



# City of Cincinnati

801 Plum Street  
Cincinnati, Ohio 45202

## CALENDAR

### Cincinnati City Council

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Wednesday, January 26, 2022

2:00 PM

Council Chambers, Room 300

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#### REVISED

#### ROLL CALL

#### PRAYER AND PLEDGE OF ALLEGIANCE

#### FILING OF THE JOURNAL

#### MAYOR AFTAB

#### Cincinnati Retirement System Board of Trustees

1. [202200067](#) **APPOINTMENT**, submitted by Mayor Aftab Pureval, I hereby appoint Councilmember Jeff Cramerding to the Board of Trustees of the Cincinnati Retirement System 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** CONFIRM

**Sponsors:** Mayor

#### Cincinnati-Hamilton County Community Action Agency Board of Trustees

2. [202200069](#) **APPOINTMENT**, submitted by Mayor Aftab Pureval, I hereby appoint Councilmember & President Pro Tem Victoria Parks to the Board of Cincinnati-Hamilton County Community Action Agency for a term of three years. This appointment is submitted to City Council for its advice and consent pursuant to its rules. (Female/AA)

**Recommendation** CONFIRM

**Sponsors:** Mayor

#### Downtown Cincinnati Improvement District Board

3. [202200068](#) **APPOINTMENT**, submitted by Mayor Aftab Pureval, I hereby appoint Councilmember Liz Keating to the Board of Downtown Cincinnati Improvement District for the duration of the 2022-2025 Services Plan as the Cincinnati City Council Representative. 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

#### Ohio-Kentucky-Indiana (OKI) Regional Council of Governments

4. [202200162](#) **APPOINTMENT**, submitted by Mayor Aftab Pureval, I hereby appoint Councilmember Mark Jeffreys to the Ohio-Kentucky-Indiana Regional Council of Governments (OKI) for a term of one year. This appointment is submitted to City Council for its advice & consent pursuant to its Rules. (Male/White)
- Recommendation** HOLD ONE WEEK PURSUANT TO THE RULES OF COUNCIL
- Sponsors:** Mayor
5. [202200163](#) **MOTION**, submitted by Mayor Aftab Pureval, **WE MOVE** that the City Administration engage in a collaborative review of city housing incentives & zoning policies with the express purpose of matching incentives with Mayor & Council priorities of increased housing development within the City of Cincinnati, specifically including mixed-income, workforce, and affordable housing developments. **WE FURTHER MOVE** that this review process should include stakeholder engagement sessions that are racially & economically diverse, including renters, homeowners, M/WBE developers, large developers, and tenant advocacy & assistance organizations, among others. Topics of review should include zoning reforms to remove barriers to new, high-quality housing and to pursue policies targeting our most lucrative tax incentives to mixed-income, workforce, and affordable developments.
- Recommendation** **EQUITABLE GROWTH & HOUSING COMMITTEE**
- Sponsors:** Mayor
6. [202200176](#) **STATEMENT, (DECLARATION OF EMERGENCY)**, submitted by Mayor Aftab Pureval and City Manager Paula Boggs Muething, Pursuant to Article III of the Cincinnati Charter, Article XVIII of the Administrative Code of the City of Cincinnati, I hereby declare a public emergency based on the unprecedented rise in new cases of COVID-19 among City employees in the past two weeks. The extremely rapid increase in positive cases, if it continues unchecked, has the potential to interfere with the City's ability to fully staff a range of public services. It is imperative that the City act promptly to address this threat and that we continue taking meaningful steps to prevent the endangerment of persons and property within Cincinnati that could result from widespread staffing shortages. By this declaration, I call upon the City Manager to require face masks to be worn at all City facilities for the next 30 days to prevent and slow the spread of COVID among City staff responsible for providing public services within Cincinnati. This declaration and related measures are based on the advice of leading medical professionals and the recommendation by the Center for Disease Control ("CDC") that, in areas of substantial or high transmission, all persons should wear masks in indoor public places to maximize protection and prevent possibly spreading COVID-19 to others. CDC guidance applies to both vaccinated and unvaccinated persons. The City's Health Commissioner similarly spread in the Cincinnati region. Requiring masking at City facilities will help to protect City staff, protect visitors to City facilities, and prevent the spread of Covid-19 among City employees working to maintain services during this surge in the pandemic. The City Manager is hereby called upon to "perform such duties and shall immediately proceed to take all action necessary to preserve and protect the public peace and the lives, persons and property within the City of Cincinnati that are endangered or potentially endangered by the factors constituting such public danger or emergency." (See Article XVIII of the Administrative Code.) The City Manager will promptly issue a masking rule for City facilities, which rule shall include

authorization for appropriate staff to take all steps necessary to implement and enforce this declaration at City facilities along with any exceptions that may be required in the public interest. This declaration is based upon the existence of a condition of public danger or emergency, as described herein, and shall continue to effect for 30 days unless prior withdrawn on superseded.

**Recommendation** FILE

**Sponsors:** Mayor and City Manager

### MR. HARRIS

7. [202200178](#) **MOTION**, submitted by Councilmember Harris, **WE MOVE** that the Administration provide a report within thirty (30) days outlining the number, neighborhood geography and Adjusted Median Income (AMI) range for new housing units that have come online in the City of Cincinnati for at least the last five (5) years. The administration shall take into consideration a variety of data sources, considering but not limited to: Building & Inspections, CAGIS, Cincinnati Waterworks, and other feasible and accurate sources. (STATEMENT ATTACHED).

**Recommendation** EQUITABLE GROWTH & HOUSING COMMITTEE

**Sponsors:** Harris

### MR. LANDSMAN

8. [202200161](#) **MOTION**, submitted by Councilmember Landsman, Eager to pass comprehensive residential tax abatement reform, **WE HEREBY MOVE** that the Administration report to City Council with any updates regarding the study being conducted on the implementation of a tiered residential tax abatement program in the City of Cincinnati. Additionally, **WE MOVE** that the Administration begin to prepare legislative options and any necessary procedural planning so that upon receipt of the results of the study, the pertinent governing bodies and department of the City of Cincinnati are able to get going on enacting reform.

**Recommendation** EQUITABLE GROWTH & HOUSING COMMITTEE

**Sponsors:** Landsman

### MR. LANDSMAN

### MS. KEARNEY

9. [202200166](#) **MOTION**, submitted by Councilmember Landsman and Vice Mayor Kearney, **WE HEREBY MOVE** that during the month of February 2022, the City of Cincinnati raise a Pan-African flag in recognition of, celebration of, and solidarity with our Black residents - as has become a customary tradition during our observance of Black History Month. And, that in light of procedural time sensitivity, this motion be considered an emergency measure necessary for the preservation of the public peace, health, safety, and general welfare, making it effective immediately. (STATEMENT ATTACHED)

**Recommendation** HEALTHY NEIGHBORHOODS COMMITTEE

**Sponsors:** Landsman and Kearney

**MS. OWENS**

**MR. JOHNSON**

**MR. JEFFREYS**

**MS. KEARNEY**

**MR. CRAMERDING**

**MR. HARRIS**

**MR. LANDSMAN**

**MS. PARKS**

10. [202200175](#) **RESOLUTION**, submitted by Councilmembers Owens, Johnson, Jeffreys, Cramerding, Harris, Landsman, Parks and Vice Mayor Kearney, from Andrew W. Garth, City Solicitor, **EXPRESSING** the belief of the Mayor and City Council that gun violence is a public health crisis in the City of Cincinnati; and further **EXPRESSING** City Council's commitment to reducing the prevalence of gun violence in our City and protecting citizens from gun violence.

**Recommendation** CLIMATE, ENVIRONMENT & INFRASTRUCTURE COMMITTEE

**Sponsors:** Owens, Johnson, Jeffreys, Kearney, Cramerding, Harris, Landsman and Parks

### **CITY MANAGER**

11. [202200072](#) **REPORT**, dated 1/26/2022, submitted by Paula Boggs Muething, City Manager, regarding Special Event Permit Application for BOCKFEST 2022.

**Recommendation** FILE

**Sponsors:** City Manager

12. [202200136](#) **ORDINANCE**, submitted by John P. Curp, Interim City Manager, on 1/26/2022, **ESTABLISHING** new capital improvement program project account no. 980x092x220923, "CAGIS Planimetric Updates," for the purpose of completing critical updates to the Cincinnati Area Geographic Information System ("CAGIS") such as acquiring Light Detection and Ranging data, completing a land contours update, aerial photography, and Geographic Information System ("GIS") layer updates; **ESTABLISHING** new capital improvement program project account no. 980x092x220924, "CAGIS Technology Migration," for the purpose of migrating the GIS, permitting, and server hardware technology platforms that enable management of complex GIS features & GIS projects online, and upgrading and development of shared components of the permitting system; **AUTHORIZING** the transfer and appropriation of \$285,000 from the unappropriated surplus of CAGIS Fund 449 to the newly established capital improvement program project account no. 980x092x220923, "CAGIS Planimetric Updates"; and **AUTHORIZING** the transfer and appropriation of \$805,000 from the

unappropriated surplus of CAGIS Fund 449 to capital improvement program project account no. 980x092x220924, "CAGIS Technology Migration."

**Recommendation** BUDGET AND FINANCE COMMITTEE

**Sponsors:** City Manager

13. [202200137](#) **ORDINANCE (EMERGENCY)** submitted John P. Curp, Interim City Manager, on 1/26/2022, **AUTHORIZING** the transfer and return to source, General Fund 050, the sum of \$25,000 from the Office of Environment and Sustainability's General Fund non-personnel operating budget account no. 050x104x7200 for the purpose of re-aligning sources with uses; and **AUTHORIZING** the transfer and appropriation of the sum of \$25,000 from the unappropriated surplus of the General Fund to existing capital improvement program project account no. 980x104x221005, "Wheeled Recycling Cart Replacement," for the purpose of providing additional resources for the purchase of new wheeled recycling carts needed to support the City's recycling program.

**Recommendation** BUDGET AND FINANCE COMMITTEE

**Sponsors:** City Manager

14. [202200138](#) **ORDINANCE (EMERGENCY)** submitted by John P. Curp, Interim City Manager, on 1/26/2022, **AUTHORIZING** payments in the amounts of \$7,404.41 to OTR Holdings, Inc. for professional services completed for the Downtown Pedestrian Task Force project; \$8,220.37 to HDR, Inc. for design and consulting services performed for the streetcar system; and \$7,370.00 to Donnellon, Donnellon & Miller for legal mediation services regarding appropriation of property needed for the Western Hills Viaduct replacement project, as moral obligations for services provided to the City.

**Recommendation** BUDGET AND FINANCE COMMITTEE

**Sponsors:** City Manager

15. [202200146](#) **ORDINANCE** submitted by John P. Curp, Interim City Manager, on 1/26/2022, **AUTHORIZING** the City Manager to apply for, accept, and appropriate a grant in the amount of up to \$106,470 from the State of Ohio, Office of Criminal Justice Services for the purpose of funding personnel costs and equipment for investigations conducted pursuant to Title III of the federal Omnibus Crime Control and Safe Streets Act of 1968; and **AUTHORIZING** the Finance Director to deposit the grant funds into Law Enforcement Grant Fund 368, Project Account No. 22ODLE.

**Recommendation** BUDGET AND FINANCE COMMITTEE

**Sponsors:** City Manager

16. [202200147](#) **ORDINANCE (EMERGENCY)** submitted by John P. Curp, Interim City Manager, on 1/26/2022, **AUTHORIZING** the City Manager to accept a donation of a canine valued at approximately \$30,000 from the Hamilton County Sheriff's Office to be used by the Cincinnati Police Department in the Fugitive Apprehension Unit.

**Recommendation** BUDGET AND FINANCE COMMITTEE

**Sponsors:** City Manager

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**CLERK OF COUNCIL**

17. [202200170](#) **REGISTRATION (TERMINATION)**, submitted by the Clerk of Council from Legislative Agent Lou Gentile, Lobbyist, Vorys Advisors, 52 East Gay Street, Columbus, Ohio 43215. (VISTRA)
- Recommendation** FILE
- Sponsors:** Clerk of Council
18. [202200171](#) **REGISTRATION**, submitted by the Clerk of Council from Legislative Agent Tanner Yess, Co-Executive Director, Groundwork, 3696 Kendall Ave, Cincinnati, Ohio 45208. (GROUNDWORK)
- Recommendation** FILE
- Sponsors:** Clerk of Council
19. [202200172](#) **REGISTRATION**, submitted by the Clerk of Council from Legislative Agent Katherine Ott Zehnder, Civil Engineer, 28 Liberty Ship Way, Suite 2815, Sausalito, California 94965.
- Recommendation** FILE
- Sponsors:** Clerk of Council
20. [202200173](#) **REGISTRATION**, submitted by the Clerk of Council from Legislative Agent Holly Bowen Nagel Hankinson, Advocacy Director, Women's Fund of the Greater Cincinnati Foundation, 720 East Pete Rose Way, Suite 120, Cincinnati, Ohio 45202.
- Recommendation** FILE
- Sponsors:** Clerk of Council
21. [202200174](#) **REGISTRATION**, submitted by the Clerk of Council from Legislative Agent Ted Heckmann, Senior Director, Regulatory & Government Affairs, PO Box 2301 103-1080, Cincinnati, Ohio 45201. (CINCINNATI BELL)
- Recommendation** FILE
- Sponsors:** Clerk of Council

**BUDGET AND FINANCE COMMITTEE**

22. [202200057](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 1/12/2022, **AUTHORIZING** the establishment of capital improvement program project account no. 980x181x221801, "Interview Recording Equipment," for the purpose of providing resources for the licensing and installation of video equipment and software for electronic recording of interviews; **AUTHORIZING** the transfer and return to source of the sum of \$21,800 from the Citizen Complaint Authority non-personnel operating budget account no. 050x181x1000x7289 to the unappropriated surplus of the General Fund; and **AUTHORIZING** the transfer and appropriation of the sum of \$21,800 from the unappropriated surplus of the General Fund to the newly established capital improvement program project account no. 980x181x221801, "Interview Recording Equipment."

**Recommendation** PASS EMERGENCY**Sponsors:** City Manager

23. [202200085](#) **ORDINANCE** submitted by Paula Boggs Muething, City Manager, on 1/20/2022, **MODIFYING** Section 401-96, "Leakages," of Chapter 401, "Water Works," of the Cincinnati Municipal Code to allow adjustments to water charges made in accordance with the Greater Cincinnati Water Works' Leak Adjustment Program as an exception to the prohibition against reducing water charges due to leaks.

**Recommendation** PASS**Sponsors:** City Manager

24. [202200086](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 1/20/2022, **AUTHORIZING** an appropriation reduction in the amount of \$5,410,414 from American Rescue Plan grant project account no. 469x101xARP052, "FY 2021 Restricted Funds Revenue Replacement," for the purpose of reducing the appropriation by the amount allocated as revenue replacement to Parking System Facilities Fund 102 and Convention Center Fund 103; **AUTHORIZING** an appropriation reduction in the amount of \$9,975,375 from American Rescue Plan grant project account no. 469x101xARP100, "Funding for Health Centers," for the purpose of reducing the appropriation to reflect these funds as revenue to Health Network Fund 446 based upon guidance promulgated by the Health Resources and Services Administration in the United States Department of Health and Human Services; and **AUTHORIZING** an appropriation reduction in the amount of \$6,874,938.50 from American Rescue Plan grant project account no. 469x101xARP050, "FY 2021 COVID Expenses," for the purpose of realigning available resources with eligible health related and support program expenses based upon guidance promulgated by the United States Department of the Treasury.

**Recommendation**

PASS EMERGENCY

**Sponsors:** City Manager

25. [202200087](#) **ORDINANCE** submitted by Paula Boggs Muething, City Manager, on 1/20/2022, **AUTHORIZING** the City Manager to accept and deposit a donation in the amount of \$125,000 from the Cincinnati Park Board Commissioners' Fund into Fund No. 430, "Parks Private Endowment and Donations," for the purpose of providing resources for the removal and replacement of the fence at the Geier Esplanade located at Madison Road and Markbreit Avenue ("Geier Esplanade"); **ESTABLISHING** new capital improvement program project account no. 980x203x222023, "Geier Esplanade Fence Replacement," for the purpose of providing resources for the removal and replacement of the fence at the Geier Esplanade; and further **AUTHORIZING** the transfer and appropriation of \$125,000 from the unappropriated surplus of Fund No. 430, "Parks Private Endowment and Donations," to newly established capital improvement program project account no. 980x203x222023, "Geier Esplanade Fence Replacement."

**Recommendation** PASS

**Sponsors:** City Manager

26. [202200088](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 1/20/2022, **AUTHORIZING** the City Manager to accept and appropriate a donation totaling \$400,000 from the Cincinnati Park Board Commissioners' Fund for the purpose of purchasing horticultural supplies, executing maintenance contracts, providing staff reimbursements, acquiring Krohn Conservatory's 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

27. [202200090](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 1/20/2022, **AUTHORIZING** the payment of \$6,249 from the Cincinnati Recreation Commission General Fund operating budget account no. 050x199x4940x7267x199Q876 as a moral obligation to National Background Check, LLC for services provided to the City related to the provision of a background check system.

**Recommendation** PASS EMERGENCY

**Sponsors:** City Manager

28. [202200093](#) **RESOLUTION (LEGISLATIVE) (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 1/20/2022, **DECLARING** the necessity of repairs to certain sidewalks, associated sidewalk spaces, curbs, and gutters in the Northside neighborhood and the necessity of assessing abutting properties to recover the cost of such repairs in accordance with Ohio Revised Code Chapter 729 and Cincinnati Municipal Code Chapter 721.

**Recommendation** PASS EMERGENCY

**Sponsors:** City Manager

29. [202200113](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 1/20/2022 **AUTHORIZING** the City Manager to execute a Development Agreement with 7 West 7th Property LLC, pertaining to the development and construction of residential rental units on floors 8-21 of the building on property located at 7 W. 7th Street in the Central Business District of Cincinnati, and providing for City assistance to the project in the form of a rebate of a portion of the service payments in lieu of taxes imposed in connection with a proposed 30-year property tax exemption for improvements pursuant to Ohio Revised Code Section 5709.41, subject to the passage by Council of a separate ordinance authorizing such tax exemption.

**Recommendation** PASS EMERGENCY

**Sponsors:** City Manager

30. [202200120](#) **REPORT**, dated 1/20/2022, submitted by Paula Boggs Muething, City Manager, regarding Finance and Budget Monitoring Report for the Period Ending September 30, 2021

**Recommendation** APPROVE & FILE

**Sponsors:** City Manager



31. [202200122](#) **REPORT**, dated 1/20/2022, submitted by Paula Boggs Muething, City Manager, regarding Finance and Budget Monitoring Report for the Period Ending October 31, 2021.

**Recommendation** APPROVE & FILE

**Sponsors:** City Manager

## EQUITABLE GROWTH & HOUSING COMMITTEE

32. [202200154](#) **RESOLUTION (B VERSION)**, submitted by Vice Mayor Kearney and Councilmember Parks, from Andrew W. Garth, City Solicitor, **EXPRESSING** the support of the Mayor and City Council for the City to collaborate with Hamilton County and other regional stakeholders to generate a comprehensive strategy for redevelopment of the Duke Energy Convention Center and surrounding properties into a true convention center district, including through the engagement of 3CDC for planning and management services related to such district.

**Recommendation** PASS

**Sponsors:** Kearney and Parks

## SUPPLEMENTAL ITEMS

### HEALTHY NEIGHBORHOODS COMMITTEE

33. [202200108](#) **MOTION**, submitted by Councilmembers Landsman, Owens, Parks and Vice Mayor Kearney, **WE MOVE** that the Administration conduct a report into the feasibility of implementing the following recommendations from the Urban League on improving civic and voter engagement. (BALANCE ON FILE IN THE CLERK'S OFFICE) (STATEMENT ATTACHED).

**Recommendation** ADOPT

**Sponsors:** Landsman, Owens, Parks and Kearney

34. [202200145](#) **MOTION**, submitted by Vice Mayor Kearney, **WE MOVE** for the City's Department of Transportation and Engineering to execute a parking study to evaluate the parking needs for the Madison and Whetsel Business District. The parking study will be funded from the Madisonville District TIF in the amount of \$30,000. The study will be shared with the Madisonville Community Council and other community stakeholders to provide input on the parking needs of the Madison and Whetsel Business District in order to inform a final decision of parking needs for the business district. **WE FURTHER MOVE** that the parking study is completed by the end of February 2022. (STATEMENT ATTACHED)

**Recommendation** ADOPT

**Sponsors:** Kearney

## ANNOUNCEMENTS

Adjournment

