOGNIZING** and expressing the appreciation of the Mayor and Council of the City of Cincinnati to Ms. Iris Roley during Black History Month 2021, for her leadership and activism in public safety and criminal justice reform, and her years of public service to the citizens of the City of Cincinnati.

[202100768](#)

Passed

Yes:
 Vice Mayor Smitherman
 Councilmember Goodin
 Councilmember Kearney
 Councilmember Keating
 Councilmember Landsman
 Councilmember Mann
 President Pro Tem Seelbach
 Councilmember Sundermann
 Councilmember Young
 Enactment No: 0012-2021

7. **MOTION**, submitted by Councilmember Kearney, **WE MOVE** for the city administration to prepare a report and recommendations for reducing traffic speed on Paddock Rd., starting from the top of Reading Rd. down to Tennessee Ave., so as to increase safety for pedestrians, golf cart users, and drivers in this area. **WE MOVE** further for a list of all traffic calming measures available in Cincinnati, as well as approximate costs for each, whether or not they currently are being used.

[202100757](#)

Referred to Neighborhoods Committee

MR. MANN

8. **RESOLUTION**, submitted by Councilmember Mann from Andrew Garth, City Solicitor, **RECOGNIZING** and supporting the designation of the first Monday in March as "COVID-19 Memorial Day," in remembrance of those who have lost their lives and in honor of those who are forever marked by COVID and continue to suffer from the impact of this virus, and **RECOGNIZING** all the decency demonstrated in times of need by our citizens, especially front line workers and health care professionals.

[202100765](#)

Passed

Yes:
 Vice Mayor Smitherman
 Councilmember Goodin
 Councilmember Kearney
 Councilmember Keating
 Councilmember Landsman
 Councilmember Mann
 President Pro Tem Seelbach
 Councilmember Sundermann
 Councilmember Young
 Enactment No: 0014-2021

9. **MOTION**, submitted by Councilmember Mann, With reference to the proposed charter amendment requiring the annual expenditure of \$50 million for affordable housing, but without identifying or authorizing sufficient new revenue sources for this large expenditure, we move for the following: 1. An opinion for the City Solicitor analyzing the proposal and identifying any issues as to its legality and enforceability if adopted. 2. A

[202100827](#)

report from the City Manager as to the impact of the proposal on the city's ability to continue current basic and essential services. (STATEMENT ATTACHED)

Referred to Education, Innovation & Growth Committee

MR. SEELBACH

- 10. RESOLUTION**, submitted by Councilmember Seelbach from Andrew W. Garth, City Solicitor, **EXPRESSING** the support of the Mayor and the City Council of Cincinnati for Amtrak's proposed expansion of passenger rail services in Ohio and **ENCOURAGING** the Congressional actions needed to authorize and appropriate funds to the expansion.

[202100784](#)

Passed

Yes: Vice Mayor Smitherman
Councilmember Goodin
Councilmember Kearney
Councilmember Keating
Councilmember Landsman
Councilmember Mann
President Pro Tem Seelbach
Councilmember Sundermann
Councilmember Young
Enactment No: 0015-2021

MS. SUNDERMANN

- 11. MOTION**, submitted by Councilmember Sundermann, **WE MOVE** that the Education, Innovation and Growth Committee meeting permanently be moved to Mondays at 11:00 am, Week B.

[202100793](#)

Referred to Major Projects & Smart Government Committee

MR. LANDSMAN

MS. KEATING

- 12. RESOLUTION**, submitted by Councilmember Landsman and Keating, **RECOGNIZING** March 2nd as National Read Across America Day in Cincinnati in order to honor and express the importance of reading to youth and young adults, and further **ENCOURAGING** all Cincinnatians to observe this day by participating in appropriate ceremonies and activities fostering the joy of reading in their communities.

[202100804](#)

Passed

Yes: Vice Mayor Smitherman
Councilmember Goodin
Councilmember Kearney
Councilmember Keating
Councilmember Landsman
Councilmember Mann
President Pro Tem Seelbach
Councilmember Sundermann
Councilmember Young
Enactment No: 0013-2021

CITY MANAGER

- 13. REPORT**, dated 2/24/2021 submitted by Paula Boggs Muething, City Manager, on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for LALO FOODS LLC, 3543 Columbia Parkway, Cincinnati, Ohio 45226. (#49732100005, D5J, NEW) [Objections: YES] [202100767](#)
- Filed
- Filed
- 14. REPORT**, dated 2/24/2021 submitted by Paula Boggs Muething, City Manager, on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for DIONNE ANDERSON, 7825 Reading Road, Cincinnati, Ohio 45237. (#0147785, D3, NEW) [Objections: YES] [202002191](#)
- Filed
- 15. REPORT**, dated 2/24/2021 submitted by Paula Boggs Muething, City Manager, on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for CIBO VINO INC, 1000 Delta Avenue, 1st fl. & Patio, Cincinnati, Ohio 45209. (#1476078, D1, D2, D3, D6, TRANSFER) [Objections: NONE] [202100691](#)
- Filed
- 16. REPORT**, dated 2/24/2021 submitted by Paula Boggs Muething, City Manager, on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for 1430 CENTRAL PARKWAY LLC, 1424 - 1430 Central Parkway, Cincinnati, Ohio 45202. (#6559520, D1, D2, D3, D3A, D6, NEW) [Objections: NONE] [202100692](#)
- Filed
- 17. REPORT**, dated 2/24/2021, submitted by Paula Boggs Muething, City Manager, regarding CAHOOTS and Differentiated Emergency Response. (See Document #202001077) [202002154](#)

Referred to Law & Public Safety Committee

- 18. ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 2/24/2021, **DEDICATING, ACCEPTING, AND CONFIRMING** the dedication of certain real property as public right-of-way for street purposes, as portions of the public streets known as Colerain Avenue, Blue Rock Street, and Elmore Street located in the Northside neighborhood of Cincinnati. [202100745](#)
- Referred to Neighborhoods Committee
Enactment No: 0065-2021
- 19. ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 2/24/2021, **AUTHORIZING** the City Manager to apply for financial assistance from the Ohio Department of Transportation for transit purposes under the Ohio Transit Partnership Program for state fiscal year 2022. [202100746](#)
- Referred to Budget & Finance Committee
Enactment No: 0061-2021
- 20. ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 2/24/2021, **AUTHORIZING** a total payment of \$302,191.90 as a moral obligation to the Urban Minority Alcoholism Drug Abuse Outreach Program (“UMADAOP”) and Talbert House for services provided to the City as part of the State of Ohio Opioid Response Continuum Grant, with \$190,167 payable to UMADAOP, and the remaining \$112,024.90 payable to Talbert House. (MS. KEATING IS EXCUSED FROM VOTING ON THIS ITEM) [202100749](#)
- Referred to Budget & Finance Committee
Enactment No: 0062-2021
- 21. ORDINANCE** submitted by Paula Boggs Muething, City Manager, on 2/24/2021, **AUTHORIZING** the transfer and appropriation of an amount up to \$33,333, representing a donation from School Outfitters, from Fund No. 437, “Wasson Way Trail Donations,” to existing capital improvement program project account no. 980x232x212371, “Wasson Way Trail,” for the purpose of providing resources for planning, design, and construction of work in future phases of the Wasson Way Trail Network, a shared-use path for bicycles and pedestrians. [202100750](#)
- Referred to Budget & Finance Committee
Enactment No: 0063-2021
- 22. ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 2/24/2021, **ACCEPTING AND CONFIRMING** the annexation of approximately 10.786 acres of land owned by The Seven Hills School, in Columbia Township, Hamilton County, Ohio, to the City of Cincinnati pursuant to an Expedited Type II Annexation petition approved by the Board of County Commissioners of Hamilton County, Ohio. [202100766](#)
- Referred to Budget & Finance Committee
Enactment No: 0064-2021

CLERK OF COUNCIL

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- 23. REGISTRATION**, submitted by the Clerk of Council from Legislative Agent Mark J. Quarry, Director of Government Affairs, Cincinnati Area Board of Realtors 14 Knollcrest Drive, Cincinnati, Ohio 45237. [202100700](#)
- Filed
- 24. STATEMENT**, submitted by Clerk of Council formally filing a copy of the Financial Disclosure Statement for Verna J. Arnette/GCWW/Deputy Director. [202100701](#)
- Filed
- 25. STATEMENT**, submitted by Clerk of Council formally filing a copy of the Financial Disclosure Statement for Nichole Dena Brown/CCA/Division Manager. [202100702](#)
- Filed
- 26. STATEMENT**, submitted by Clerk of Council formally filing a copy of the Financial Disclosure Statement for Kelly Lavender Carr/Assistant to the City Manager. [202100704](#)
- Filed
- 27. STATEMENT**, submitted by Clerk of Council formally filing a copy of the Financial Disclosure Statement for Paul B. Conway/Transportation and Engineering/Deputy Director. [202100705](#)
- Filed
- 28. STATEMENT**, submitted by Clerk of Council formally filing a copy of the Financial Disclosure Statement for Crystal A. Courtney/Division Manager of Natural Resources. [202100706](#)
- Filed
- 29. STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Edgar Tan De Veyra/Department of Economic Inclusion/Deputy Director. [202100707](#)
- Filed
- 30. STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Andrew Michael Dudas/Interim Budget Director. [202100708](#)
- Filed
- 31. STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Michael David Forrester/OES/Director. [202100709](#)
- Filed
- 32. STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Domonic M. Hopson/Assistant Health Commissioner. [202100710](#)
- Filed
- 33. STATEMENT**, submitted by the Clerk of Council formally filing a copy of [202100711](#)
-

the Financial Disclosure Statement for Latisha A. Hazell/HR Division Manager.

Filed

- 34. STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Matthew Stuart Hulme/Parking Superintendent. [202100712](#)

Filed

- 35. STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Travis William Jeric/DOTE/Streetcar Director. [202100713](#)

Filed

- 36. STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Katherine Erinn Keough-Jurs/Director of City Planning. [202100714](#)

Filed

- 37. STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Kara Susanne Kish, Parks/Director. [202100715](#)

Filed

- 38. STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Gregory D. Long/Transportation & Engineering/Deputy Director. [202100716](#)

Filed

- 39. STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Herbert Ian McCoy/Information Technology Manager. [202100722](#)

Filed

- 40. STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Melba Rose Moore/Health Commissioner. [202100729](#)

Filed

- 41. STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Monica Marie Morton/Finance/Asst Finance Director. [202100735](#)

Filed

- 42. STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Margaret A. O'Neill/ETS/IT Manager. [202100741](#)

Filed

- 43. STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Vanessa Diane Smedley/MSD [202100769](#)

Superintendent of Administration.

Filed

- 44. STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Tara Jo Songer/Finance Manager. [202100770](#)

Filed

- 45. STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Donald George Stiens/Transportation & Engineering/Traffic Services Division Manager. [202100771](#)

Filed

- 46. STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Paula Tilsley/Retirement Director. [202100772](#)

Filed

- 47. STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for William F Vedra III/Emergency Communications Center/ECC Director. [202100773](#)

Filed

- 48. STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Robert Vickrey/DOTE/Deputy Director. [202100774](#)

Filed

- 49. STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Sean Lamar Ware/Information Technology Manager. [202100775](#)

Filed

- 50. STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Jerry Lavene Wilkerson, Jr./Public Service/Director. [202100776](#)

Filed

- 51. STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Sean K Winfield/Information Technology Manager. [202100777](#)

Filed

- 52. STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Tommaso Turchiano/Public Services/Superintendent of Neighborhood Operations. [202100778](#)

Filed

BUDGET AND FINANCE COMMITTEE

- 53. REPORT**, dated 2/18/2021, submitted by Paula Boggs Muething, City Manager, regarding Finance and Budget Monitoring Report for the Period Ending December 31, 2020. [202100628](#)

Approved & Filed

54. ORDINANCE (EMERGENCY) submitted by Paula Boggs Muething, City Manager, on 2/18/2021, **AUTHORIZING** the City Manager to apply for, accept, and appropriate a grant in an amount up to \$110,000 from the FY20 RecoveryOhio Law Enforcement Fund, awarded by the Office of Criminal Justice Services, a division of the Ohio Department of Public Safety, to support Title III investigations, specifically officer overtime and equipment employed in drug task force investigations in which the Cincinnati Police Department participates; and **AUTHORIZING** the Finance Director to deposit funds received pursuant to the RecoveryOhio grant into Law Enforcement Grant Fund 368, Project Account No. 20ROLE.

[202100673](#)

Passed Emergency

Yes: Vice Mayor Smitherman
 Councilmember Goodin
 Councilmember Kearney
 Councilmember Keating
 Councilmember Landsman
 Councilmember Mann
 President Pro Tem Seelbach
 Councilmember Sundermann
 Councilmember Young
 Enactment No: 0058-2021

Emergency clause to remain

Yes: Vice Mayor Smitherman
 Councilmember Goodin
 Councilmember Kearney
 Councilmember Keating
 Councilmember Landsman
 Councilmember Mann
 President Pro Tem Seelbach
 Councilmember Sundermann
 Councilmember Young
 Enactment No: 0058-2021

Suspension of the three readings

Yes: Vice Mayor Smitherman
Councilmember Goodin
Councilmember Kearney
Councilmember Keating
Councilmember Landsman
Councilmember Mann
President Pro Tem Seelbach
Councilmember Sundermann
Councilmember Young
Enactment No: 0058-2021

- 55. ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 2/18/2021, **APPROVING AND AUTHORIZING** the City Manager to execute a *Community Reinvestment Area Tax Exemption Agreement* with 119 E. McMicken LLC, an affiliate of Northcrown Property LLC, thereby authorizing a 15-year tax exemption for 100% of the value of improvements made to real property located at 119 E. McMicken Avenue in the Over-The-Rhine neighborhood of Cincinnati, in connection with the remodeling of the existing building into approximately 2,218 square feet of commercial retail space, and approximately 5,120 square feet of residential space consisting of 8 apartments, at a total remodeling cost of approximately \$822,500.

[202100677](#)

Passed Emergency

Yes: Vice Mayor Smitherman
Councilmember Goodin
Councilmember Kearney
Councilmember Keating
Councilmember Landsman
Councilmember Mann
President Pro Tem Seelbach
Councilmember Sundermann
Councilmember Young
Enactment No: 0059-2021

Emergency clause to remain

Yes: Vice Mayor Smitherman
Councilmember Goodin
Councilmember Kearney
Councilmember Keating
Councilmember Landsman
Councilmember Mann
President Pro Tem Seelbach
Councilmember Sundermann
Councilmember Young
Enactment No: 0059-2021

Suspension of the three readings

Yes: Vice Mayor Smitherman
Councilmember Goodin
Councilmember Kearney
Councilmember Keating
Councilmember Landsman
Councilmember Mann
President Pro Tem Seelbach
Councilmember Sundermann
Councilmember Young
Enactment No: 0059-2021

56. ORDINANCE (EMERGENCY) submitted by Paula Boggs Muething, City Manager, on 2/22/2021, **AUTHORIZING** the City Manager to execute and implement the Fire Fighters and Assistant Chiefs labor management agreements between the City of Cincinnati and the International Association of Fire Fighters, Local 48, the updated terms of which are reflected in the attached summary.

[202100744](#)

Passed Emergency

Yes: Vice Mayor Smitherman
Councilmember Goodin
Councilmember Kearney
Councilmember Keating
Councilmember Landsman
Councilmember Mann
President Pro Tem Seelbach
Councilmember Sundermann
Councilmember Young
Enactment No: 0060-2021

Emergency clause to remain

Yes: Vice Mayor Smitherman
Councilmember Goodin
Councilmember Kearney
Councilmember Keating
Councilmember Landsman
Councilmember Mann
President Pro Tem Seelbach
Councilmember Sundermann
Councilmember Young
Enactment No: 0060-2021

Suspension of the three readings

Yes: Vice Mayor Smitherman
Councilmember Goodin
Councilmember Kearney
Councilmember Keating
Councilmember Landsman
Councilmember Mann
President Pro Tem Seelbach
Councilmember Sundermann
Councilmember Young
Enactment No: 0060-2021

No announcements at this time

Council adjourned at 3:09 P.M.