



City of Cincinnati

801 Plum Street
Cincinnati, Ohio 45202

CALENDAR

Cincinnati City Council

Thursday, September 9, 2021

2:00 PM

Council Chambers, Room 300

REVISED

ROLL CALL

PRAYER AND PLEDGE OF ALLEGIANCE

FILING OF THE JOURNAL

MAYOR CRANLEY

Civil Service Commission - 2 Appointments: 2 Male; 1 White; 1AA

1. [202102682](#) **APPOINTMENT**, submitted by Mayor John Cranley, I hereby appoint Luke Blocher to the Civil Service Commission for a term of six years. This appointment is submitted to City Council for its advice and consent pursuant to its Rules. (Male/White).

Recommendation CONFIRM

Sponsors: Mayor

Housing Advisory Board

2. [202102730](#) **APPOINTMENT**, submitted by Mayor John Cranley, I hereby appoint Roxanne Qualls to the Housing Advisory Board for a term of four years. This appointment is submitted to City Council for its advice and consent pursuant to its Rules. (Female/White).

Recommendation HOLD ONE WEEK PURSUANT TO THE RULES OF COUNCIL

Sponsors: Mayor

3. [202102734](#) **APPOINTMENT**, submitted by Mayor John Cranley, I hereby appoint James Watkins to the Housing Advisory 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).

Recommendation HOLD ONE WEEK PURSUANT TO THE RULES OF COUNCIL

Sponsors: Mayor

4. [202102738](#) **APPOINTMENT**, submitted by Mayor John Cranley, I hereby appoint Steve Leeper to the Housing Advisory Board for a term of four years. This appointment is submitted to City Council for its advice and consent pursuant to its Rules. (Male/White).

Recommendation HOLD ONE WEEK PURSUANT TO THE RULES OF COUNCIL

Sponsors: Mayor

5. [202102742](#) **APPOINTMENT**, submitted by Mayor John Cranley, I hereby appoint Bobby Maly to the Housing Advisory Board for a term of four years. This appointment is submitted to City Council for its advice and consent pursuant to its Rules. (Male/White).
Recommendation HOLD ONE WEEK PURSUANT TO THE RULES OF COUNCIL
Sponsors: Mayor
6. [202102746](#) **APPOINTMENT**, submitted by Mayor John Cranley, I hereby appoint Sister Sally Duffy to the Housing Advisory Board for a term of four years. This appointment is submitted to City Council for its advice and consent pursuant to its Rules. (Female/White).
Recommendation HOLD ONE WEEK PURSUANT TO THE RULES OF COUNCIL
Sponsors: Mayor
7. [202102750](#) **APPOINTMENT**, submitted by Mayor John Cranley, I hereby appoint Greg Johnson to the Housing Advisory 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).
Recommendation HOLD ONE WEEK PURSUANT TO THE RULES OF COUNCIL
Sponsors: Mayor
8. [202102754](#) **APPOINTMENT**, submitted by Mayor John Cranley, I hereby appoint Arlene Nolan to the Housing Advisory Board for a term of four years. This appointment is submitted to City Council for its advice and consent pursuant to its Rules. (Female).
Recommendation HOLD ONE WEEK PURSUANT TO THE RULES OF COUNCIL
Sponsors: Mayor

MR. LANDSMAN

9. [202102715](#) **MOTION**, submitted by Councilmember Landsman, Investing in Community-Driven Safety Plans to Reduce Crime & Violence. In addition to expanded efforts to get illegal guns off our streets and other safety measures the City is pursuing, **WE HEREBY MOVE** the Administration, working with its many capable and diverse partners, establish a renewed effort to support community-led violence reduction efforts. (BALANCE ON FILE IN CLERK'S OFFICE) (STATEMENT ATTACHED)
Recommendation BUDGET AND FINANCE COMMITTEE
Sponsors: Landsman

MR. SMITHERMAN

10. [202102714](#) **RESOLUTION**, dated 9/7/2021, submitted by Vice Mayor Smitherman, from Andrew Garth, City Solicitor, **RECOGNIZING** and honoring the brave and heroic service men and women who sacrificed their lives in the terrorist attack on the Kabul airport in Afghanistan.
Recommendation PASS
Sponsors: Smitherman

MS. SUNDERMANN

11. [202102696](#) **MOTION**, submitted by Councilmember Sundermann, **WE MOVE** the Administration work with Fire Chief Michael Washington and his leadership team to evaluate the proper sworn strength for staffing the Cincinnati Fire Department. **WE FURTHER MOVE** that if the evaluation determines a shortage exists, the Administration should immediately put in place future funding plans to recruit and train new or lateral members to get the CFD to its proper sworn strength to ensure the adequate safety of the citizens of Cincinnati. (STATEMENT ATTACHED)

Recommendation LAW AND PUBLIC SAFETY COMMITTEE

Sponsors: Sundermann

12. [202102708](#) **MOTION**, submitted by Councilmember Sundermann, **WE MOVE** the Administration use available closeout dollars to first prioritize the funding of additional recruits for Fire Recruit Class #118 scheduled to start in September, 2021 and Fire Recruit Class #119 scheduled to start in April, 2022 to ensure that each of the class sizes reach the maximum of 60 recruits. **WE FURTHER MOVE** that the Administration continue to pursue SAFER grant funding opportunities when available to assist in offsetting the cost of those recruit classes. (STATEMENT ATTACHED)

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: Sundermann

CITY MANAGER

13. [202102596](#) **REPORT**, dated 9/9/2021 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 NUESTRA COCINA LLC, DBA CHE O BRYON, 3009 O'Bryon Avenue, Cincinnati, Ohio 45202. (#6354031, D5, D6, TRANSFER) [Objections: NONE]

Recommendation FILE

Sponsors: City Manager

14. [202102678](#) **REPORT**, dated 9/9/2021 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 OHIO CVS STORES LLC, DBA CVS PHARMACY 6110, 3195 Linwood Avenue, Cincinnati, Ohio 45208. (#65172421705, C1, C2, NEW) [Objections: NONE]

Recommendation FILE

Sponsors: City Manager

15. [202102679](#) **REPORT**, dated 9/9/2021 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 ELMORE CAFÉ LLC, DBA ELMORE CAFÉ, 1791 Elmore Street 1st Fl & Patio, Cincinnati, Ohio 45223. (#2498444, D1, D2, D3, D3A, D6, TRANSFER) [Objections: NONE]

Recommendation FILE

Sponsors: City Manager

16. [202102697](#) **REPORT**, dated 9/9/2021 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 GENK13 INC, 3200 Vandercar Way & Patio, Cincinnati, Ohio 45209. (#3116265, D3, NEW) [Objections: NONE]

Recommendation FILE

Sponsors: City Manager

17. [202102698](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 9/9/2021, **PROVIDING** FOR THE ISSUANCE, SALE AND DELIVERY OF NOT TO EXCEED \$500,000 OF JUDGMENT BONDS, OR NOTES IN ANTICIPATION THEREOF, OF THE CITY OF CINCINNATI, COUNTY OF HAMILTON, STATE OF OHIO, FOR THE PURPOSE OF PAYING A FINAL JUDGMENT AND COSTS ASSOCIATED THEREWITH; AUTHORIZING A PLEDGE OF THE CITY'S FAITH AND CREDIT OR A PLEDGE OF AND LIEN ON CERTAIN REVENUES AND OTHER CITY RESOURCES, AS APPROPRIATE, TO SECURE SUCH BONDS OR NOTES; AND AUTHORIZING NECESSARY DOCUMENTS TO SECURE SUCH BONDS OR NOTES.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

18. [202102699](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 9/9/2021, **AUTHORIZING** the receipt of judgment bond proceeds in the amount of \$500,000 into Judgment Bond Fund 815; and **AUTHORIZING** the expenditure of the sum of \$500,000 from Judgment Bond Fund 815 for the purpose of making payments for settlements and judgments against the City.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

19. [202102700](#) **ORDINANCE** submitted by Paula Boggs Muething, City Manager, on 9/9/2021, **AUTHORIZING** the City Manager to apply for, accept, and appropriate a grant in the amount of up to \$180,000 in FY 2022 Office of Law Enforcement Recruitment funds from the State of Ohio, Department of Public Safety, Office of Criminal Justice Services, for the purpose of developing the police recruiting process, specifically the College to Law Enforcement Pathway Program (Cadet Program), to enhance the recruitment of women and minorities.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

20. [202102701](#) **ORDINANCE** submitted by Paula Boggs Muething, City Manager, on 9/9/2021, **AUTHORIZING** the City Manager and employees of the Office of Human Relations to solicit and accept donations of money, in-kind contributions, and other things of value from the Cincinnati business community, individual benefactors, and other available sources for the purpose of completing the Black Is Excellence Project; and **AUTHORIZING** the Finance Director to deposit the donated funds into Special Revenue Fund No. 435, "Human Relations."

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

21. [202102709](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 9/9/2021, **MODIFYING** the salary range for the classification of

Deputy Clerk by amending existing Section 035, Division 9, of chapter 307 of the Cincinnati Municipal Code in order to ensure that the new salary range is consistent with the level of responsibility of this position and competitive with similar positions in the employment marketplace.

Recommendation MAJOR PROJECTS & SMART GOVERNMENT COMMITTEE

Sponsors: City Manager

22. [202102712](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 9/9/2021, **TO LEVY** special assessments to pay for the costs of implementing the 2022-2025 Services Plan for the Downtown Cincinnati Improvement District in accordance with Chapters 727 and Chapter 1710 of the Ohio Revised Code.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

23. [202102713](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 9/9/2021, **DETERMINING** to proceed with the assessment of properties in the Downtown Cincinnati Improvement District to implement the 2022-2025 Services Plan for the district in accordance with Chapters 727 and Chapter 1710 of the Ohio Revised Code.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

CLERK OF COUNCIL

24. [202102716](#) COMMUNICATION, dated 7/30/2021, submitted by Clerk of Council, from Various Citizens objecting and withdrawing objection to the 2022-2025 Services Plan for the Downtown Cincinnati Improvement District in accordance with Chapters 727 and Chapter 1710 of the Ohio Revised Code.

Recommendation

BUDGET AND FINANCE COMMITTEE

Sponsors: Clerk of Council

BUDGET AND FINANCE COMMITTEE

25. [202102641](#) **MOTION**, dated 08/24/2021, submitted by Councilmember Mann, **WE MOVE** that the City Administration prepare a report to lay out a roadmap to implement the recommendations of the Economic Development Reform Panel. Report Attached. (STATEMENT ATTACHED)

Recommendation

ADOPT

Sponsors: Mann

26. [202102649](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 9/2/2021, **APPROVING AND AUTHORIZING** the execution of a Job Creation Tax Credit Agreement with Starstone US Intermediaries, Inc., pursuant to which the company agrees to create 55 new jobs at 201 E. Fifth Street in downtown Cincinnati and, for a period of 4 years, the City agrees to

provide an income tax credit equal to 35% of City income tax revenue from such new jobs.

Recommendation PASS EMERGENCY

Sponsors: City Manager

27. [202102650](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 9/1/2021, **APPROVING AND AUTHORIZING** the City Manager to execute a Community Reinvestment Area Tax Exemption Agreement (LEED or Living Building Challenge) with Hyde Park Hotel Partners, LLC, thereby authorizing a 13-year tax exemption for 100% of the value of improvements made to real property located at 2654 Madison Road in the Hyde Park neighborhood of Cincinnati, in connection with the construction of a 103-room hotel, which construction shall be completed in compliance with Leadership in Energy and Environmental Design Silver, Gold, or Platinum standards or Living Building Challenge standards, at a total construction cost of approximately \$11,771,503.

Recommendation PASS EMERGENCY

Sponsors: City Manager

28. [202102653](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 9/1/2021, **AMENDING** Ordinance 265-2020 to correct a clerical error in Exhibit 1 to the ordinance so that the list of properties to be assessed the unpaid costs of the private lead service line replacement is complete.

Recommendation PASS EMERGENCY

Sponsors: City Manager

29. [202102656](#) **ORDINANCE (B VERSION) (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 9/1/2021, **LEVYING** assessments for unpaid costs for necessary sidewalk, sidewalk area, curb and gutter construction, reconstruction and emergency repairs conducted at miscellaneous locations by the City of Cincinnati through its Sidewalk Safety Program, made in accordance with Cincinnati Municipal Code Sections 721-149 through 721-169.

Recommendation PASS EMERGENCY

Sponsors: City Manager

30. [202102658](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 9/1/2021, **AUTHORIZING** the City Manager to accept an in-kind donation from Fifth Third Bank of 27 new Munchkin Arm & Hammer diaper pails valued at up to \$810, for use by the Cincinnati Health Department's Tobacco Free Living Program, for the purpose of providing incentives to pregnant Cincinnati citizens and educating them on the harmful effects of tobacco use before, during and post pregnancy.

Recommendation PASS EMERGENCY

Sponsors: City Manager

31. [202102659](#) **ORDINANCE** submitted by Paula Boggs Muething, City Manager, on 9/1/2021, **AUTHORIZING** the City Manager to accept an in-kind donation from Marathon Petroleum of equipment valued at up to \$4,100 for use by Cincinnati Fire Department Fire Boat 3 and Heavy Rescue companies.

Recommendation PASS

Sponsors: City Manager

32. [202102660](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 9/1/2021, **AUTHORIZING** the City Manager to accept and appropriate a donation totaling \$500,000 from the Cincinnati Park Board Commissioner's Fund for the purpose of purchasing horticultural supplies, executing maintenance contracts, providing staff reimbursements, acquiring Krohn gift shop inventory, and providing resources for other vital costs associated with running the City's parks; and **AUTHORIZING** the Finance Director to deposit the funds into Parks Private Endowment and Donations Fund 430.

Recommendation PASS EMERGENCY

Sponsors: City Manager

33. [202102662](#) **ORDINANCE** submitted by Paula Boggs Muething, City Manager, on 9/1/2021, **AUTHORIZING** the City Manager to apply for, accept, and appropriate a grant in the amount of up to \$125,000 in FY 2020 Project Safe Neighborhoods funds from the United States Attorney's Office, Southern District of Ohio administered by the Office of Criminal Justice Services (Assistance Listing Number 16.609), for analysis software to be installed at the Crime Gun Intelligence Center to assist crime and data analysts to produce intelligence-led operations; and **AUTHORIZING** the Finance Director to deposit the grant funds into Law Enforcement Grant Fund 368, Project Account No. 20PSN.

Recommendation PASS

Sponsors: City Manager

34. [202102667](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 9/1/2021, **AUTHORIZING** the payment in an amount not to exceed \$190,000 as a moral obligation to Level 3 Communications LLC for unpaid services rendered in relation to work on the City's primary internet circuit, expansion of the County Law Enforcement Applied Regionally bandwidth to meet increased needs, work on one of the Greater Cincinnati Water Works internet circuits in Lebanon, Ohio, and an emergency increase to the remote work circuit to support the work-from-home initiative put in place at the beginning of the COVID-19 pandemic.

Recommendation PASS EMERGENCY

Sponsors: City Manager

35. [202102676](#) **MOTION**, dated 8/31/2021, submitted by Councilmember Keating, **WE MOVE** that the City Administration provide a **REPORT** regarding the feasibility and cost of staffing Crossing Guards at the locations outlined by CPS, adding crosswalks to the locations outlined by CPS, installing School Zone Flashers at the locations outlined by CPS, and providing additional Traffic Control at the schools outlined by CPS. **WE FURTHER MOVE** that the administration also include alternative methods of addressing these issues, if relevant. The requests outlined by CPS will be attached to the document and have been discussed and compiled by the crossing guard coordinator and city planners. **WE FURTHER MOVE** that this report addresses any other requests by the community that were brought to light during the Budget and Finance Committee Meeting on Monday, August 30th during the conversation around

the METRO/CPS decision. **WE FURTHER MOVE** that this report be completed to give Council enough time to consider these changes in the discussion and votes on "Carry Over Funds."

Recommendation ADOPT

Sponsors: Keating

EDUCATION, INNOVATION & GROWTH COMMITTEE

36. [202102639](#)

MOTION, dated 08/25/2021, submitted by Councilmember Mann, I move that the City Administration assess what changes in various codes are required to allow for the installation of privately owned curbside charging stations adjacent to properties with electrical vehicles. (STATEMENT ATTACHED)

Recommendation

ADOPT

Sponsors: Mann

ANNOUNCEMENTS

Adjournment