



City of Cincinnati

Cincinnati City Council

Meeting Minutes

801 Plum Street
Cincinnati, Ohio 45202

Wednesday, April 14, 2021

2:00 PM

Council Chambers, Room 300

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 Young, along with Mayor John Cranley

Also in attendance were 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. ORDINANCE (EMERGENCY)**, submitted by Mayor John Cranley from Andrew W. Garth, City Solicitor, **AUTHORIZING** the establishment of American Rescue Plan grant project account no. 469x101xARP004, "Performing Arts Support Grants," for the purpose of providing for a grant program to support various performing arts groups, including theaters and musical organizations, and which grants will also provide for public performances around the City; and **AUTHORIZING** the appropriation of the sum of \$7,000,000 from the unappropriated surplus of Local Fiscal Recovery Fund 469 to newly established American Rescue Plan grant project account no. 469x101xARP004, "Performing Arts Support Grants," for the purpose of providing for a grant program to support various performing arts groups, including theaters and musical organizations, and which grants will also provide for public performances around the City.

[202101461](#)

Referred to Budget & Finance Committee

- 2. ORDINANCE (EMERGENCY)**, submitted by Mayor John Cranley from

[202101462](#)

Andrew W. Garth, City Solicitor, **AUTHORIZING** the establishment of American Rescue Plan grant project account no. 469x101xARP003, "Outdoor Dining Grant Program (Neighborhoods)," for the purpose of improvements that facilitate outdoor dining and increase pedestrian safety in various City Neighborhoods; and **AUTHORIZING** the appropriation of the sum of \$1,000,000 from the unappropriated surplus of Local Fiscal Recovery Fund 469 to newly established American Rescue Plan grant project account no. 469x101xARP003, "Outdoor Dining Grant Program (Neighborhoods)," for the purpose of providing for a grant program to cover the cost of the design and construction of public infrastructure improvements that facilitate outdoor dining and increase pedestrian safety in various City neighborhoods.

Referred to Budget & Finance Committee

3. **ORDINANCE (EMERGENCY)**, submitted by Mayor John Cranley from Andrew W. Garth, City Solicitor, **AUTHORIZING** the establishment of American Rescue Plan grant project account no. 469x101xARP002, "Restaurant Grants Phase II," for the purpose of providing resources for a local economic stimulus plan to support dining and drinking establishments; and **AUTHORIZING** the appropriation of the sum of \$4,000,000 from the unappropriated surplus of Local Fiscal Recovery Fund 469 to newly established American Rescue Plan grant project account no. 469x101xARP002, "Restaurant Grants Phase II," to provide resources for a local economic stimulus plan to support dining and drinking establishments.

[202101463](#)

Referred to Budget & Finance Committee

4. **ORDINANCE (EMERGENCY)**, submitted by Mayor John Cranley from Andrew W. Garth, City Solicitor, **AUTHORIZING** the establishment of American Rescue Plan grant project account no. 469x232xARP001, "Outdoor Dining & Pedestrian Safety Improvements," for the purpose of providing resources for the design and construction of right-of-way improvements including, but not limited to, sidewalks, streets, and parklets, that facilitate outdoor dining and enhance pedestrian safety in the urban core; **AUTHORIZING** the appropriation of the sum of \$2,000,000 from the unappropriated surplus of Local Fiscal Recovery Fund 469 to newly established American Rescue Plan grant project account no. 469x232xARP001, "Outdoor Dining & Pedestrian Safety Improvements," to provide resources for the design and construction of right-of-way improvements including, but not limited to, sidewalks, streets and parklets, that facilitate outdoor dining and enhance pedestrian safety in the urban core; and further **DECLARING** that the "Outdoor Dining & Pedestrian Safety Improvements" capital improvement program project serves a public purpose as it will foster local improvements and investment, increase neighborhood vitality, and have an estimated life or period of usefulness of five years or more.

[202101465](#)

Referred to Budget & Finance Committee

Board of Health: 6 Male/ 3 Female; 3 AA / 4 W / 2 A

5. **REAPPOINTMENT**, submitted by Mayor John Cranley, I hereby appointment Amar Bhati to the Cincinnati Board of Health for a term of

[202101324](#)

three years. This reappointment is submitted to City Council for its advice and consent pursuant to its Rules. (Male/A)

Confirmed

Yes: Vice Mayor Smitherman
Councilmember Goodin
Councilmember Kearney
Councilmember Keating
Councilmember Landsman
Councilmember Mann
President Pro Tem Seelbach
Councilmember Sundermann
Councilmember Young

6. **REAPPOINTMENT**, submitted by Mayor John Cranley, I hereby appointment Carrie Douglas to the Cincinnati Board of Health for a term of three years. This reappointment is submitted to City Council for its advice and consent pursuant to its Rules. (Female/AA)

[202101330](#)

Confirmed

Yes: Vice Mayor Smitherman
Councilmember Goodin
Councilmember Kearney
Councilmember Keating
Councilmember Landsman
Councilmember Mann
President Pro Tem Seelbach
Councilmember Sundermann
Councilmember Young

HSAC: 16 appt: 12 F/ 4 M/ 11 AA/ 5 W

7. **REAPPOINTMENT**, submitted by Mayor John Cranley, I hereby appointment Raynal Moore to the Human Service Advisory Committee for a term of three years. This reappointment is submitted to City Council for its advice and consent pursuant to its Rules. (Female/AA)

[202101336](#)

Confirmed

Yes: Vice Mayor Smitherman
Councilmember Goodin
Councilmember Kearney
Councilmember Keating
Councilmember Mann
President Pro Tem Seelbach
Councilmember Sundermann
Councilmember Young

Absent: Councilmember Landsman

8. **REAPPOINTMENT**, submitted by Mayor John Cranley, I hereby appointment Kristen Smitherman to the Human Service Advisory Committee for a term of three years. This reappointment is submitted to City Council for its advice and consent pursuant to its Rules. (Female/AA)

[202101342](#)

Confirmed

Yes: Vice Mayor Smitherman
Councilmember Goodin
Councilmember Kearney
Councilmember Keating
Councilmember Mann
President Pro Tem Seelbach
Councilmember Sundermann
Councilmember Young

Absent: Councilmember Landsman

9. **REAPPOINTMENT**, submitted by Mayor John Cranley, I hereby appointment Amber Twitty to the Human Service Advisory Committee for a term of three years. This reappointment is submitted to City Council for its advice and consent pursuant to its Rules. (Female/AA)

[202101346](#)

Confirmed

Yes: Vice Mayor Smitherman
Councilmember Goodin
Councilmember Kearney
Councilmember Keating
Councilmember Mann
President Pro Tem Seelbach
Councilmember Sundermann
Councilmember Young

Absent: Councilmember Landsman

Lunken Airport Oversight Advisory Board: 8 members: 7 Male/1 Female; 8 White

10. **REAPPOINTMENT**, submitted by Mayor John Cranley, I hereby appointment Anthony Covatta to the Lunken Airport Oversight Advisory Board for a term of three years. This reappointment is submitted to City Council for its advice and consent pursuant to its Rules. (Male/White)

[202101350](#)

Confirmed

Yes: Vice Mayor Smitherman
 Councilmember Goodin
 Councilmember Kearney
 Councilmember Keating
 Councilmember Mann
 President Pro Tem Seelbach
 Councilmember Sundermann
 Councilmember Young

Absent: Councilmember Landsman

- 11. REAPPOINTMENT**, submitted by Mayor John Cranley, I hereby appointment Alexander Linser to the Lunken Airport Oversight Advisory Board for a term of three years. This reappointment is submitted to City Council for its advice and consent pursuant to its Rules. (Male/White)

[202101356](#)

Confirmed

Yes: Vice Mayor Smitherman
 Councilmember Goodin
 Councilmember Kearney
 Councilmember Keating
 Councilmember Mann
 President Pro Tem Seelbach
 Councilmember Sundermann
 Councilmember Young

Absent: Councilmember Landsman

- 12. REAPPOINTMENT**, submitted by Mayor John Cranley, I hereby appointment Todd Pease to the Lunken Airport Oversight Advisory Board for a term of three years. This reappointment is submitted to City Council for its advice and consent pursuant to its Rules. (Male/White)

[202101360](#)

Confirmed

Yes: Vice Mayor Smitherman
 Councilmember Goodin
 Councilmember Kearney
 Councilmember Keating
 Councilmember Mann
 President Pro Tem Seelbach
 Councilmember Sundermann
 Councilmember Young

Absent: Councilmember Landsman

- 13. REAPPOINTMENT**, submitted by Mayor John Cranley, I hereby appointment Robert Roark to the Lunken Airport Oversight Advisory Board for a term of three years. This reappointment is submitted to City

[202101366](#)

Council for its advice and consent pursuant to its Rules. (Male/White)

Confirmed

Yes: Vice Mayor Smitherman
Councilmember Goodin
Councilmember Kearney
Councilmember Keating
Councilmember Mann
President Pro Tem Seelbach
Councilmember Sundermann
Councilmember Young

Absent: Councilmember Landsman

- 14. REAPPOINTMENT**, submitted by Mayor John Cranley, I hereby appointment Kevin Shelton to the Lunken Airport Oversight Advisory Board for a term of three years. This reappointment is submitted to City Council for its advice and consent pursuant to its Rules. (Male/White)

[202101372](#)

Confirmed

Yes: Vice Mayor Smitherman
Councilmember Goodin
Councilmember Kearney
Councilmember Keating
Councilmember Mann
President Pro Tem Seelbach
Councilmember Sundermann
Councilmember Young

Absent: Councilmember Landsman

Port Authority Board: 5 appt: 4 Male/ 1 Female; 1 AA/ 2 W/ 1 H

- 15. REAPPOINTMENT**, submitted by Mayor John Cranley, I hereby appointment Manuel Chavez to the Port Authority Board for a term of four years. This reappointment is submitted to City Council for its advice and consent pursuant to its Rules. (Male/H)

[202101378](#)

Confirmed

Yes: Vice Mayor Smitherman
Councilmember Goodin
Councilmember Kearney
Councilmember Keating
Councilmember Mann
President Pro Tem Seelbach
Councilmember Sundermann
Councilmember Young

Absent: Councilmember Landsman

Woodward High School Board of Trustees: 3 members: 3 Female; 2 AA/ 1 W

- 16. REAPPOINTMENT**, submitted by Mayor John Cranley, I hereby [202101384](#)
 appointment Jeanne Goliher to the Woodward High School Board of
 Trustees for a term of three years. This reappointment is submitted to
 City Council for its advice and consent pursuant to its Rules.
 (Female/White)

Confirmed

Yes: Vice Mayor Smitherman
 Councilmember Goodin
 Councilmember Kearney
 Councilmember Keating
 Councilmember Mann
 President Pro Tem Seelbach
 Councilmember Sundermann
 Councilmember Young

Absent: Councilmember Landsman

MR. GOODIN

- 17. MOTION**, submitted by Councilmember Goodin, **WE MOVE** that monies [202101399](#)
 from the American Rescue Plan Act be allocated to fund the below
 neighborhood projects in an amount to be determined: Camp Washington
 Road Infrastructure Improvements for bike lane development, street
 repaving, restriping and sidewalk repair. Taft/McMillan Two-Way project
 for potential cost overrun. OTR Bell Tower for preservation and
 restoration of the historic First Lutheran Church Bell Tower.

Referred to Budget & Finance Committee

- 18. RESOLUTION**, submitted by Councilmember Goodin, **URGING** Hamilton [202101427](#)
 County Municipal Court to reconsider its interpretation of the Sixth Circuit
 Court of Appeals and extend the eviction moratorium.

Referred to Law & Public Safety Committee

- 19. MOTION**, submitted by Councilmember Goodin, As we work to restore [202101448](#)
 trust in our government institutions, transparency has never been more
 important. The inability to provide timely access to police body camera
 footage has undermined police-community relations in many large
 American cities. The Citizens Complaint Authority (CCA) complains of
 delays in obtaining redacted footage for its investigations. The Fraternal
 Order of Police Lodge No. 69, has, likewise, expressed concern about the
 resulting delays in CCA's investigations and their effects on officer
 morale. Various media outlets have also routinely complained about
 access to public documents. Information requests by private citizens are
 often the subject of litigation. The City Solicitor's office has acknowledged

it needs additional staff to process these requests in a timely manner. Accordingly, **WE MOVE** that the Administration prepare a report on the steps necessary to establish a new DEPARTMENT OF PUBLIC INFORMATION AND TRANSPARENCY which would, *inter alia*, coordinate with the various City departments, including the Solicitor's office, in order to respond to public records' requests and redact body camera and dash camera footage in accordance with the requirements set forth by Ohio law and the Cincinnati Municipal Code. **WE FURTHER MOVE** the Administration advise regarding the potential cost of standing up such a new Department, and whether funds from the American Rescue Plan could be utilized for this purpose.

Referred to Law & Public Safety Committee

MS. KEARNEY

- 20. RESOLUTION**, submitted by Councilmember Kearney from Andrew Garth, City Solicitor, **RECOGNIZING** and honoring Mr. MaCio Teague for playing a key role on the Baylor University's Men's Basketball team ("Baylor") during the 2021 NCAA Championship season and for his many other academic and athletic achievements.

[202101460](#)

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: 0028-2021

MR. LANDSMAN

- 21. ORDINANCE (EMERGENCY)** submitted by Councilmember Landsman from Andrew W. Garth, City Solicitor, **PROHIBITING** the initiation or ongoing prosecution of actions for forcible detainer and entry ("eviction") brought under Ohio Revised Code Chapter 1923, "Forcible Entry and Detainer," for so long as the State of Emergency declared by the Governor of the State of Ohio on March 9, 2020 exists, where the sole basis for filing such eviction action is the nonpayment of rent.

[202101428](#)

Referred to Law & Public Safety Committee

- 22. ORDINANCE**, submitted by Councilmember Landsman from Andrew W. Garth, City Solicitor, **MODIFYING** the provisions of Chapter 871, "Land-Tenant Relationships," of Title VIII, "Business Regulations," of the Cincinnati Municipal Code, by **AMENDING** Section 871-9, "Obligations of Landlords and Tenants," to ensure that tenants in residential rental

[202101429](#)

properties are afforded the right to assert payment of rent as a defense in any forcible entry and detainer (“eviction”) action filed on the basis of nonpayment of rent.

Referred to Law & Public Safety Committee

- 23. RESOLUTION**, submitted by Councilmember Landsman from Andrew W. Garth, City Solicitor, **RECOGNIZING** and honoring Virginia Scott, Director of Nursing Services for the City of Cincinnati, for her work during the COVID-19 pandemic and as a representative of all the nurses who have served on the frontline providing medical care to patients suffering from Covid-19.

[202101430](#)

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: 0029-2021

MS. SUNDERMANN

MS. KEATING

- 24. MOTION**, submitted by Councilmembers Sundermann and Keating, **WE MOVE** that the Administration draft an ordinance to provide \$3,000,000 to the Cincinnati USA Convention & Visitor Bureau (CVB) for the purposes of partially assisting them in returning to pre-pandemic staffing levels and recovering both retroactively and proactively from losses occurred already and those projected until 2024. The source should be anticipated federal relief funds through the American Rescue Plan. (STATEMENT ATTACHED)

[202101392](#)

Referred to Budget & Finance Committee

MS. SUNDERMANN

MS. KEARNEY

MS. KEATING

- 25. MOTION**, submitted by Councilmembers Sundermann, Kearney, and Keating, **WE MOVE** the City Administration pursue policy changes of indefinitely preserving the ability of members of the public, the city administration, the mayor and city council to fully participate in city council

[202101406](#)

business virtually. Full participation for the public includes virtual access to public comment and presentations. Full participation for the mayor and councilmembers includes virtual access to participation and voting during committee and council meetings. **WE FURTHER MOVE** if this is found to be an option that the City Administration take the necessary steps to provide for and implement for option of full virtual participation.
(STATEMENT ATTACHED)

Referred to Education, Innovation & Growth Committee

CITY MANAGER

- 26. ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 4/14/2021, **ESTABLISHING** new capital improvement program project account no. 980x232x212372, "Wasson Way Trail - COTF," for the purpose of providing resources for the construction of Phases 4 and 5 of the Wasson Way Trail project; **AUTHORIZING** the City Manager to accept and appropriate grant resources in an amount up to \$500,000 from the Clean Ohio Trails Fund program as awarded by the Ohio Department of Natural Resources to newly established capital improvement program project account no. 980x232x212372 "Wasson Way Trail - COTF," for the purpose of providing resources for the construction of Phases 4 and 5 of the Wasson Way Trail project; and **AUTHORIZING** the City Manager to execute any agreements necessary for the receipt and administration of these grant resources. [202101409](#)

Referred to Budget & Finance Committee
Enactment No: 0126-2021

- 27. ORDINANCE** submitted by Paula Boggs Muething, City Manager, on 4/14/2021, **AMENDING** the community council representation area map on file with the Clerk of Council to modify the boundaries of the areas that the Clifton Town Meeting Community Council and the CUF Community Council are considered to represent for the purposes of Cincinnati Municipal Code Sections 111-1 and 111-5. [202101410](#)

Referred to Economic, Growth & Zoning Committee

- 28. ORDINANCE** submitted by Paula Boggs Muething, City Manager, on 4/14/2021, **AUTHORIZING** the City Manager to accept an in-kind donation from the Ohio Blue Ribbon Arson Committee of equipment valued at \$1,000 for use by the Cincinnati Fire Department Fire Investigation Unit. [202101411](#)

Referred to Budget & Finance Committee
Enactment No: 0127-2021

- 29. REPORT**, dated 4/14/2021 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 JANIA D DAVIS, 6566 Montgomery Road, Cincinnati, Ohio 45213. (#1970723, C1, C2, D6, NEW) [Objections: YES] [202101412](#)

Filed

- 30. ORDINANCE** submitted by Paula Boggs Muething, City Manager, on [202101414](#)

4/14/2021, **AUTHORIZING** the City Manager to vacate and sell to Auburn land Holdings LLC approximately 0.5046 acres of the public right-of-way known as Macauley Street in the Mt. Auburn neighborhood.

Referred to Budget & Finance Committee

Enactment No: 0128-2021

- 31. ORDINANCE** submitted by Paula Boggs Muething, City Manager, on 4/14/2021, **AUTHORIZING** the City Manager to apply for, accept, and appropriate a grant in an amount up to \$30,000 from the Greater Cincinnati Foundation, Educational Success Program, for the purpose of providing low- to no-cost programming for families in need; and **AUTHORIZING** the Finance Director to deposit these funds in Recreation Special Activities Fund revenue account no. 323x199x8571.

[202101415](#)

Referred to Budget & Finance Committee

Enactment No: 0129-2021

- 32. ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 4/14/2021, **AMENDING** Ordinance No. 304-2020 to authorize the City Manager to apply for, accept, and appropriate a grant in the amount of up to \$3,500,000 from the United States Department of Housing and Urban Development Office of Lead Hazard Control and Healthy Homes, Lead Hazard Reduction Grant Program (CFDA 14.905) to Lead Hazard Control Research Grant Fund 387 for the purpose of identifying and controlling lead-based paint hazards in eligible, privately owned housing for low-income occupants.

[202101416](#)

Referred to Budget & Finance Committee

Enactment No: 0130-2021

- 33. ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 4/14/2021, **AUTHORIZING** the acceptance and appropriation of the sum of \$1,281,332 from the United States Department of Housing and Urban Development to Housing Opportunities for Persons with HIV/AIDS Fund 465; and **ANNOUNCING** the City's intention to use said sum for various projects and operating allocations for the Housing Opportunities for Persons with HIV/AIDS Grant Program for Calendar Year 2021 and to file the 2021 Annual Action Plan, in accordance with the attached Appropriation Schedule.

[202101417](#)

Referred to Budget & Finance Committee

Enactment No: 0131-2021

- 34. ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 4/14/2021, **AUTHORIZING** the acceptance and appropriation of the sum of \$2,737,925 from the U.S. Department of Housing and Urban Development to various Home Investment Trust Fund 411 project accounts in accordance with Section 1 of the attached Appropriation Schedule; **AUTHORIZING** the appropriation of the sum of \$170,329.05 to Home Investment Trust Fund 411 project accounts in accordance with Section 1 of the attached Appropriation Schedule; **ANNOUNCING** the City's intention to use said sum for various projects

[202101418](#)

and operating allocations for the HOME Investment Partnerships Grant Program for Calendar Year 2021 according to Section 1 of the attached Appropriation Schedule; AUTHORIZING the return to source of the sum of \$219,778.89 from various existing Home Investment Trust Fund 411 project accounts for the purpose of correcting a HUD Entitlement Grant calculation error and to reflect available grant resources in accordance with Section 2 of the attached Appropriation Schedule; and AUTHORIZING the appropriation of the sum of \$222,875.89 from the unappropriated surplus of Home Investment Trust Fund 411 to various Home Investment Trust Fund 411 project accounts for the purpose of aligning resources with program needs in accordance with Section 3 of the attached Appropriation Schedule.

Referred to Budget & Finance Committee

Enactment No: 0132-2021

- 35. ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 4/14/2021, **AUTHORIZING** the acceptance and appropriation of the sum of \$997,610 from the U.S. Department of Housing and Urban Development to Emergency Shelter Grant Fund 445, in accordance with the attached Appropriation Schedule; and **ANNOUNCING** the City's intention to use said sum for various projects and operating allocations for the Emergency Solutions Grant Program for calendar year 2021 and filing of the 2021 Annual Action Plan, in accordance with the attached Appropriation Schedule.

[202101419](#)

Referred to Budget & Finance Committee

Enactment No: 0133-2021

- 36. ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 4/14/2021, **APPROVING AND AUTHORIZING** the City Manager to execute a Community Reinvestment Area Tax Exemption Agreement with CH KeyMark LLC, thereby authorizing a 15-year tax exemption for 100% of the value of improvements made to real property located at 5920 Hamilton Avenue in the College Hill neighborhood of Cincinnati, in connection with the remodeling of the existing building to create approximately 5,200 square feet of commercial restaurant space, at a total construction cost of approximately \$848,000.

[202101424](#)

Referred to Budget & Finance Committee

Enactment No: 0134-2021

- 37. ORDINANCE (EMERGENCY)**, submitted Paula Boggs Muething, City Manager, **ESTABLISHING** new Fund 469, "Local Fiscal Recovery," for receipt of funds from the American Rescue Plan (ARP) due to the COVID-19 pandemic; **AUTHORIZING** the City Manager to accept the sum of up to \$291,590,000 from the United States Department of the Treasury as an initial allocation provided by the ARP Act as part of the Coronavirus Local Fiscal Recovery Fund (LFRF) for the purpose of providing significant stimulus and recovery funding to local governments throughout the United States related to COVID-19; and **AUTHORIZING** the Finance Director to deposit the funds in Fund 469, "Local Fiscal Recovery," revenue account no. 469x8543.

[202101464](#)

Referred to Budget & Finance Committee

Enactment No: 0135-2021

CLERK OF COUNCIL

- 38. STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for John Cranley/Mayor (ETHICS).

[202101425](#)

Filed

BUDGET AND FINANCE COMMITTEE

- 39. ORDINANCE**, submitted by Mayor John Cranley, from Andrew W. Garth, City Solicitor, **MODIFYING** Title VII, "General Regulations," of the Cincinnati Municipal Code by amending Section 723-42, "Mobile Food Vending; Definitions," and Section 723-44, "Mobile Food Vending; Operating Restrictions," of Chapter 7233, "Streets and Sidewalk, Use Regulations," to establish a new designated zone for mobile food vending on Ruehlman Place in the Westwood neighborhood.

[202101065](#)

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: 0112-2021

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: 0112-2021

- 40. REPORT**, dated 4/7/2021, submitted by Paula Boggs Muething, City Manager, regarding the Department of Finance Report for the Month Ended February 28, 2021.

[202101234](#)

Approved & Filed

- 41. ORDINANCE** submitted by Paula Boggs Muething, City Manager, on 4/7/2021, **AUTHORIZING** the City Manager to apply for, accept, and appropriate a grant in the amount of \$4,000,000 from the United States Department of Health and Human Services, Office of the Assistant Secretary for Health, and the Office of Minority Health (CFDA 93.137), to support the Cincinnati Health Department's ongoing efforts to slow transmission of COVID-19, minimize morbidity and mortality, and improve health outcomes within the most vulnerable communities.

[202101274](#)

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: 0113-2021

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: 0113-2021

- 42. ORDINANCE** submitted by Paula Boggs Muething, City Manager, on 4/7/2021, **AUTHORIZING** the City Manager to execute a *Grant of Encroachment Easement* in favor of 5-11 Court Street, LLC, pursuant to which the City of Cincinnati will grant an encroachment easement to permit a fire escape upon the Prior Street public right-of-way in the Central Business District.

[202101275](#)

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: 0114-2021

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: 0114-2021

- 43. ORDINANCE** submitted by Paula Boggs Muething, City Manager, on 4/7/2021, **AUTHORIZING** the City Manager to execute a *Lease Agreement* with Daoud Realty, LLC, pursuant to which the City will lease for a five-year term a portion of Doerr Alley located south of Weaver Alley and north of Garfield Place; and **MODIFYING** Chapter 507, "One-Way Streets" of Title V, "Traffic Code," of the Cincinnati Municipal Code by enacting new Section 507-1-D7, "Doerr Alley, south from West Ninth Street to Garfield Place" to provide for the safe and effective revitalization of Doerr Alley in the Central Business District.

[202101276](#)

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: 0115-2021

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: 0115-2021

- 44. ORDINANCE** submitted by Paula Boggs Muething, City Manager, on 4/7/2021, **AUTHORIZING** the City Manager to execute a *Grant of Encroachment Easements* in favor of Warsaw Creative LLC, pursuant to which the City of Cincinnati will grant encroachment easements for existing projections upon the Considine Avenue public right-of-way in the East Price Hill neighborhood.

[202101277](#)

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: 0116-2021

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: 0116-2021

- 45. ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 4/7/2021, **AUTHORIZING** the City Manager to execute a

[202101278](#)

Property Sale and Development Agreement with D-HAS Development, LLC pursuant to which the City of Cincinnati will sell, for \$1.00, approximately 2.8484 acres of undeveloped land located at 1630 West North Bend Road in College Hill neighborhood of Cincinnati, for the construction of a private roadway, streetscape, a private community greenspace, and utility infrastructure to create buildable lots for eventual development of approximately 31 single-family. (MS. KEATING IS EXCUSED FROM VOTING ON THIS ITEM)

Passed Emergency

Yes: Vice Mayor Smitherman
Councilmember Goodin
Councilmember Kearney
Councilmember Landsman
Councilmember Mann
President Pro Tem Seelbach
Councilmember Sundermann
Councilmember Young

Excused: Councilmember Keating
Enactment No: 0117-2021

Emergency clause to remain

Yes: Vice Mayor Smitherman
Councilmember Goodin
Councilmember Kearney
Councilmember Landsman
Councilmember Mann
President Pro Tem Seelbach
Councilmember Sundermann
Councilmember Young

Excused: Councilmember Keating
Enactment No: 0117-2021

Suspension of the three readings

Yes: Vice Mayor Smitherman
Councilmember Goodin
Councilmember Kearney
Councilmember Landsman
Councilmember Mann
President Pro Tem Seelbach
Councilmember Sundermann
Councilmember Young

Excused: Councilmember Keating
Enactment No: 0117-2021

- 46. ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 4/7/2021, **AUTHORIZING** the transfer and return to source of the sum of \$51,500 from a certain capital improvement program project account to the unappropriated surplus of Capital Fund 758 to close out or decrease a certain existing capital improvement program project account, according to Section A of the attached Schedule of Transfer; and **AUTHORIZING** the transfer and appropriation of the sum of \$51,500 from the unappropriated surplus of General Capital Fund 758 to existing capital improvement program project accounts to provide resources for certain capital improvement program project accounts, according to Section B of the attached Schedule of Transfer.

[202101300](#)

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: 0118-2021

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: 0118-2021

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: 0118-2021

- 47. REPORT**, dated 4/7/2021, submitted by Paula Boggs Muething, City Manager, regarding FY 2020 Single Audit Report and Comprehensive Annual Financial Report, Auditor's Management Letter, and City Response to Auditor's Management Letter.

[202101302](#)

Approved & Filed

NEIGHBORHOODS COMMITTEE

- 48. MOTION**, submitted by Councilmember Mann, **WE MOVE** that the administration review the circumstances of yesterday's death of a seven year old pedestrian hit by a vehicle near 3600 Vine Street in Avondale and develop recommendations for improving traffic and pedestrian safety in this part of Vine Street. (STATEMENT ATTACHED)

[202101271](#)

Adopted

Yes: Vice Mayor Smitherman
 Councilmember Goodin
 Councilmember Kearney
 Councilmember Keating
 Councilmember Landsman
 Councilmember Mann
 President Pro Tem Seelbach
 Councilmember Sundermann
 Councilmember Young

SUPPLEMENTAL ITEMS

ECONOMIC GROWTH & ZONING COMMITTEE

- 49. ORDINANCE** submitted by Paula Boggs Muething, City Manager, on 3/17/2021, **AUTHORIZING** the renovation of the three existing buildings located at 127-129, 131, and 141 Goethe Street in the Mt. Auburn neighborhood and the construction of a new three-story building on vacant land located at 211-219 Goethe Street in the Mt. Auburn neighborhood for use as transitional housing, **NOTWITHSTANDING** (i) the use and density limitations contained in Chapter 1403, "Single-Family Districts," of the Cincinnati Municipal Code, (ii) the use and density

[202100976](#)

limitations contained in Chapter 1405, "Residential Multi-Family Districts," of the Cincinnati Municipal Code, (iii) the parking limitations contained in Chapter 1425, "Parking and Loading Regulations," of the Cincinnati Municipal Code, and (iv) the development standards contained in Chapter 1433, "Hillside Overlay Districts," of the Cincinnati Municipal Code.

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: 0119-2021

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: 0119-2021

- 50. ORDINANCE** submitted by Paula Boggs Muething, City Manager, on 4/13/2021, **AMENDING** the official zoning map of the City of Cincinnati to rezone certain real property generally located at 3438-3452 Vine Street (even numbers) in the Avondale neighborhood from the RMX, "Residential Mixed," zoning district to the PR, "Park and Recreation," zoning district to establish one consistent zoning district for the Cincinnati Zoo and Botanical Garden's properties.

[202101433](#)

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: 0120-2021

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: 0120-2021

- 51. ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 4/13/2021, **DESIGNATING** the Housing Advisory Board to (i) establish the City's affordable housing policy priorities, including with respect to the Affordable Housing Trust Fund and related capital improvement program project accounts and (ii) advise the City's third-party administrator of the affordable housing loan pool of such priorities; and further **MODIFYING** Section 209-7 of the Cincinnati Municipal Code to clarify that the role of the Housing Advisory Board includes establishment of the City of Cincinnati's affordable housing policy priorities.

[202101434](#)

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: 0121-2021

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: 0121-2021

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: 0121-2021

- 52. ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 4/13/2021, **AUTHORIZING** the submission of a Substantial Amendment to the City of Cincinnati's 2020-2024 Consolidated Plan/Annual Action Plan to the United States Department of Housing and Urban Development for Section 108 Loan funded activities; and further **AUTHORIZING** the City Manager to apply for Section 108 Loan funding from the United States Department of Housing and Urban Development as provided for under the provisions of Section 108 of the Housing and Community Development Act of 1974, as amended, in an amount up to \$34,000,000 for the purpose of funding a loan pool for financing the acquisition, rehabilitation, and construction costs related to affordable housing; and further **AUTHORIZING** the City Manager to (i) execute a *Funding Agreement* and any related agreements with Cincinnati Development Fund, Inc. and its affiliates to oversee the loan pool for financing the acquisition, rehabilitation, and construction costs related to affordable housing, and (ii) reinstate the Build Cincinnati Development Fund loan program and execute any related agreements with Build Cincinnati Development Fund LLC and Cincinnati Housing Development Fund LLC.

[202101436](#)

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: 0122-2021

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: 0122-2021

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: 0122-2021

- 53. ORDINANCE** submitted by Paula Boggs Muething, City Manager, on 4/13/2021, **AMENDING** the official zoning map of the City of Cincinnati to rezone certain real property generally located at the southeast corner of Vine Street and Erkenbrecher Avenue in the Corryville neighborhood from the RMX, "Residential Mixed," zoning district to the PR, "Park and Recreation," zoning district to facilitate the expansion of an existing Cincinnati Zoo and Botanical Garden parking lot.

[202101439](#)

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: 0123-2021

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: 0123-2021

- 54. ORDINANCE** submitted by Paula Boggs Muething, City Manager, on 4/13/2021, **AMENDING** the official zoning map of the City of Cincinnati to rezone certain real property commonly known as 3502-3526 Vine Street in the Avondale neighborhood from the RMX, "Residential Mixed," zoning district to the PR, "Park and Recreation," zoning district to establish one consistent zoning district for the Cincinnati Zoo and Botanical Garden's properties.

[202101440](#)

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: 0124-2021

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: 0124-2021

No announcements at this time

Council adjourned at 2:45 P.M.