



# City of Cincinnati

801 Plum Street  
Cincinnati, Ohio 45202

## Agenda

### Cincinnati City Council

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Thursday, February 18, 2021

2:00 PM

Council Chambers, Room 300

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#### ROLL CALL

#### PRAYER AND PLEDGE OF ALLEGIANCE

#### FILING OF THE JOURNAL

#### MS. KEARNEY

1. [202100687](#) **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 Dr. O'dell Moreno Owens during Black History Month 2021 for his leadership and work in public health issues and his years of public service to the citizens of the City of Cincinnati.

**Recommendation** PASS

**Sponsors:** Kearney

2. [202100688](#) **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 Pastor Damon Lynch III during Black History Month 2021 for his decades of continuous leadership and work in police reform and economic development in the City of Cincinnati.

**Recommendation** PASS

**Sponsors:** Kearney

3. [202100689](#) **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 Joe Mallory during Black History Month 2021 for his decades of continuous leadership and work with the National Association for the Advancement of Colored People (NAACP) in the City of Cincinnati.

**Recommendation** PASS

**Sponsors:** Kearney

#### MR. LANDSMAN

#### MR. MANN

4. [202100636](#) **MOTION**, submitted by Councilmember Landsman and Mann, **WE MOVE** that the Administration conduct a report into the possibilities of expanding outdoor dining to other neighborhoods in Cincinnati; we ask that in recognition of the urgency of the pandemic, the report be done in the next 30 days. (BALANCE

ON FILE IN THE CLERK'S OFFICE)

**Recommendation** NEIGHBORHOODS COMMITTEE

**Sponsors:** Landsman and Mann

## CITY MANAGER

5. [202100628](#) **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.

**Recommendation** BUDGET AND FINANCE COMMITTEE

**Sponsors:** City Manager

6. [202100646](#) **REPORT**, dated 2/18/2021, submitted by Paula Boggs Muething, City Manager, regarding Special Event Permit Application for HYDE PARK FARMERS MARKET.

**Recommendation** LAW AND PUBLIC SAFETY COMMITTEE

**Sponsors:** City Manager

7. [202100647](#) **REPORT**, dated 2/18/2021, submitted by Paula Boggs Muething, City Manager, regarding MARIJUANA-ONLY WARNINGS/CITATIONS/ARRESTS MONTHLY REPORT, JANUARY 2021.

**Recommendation** LAW AND PUBLIC SAFETY COMMITTEE

**Sponsors:** City Manager

8. [202100668](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 2/18/2021, **MODIFYING** the salary schedules for the classifications of Permit Technician 1, 2, and 3, by amending existing Section 122, 123, and 124 of Division 1, Chapter 307 of the Cincinnati Municipal Code, in order to correct and establish a new salary schedule for the said classification, consistent with the organizational changes described herein.

**Recommendation** MAJOR PROJECTS & SMART GOVERNMENT COMMITTEE

**Sponsors:** City Manager

9. [202100669](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 2/18/2021, **MODIFYING** the salary range schedule for the classification of Water Works Construction Inspector by repealing existing Section 463, Division I, of Chapter 307 of the Cincinnati Municipal Code in order to ensure that the new salary range is consistent with the level of responsibility and competitive with similar positions across internal and external job markets.

**Recommendation** MAJOR PROJECTS & SMART GOVERNMENT COMMITTEE

**Sponsors:** City Manager

10. [202100671](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 2/18/2021, **MODIFYING** the salary range schedule for the classification of Wastewater Collection Inspector by repealing existing Section

474, Division 1, of Chapter 307 of the Cincinnati Municipal Code in order to ensure that the new salary range is consistent with the level of responsibility and competitive with similar positions across internal and external job markets.

**Recommendation** MAJOR PROJECTS & SMART GOVERNMENT COMMITTEE

**Sponsors:** City Manager

11. [202100672](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 2/18/2021, **MODIFYING** the salary range schedule for the classification of Sewer Construction Inspector by repealing existing Section 725, Division I, of Chapter 307 of the Cincinnati Municipal Code in order to ensure that the new salary range is consistent with the level of responsibility and competitive with similar positions across internal and external job markets.

**Recommendation** MAJOR PROJECTS & SMART GOVERNMENT COMMITTEE

**Sponsors:** City Manager

12. [202100673](#) **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.

**Recommendation** BUDGET AND FINANCE COMMITTEE

**Sponsors:** City Manager

13. [202100675](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 2/18/2021, **AUTHORIZING** the City Manager to execute a Permanent Aerial Easement and Temporary Easement pursuant to which the City of Cincinnati will grant easements to the State of Ohio, Department of Transportation, for the construction and maintenance of elevated highway structures on and over the City-owned Crossett parking lots located between West Third Street and West Pete Rose Way in downtown Cincinnati.

**Recommendation** MAJOR PROJECTS AND SMART GOVERNMENT COMMITTEE

**Sponsors:** City Manager

14. [202100677](#) **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.

**Recommendation** BUDGET AND FINANCE COMMITTEE**Sponsors:** City Manager

15. [202100690](#) **REPORT**, dated 2/18/2021, submitted by Paula Boggs Muething, City Manager, regarding Animal Abuse Database (Motion #202001852).

**Recommendation** EQUITY, INCLUSION, YOUTH, & THE ARTS COMMITTEE**Sponsors:** City Manager**CLERK OF COUNCIL**

16. [202100667](#) **STATEMENT**, submitted by Clerk of Council formally filing a copy of the Financial Disclosure Statement for Paula Tilsley/Retirement Director.

**Recommendation** FILE**Sponsors:** Clerk of Council

17. [202100693](#) **RECEIPT**, submitted by the Clerk of Council, regarding 283 petitions received from Josh Spring on Tuesday, February 16, 2021 concerning an amendment to the Charter of the City of Cincinnati to establish the City of Cincinnati Affordable Housing Trust Fund.

**Recommendation** FILE**Sponsors:** Clerk of Council**BUDGET AND FINANCE COMMITTEE**

18. [202100561](#) **REPORT**, dated 2/10/2021, submitted by Paula Boggs Muething, City Manager, regarding City Department Staffing Needs. (SEE REFERENCE DOC# 202100561)

**Recommendation** APPROVE & FILE**Sponsors:** City Manager

19. [202100577](#) **REPORT**, dated 2/10/2021, submitted by Paula Boggs Muething, City Manager, regarding Vending Lease Fee Adjustments. (SEE REFERENCE DOC# 202100002)

**Recommendation** APPROVE & FILE**Sponsors:** City Manager

20. [202100593](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 2/10/2021, **AUTHORIZING** the establishment of capital improvement program project account no. 980x203x212006, "Parks Operations Center," for the purpose of providing resources for the Parks Operations Center replacement facility; and **AUTHORIZING** the transfer and appropriation of \$57,750 from the unappropriated surplus of Park Board Permanent Improvement Fund 752 to newly established capital improvement program project account no. 980x203x212006, "Parks Operations Center."

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

21. [202100594](#) **ORDINANCE** submitted by Paula Boggs Muething, City Manager, on 2/10/2021, **AUTHORIZING** the City Manager to vacate and sell to David G. Bird approximately 0.1033 acres of the public right-of-way known as Lang

Street in the Mt. Auburn neighborhood of Cincinnati.

**Recommendation** PASS

**Sponsors:** City Manager

22. [202100595](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 2/10/2021, **AUTHORIZING** the City Manager to accept in-kind donation of a Pan African flag from RoSho Awards and Graphics in order to fly it from the flagpole at City Hall during the month of February as a recognition of Black History Month.

**Recommendation** PASS EMERGENCY

**Sponsors:** City Manager

23. [202100596](#) **ORDINANCE** submitted by Paula Boggs Muething, City Manager, on 2/10/2021, **AUTHORIZING** the City Manager to execute a *Lease Agreement* with Tender Mercies, Inc. pursuant to which the City will lease for a five-year term a portion of Doerr Alley located south of West 12th Street and north of Central Parkway in the Over-the-Rhine neighborhood of Cincinnati.

**Recommendation** PASS

**Sponsors:** City Manager

24. [202100598](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 2/10/2021, **AUTHORIZING** the City Manager to accept a donation from the Blue Line Foundation of an Apex Officer virtual reality system valued at \$62,500 and a Force Science De-escalation instructor course valued at \$24,650 for use in the Cincinnati Police Department to allow the department to operate more efficiently and safely.

**Recommendation** PASS EMERGENCY

**Sponsors:** City Manager

25. [202100638](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 2/10/2021, **AUTHORIZING** the acceptance and appropriation of the sum of \$2,225,293 received pursuant to an additional Community Development Block Grant (CDBG) award in order to prevent, prepare for, and respond to the COVID-19 pandemic, to Community Development Block Grant Fund 304 in accordance with the attached appropriation schedule; and announcing the City's intention to use said funds for various projects in the City's Calendar Year 2021 Community Development Block Grant Program as part of the 2015 - 2019 Consolidated Plan and 2019 Annual Action Plan Amendment, in accordance with the attached appropriation schedule, but subject to reallocation at the City Manager's discretion in order to prevent, prepare for, and respond to the COVID-19 pandemic.

**Recommendation** PASS EMERGENCY

**Sponsors:** City Manager

## NEIGHBORHOODS COMMITTEE

26. [202100546](#) **MOTION**, submitted by Councilmember Kearney, **WE MOVE** for the City Administration to provide a report showing the increase in property values and property taxes, as well as in the increase in rent in each of our City's 52

neighborhoods during the 10-year period of 2010-2020, and to detail all ways by which the City, Hamilton County, and the State of Ohio provide relief for low and moderate income homeowners and renters in neighborhoods where property values have risen at rates higher than the countywide average. WE FURTHER MOVE for this report to be delivered within 60 days following passage of this motion. (STATEMENT ATTACHED).

**Recommendation** ADOPT

**Sponsors:** Kearney

27. [202100627](#) **MOTION**, submitted by Councilmember Kearney, **WE MOVE** for the City Administration to prepare a report and recommendations for designating the entirety of the month of March 2021 as a parking amnesty period for unpaid parking tickets incurred within the City of Cincinnati prior to March 1, 2021. WE FURTHER MOVE for this parking amnesty period to authorize any person who has incurred late fees on a parking ticket within the City of Cincinnati, including towing and storage fees, to pay the full balance of their citation at base value (without any late fees).

**Recommendation** ADOPT

**Sponsors:** Kearney

## SUPPLEMENTAL ITEMS

### LAW & PUBLIC SAFETY COMMITTEE

28. [202100304](#) **MOTION**, submitted by Councilmember Kearney, **WE MOVE** for the City Administration to provide a report to City Council regarding feasible safety solutions to the current dangerous situation at District 2 headquarters where our officers and civilians must dodge traffic to cross Erie Avenue to get to and from the District 2 Police Headquarters building to their vehicles. There is no crosswalk or light on Erie Avenue at the point of crossing. WE MOVE further that the City Administration provide a report on parking solutions for District 2 personnel as well as visitor parking at District 2 headquarters. (STATEMENT ATTACHED).

**Recommendation** ADOPT

**Sponsors:** Kearney

29. [202002237](#) **ORDINANCE (EMERGENCY)**, submitted by Councilmember Sundermann, from Andrew W. Garth, Interim City Solicitor, **MODIFYING** the Administrative Code of the City of Cincinnati by amending Article XXVI, "Financial Disclosure Requirements," to require members of Council and the Mayor to disclose gifts, loans, or services totaling \$75 or more on the financial disclosure form filed with the City

**Recommendation** PASS EMERGENCY

**Sponsors:** Sundermann

### ECONOMIC GROWTH & ZONING COMMITTEE

30. [202100186](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 1/21/2021, **DESIGNATING** the Mercantile Library Building located

at 414 Walnut Street in the Central Business District as a historic landmark.  
(COUNCILMEMBER GOODIN EXCUSED FROM VOTING ON THIS ITEM)

**Recommendation** PASS EMERGENCY

**Sponsors:** City Manager

31. [202100471](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 2/3/2021, **DECLARING** the intent to appropriate to public use property required for the Auburn Avenue Improvement Project.

**Recommendation** PASS EMERGENCY

**Sponsors:** City Manager

32. [202100575](#) **ORDINANCE**, dated 2/2/2021, submitted by Mayor John Cranley, from Andrew W. Garth, Interim City Solicitor, **MODIFYING** the provisions of Title VII, "General Regulations," of the Cincinnati Municipal Code by **MODIFYING** Section 723-14, "Outdoor Dining Areas," of Chapter 723, "Streets and Sidewalks, Use Regulations," and by **ORDAINING** new Section 718-7, "Standard Conditions of RSP Approval," of Chapter 718, "Revocable Street Privileges," to authorize revocable street privileges for outdoor dining on public sidewalks and streets.

**Recommendation** PASS

**Sponsors:** Mayor

## MAJOR PROJECTS & SMART GOVERNMENT COMMITTEE

33. [202100203](#) **MOTION**, submitted by Councilmember Kearney, **WE MOVE** that Councilmember Betsy Sundermann be appointed Vice Chair of the Neighborhoods Committee.

**Recommendation** ADOPT

**Sponsors:** Kearney

34. [202100469](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 2/3/2021, **AUTHORIZING** the City Manager to take all necessary and proper actions to cooperate with the Director of the Ohio Department of Transportation in order to facilitate the installation of sidewalks and access ramps, which will be in compliance with the Americans with Disabilities Act, on the western side of Reading Road (U.S. Route 42), in the Roselawn neighborhood, between Sunnybrook Drive and the corporation line with Sycamore Township, including any installations necessary to connect the sidewalk to the eastern side of Reading Road (U.S. Route 42) in the City of Reading.

**Recommendation** PASS EMERGENCY

**Sponsors:** City Manager

## EQUITY, INCLUSION, YOUTH, & THE ARTS COMMITTEE

35. [202100584](#) **MOTION**, submitted by Councilmember Kearney and Landsman, **WE MOVE** that, upon passage of this motion, the Administration prepare a REPORT and recommendations on creating an inclusionary affordable housing policy mandating that all new commercial housing projects in Cincinnati of a certain size (to be determined by City Council) must include a predetermined

percentage of affordable housing units at 60% or less of the Area Median Income as a condition for receiving municipal benefits including, but not limited to commercial tax abatements, TIFs, and increased density allowances. WE FURTHER MOVE that once the ordinance is drafted, there should be a 30-day period for City Council discussion and for public comment to allow for input from a variety of stakeholders, including residents, business owners, advocates for affordable housing, community councils, developers, builders, and others, and allow for modifications of the draft ordinance before it is submitted to City Council for passage. WE FURTHER MOVE that the City Administration prepare a draft of the inclusionary zoning ordinance by the end of February 2021. (STATEMENT ATTACHED).

**Recommendation** ADOPT

**Sponsors:** Kearney and Landsman

## **ANNOUNCEMENTS**

### **NEW BUSINESS**

Adjournment