



City of Cincinnati

801 Plum Street
Cincinnati, Ohio 45202

CALENDAR

Cincinnati City Council

Wednesday, April 26, 2023

2:00 PM

Council Chambers, Room 300

ROLL CALL

PRAYER AND PLEDGE OF ALLEGIANCE

FILING OF THE JOURNAL

MAYOR AFTAB

Citizen Complaint Authority

1. [202301220](#) **APPOINTMENT**, submitted by Mayor Aftab Pureval, I hereby appoint Ryan Hall to the Citizen Complaint Authority for a term of two years. This appointment is submitted to City Council for its advice & consent pursuant to its Rules. (Male/White)

Recommendation CONFIRM

Sponsors: Mayor

Cincinnati Board of Park Commissioners

2. [202301229](#) **APPOINTMENT**, submitted by Mayor Aftab Pureval, I hereby appoint Phyllis McCallum to the Cincinnati Board of Park Commissioners for a term of six years. This appointment is submitted to City Council for its advice & consent pursuant to its Rules. (Female/African American)

Recommendation CONFIRM

Sponsors: Mayor

3. [202301231](#) **APPOINTMENT**, submitted by Mayor Aftab Pureval, I hereby appoint Kick Lee to the Cincinnati Board of Park Commissioners for a term of six years. This appointment is submitted to City Council for its advice & consent pursuant to its Rules. (Male/African American)

Recommendation CONFIRM

Sponsors: Mayor

MR. JEFFREYS

4. [202301262](#) **MOTION**, submitted by Councilmember Jeffreys, **WE MOVE** that the Administration report within thirty (30) days on the status of the updates the City is making to its hillside regulations. This update should include, but is not limited to, an update on: Funding sources to cover construction mishaps associated with construction within the hillside district. Regulations associated with stormwater runoff. Work that is being done to update CAGIS' Hillside

Overlay District Map.

Recommendation

CLIMATE, ENVIRONMENT & INFRASTRUCTURE COMMITTEE

Sponsors:

Jeffreys

MR. JEFFREYS

MR. CRAMERDING

5. [202301269](#) **MOTION**, submitted by Councilmembers Jeffreys and Cramerding, **WE MOVE**, that the Administration report back to Council within ninety (90) days on the cost and feasibility of design alternatives that prevent drivers from using a shared, bi-directional, center turn lane as a passing lane. Specifically, the Administration should take into consideration improvements that include, but are not limited to, implementing rumble strips in the center turn lane, using reflective pylons or concrete to create "islands" in portions of the turn lane, or paving the center turn lane with alternative materials like cobble stone. (STATEMENT ATTACHED)

Recommendation

CLIMATE, ENVIRONMENT & INFRASTRUCTURE COMMITTEE

Sponsors:

Jeffreys and Cramerding

MS. OWENS

6. [202301276](#) **MOTION**, submitted by Councilmember Owens, **WE MOVE** that the Administration, in coordination with Motion #2022-00108, provide a strategic report within forty-five days on how City services, facilities, and resources can incorporate nonpartisan voter engagement, registration and identification assistance, and voting law education. The report should, at a minimum, identify which City departments are appropriate for providing such services and outline how each department can use its specific footprint and ongoing interaction with the public to do such voter-engagement work. (BALANCE ON FILE IN THE CLERK'S OFFICE) (STATEMENT ATTACHED)

Recommendation HEALTHY NEIGHBORHOODS COMMITTEE

Sponsors:

Owens

7. [202301277](#) **MOTION**, submitted by Councilmember Owens, **WE MOVE** for the City Administration to submit an application to the Federal Highway Administration and / or Ohio Department of Transportation to have the City of Cincinnati formalized as a participating agency. (STATEMENT ATTACHED)

Recommendation CLIMATE, ENVIRONMENT & INFRASTRUCTURE COMMITTEE

Sponsors:

Owens

CITY MANAGER

8. [202301232](#) **REPORT**, dated 4/26/2023, submitted by Sheryl M. M. Long, City Manager, regarding Special Event Permit Application for Rhinehaus 10 Year Anniversary Block Party.

Recommendation FILE

Sponsors: City Manager

9. [202301234](#) **REPORT**, dated 4/26/2023, submitted by Sheryl M. M. Long, City Manager, regarding Special Event Permit Application for Juneteenth Block Party 2023.

Recommendation FILE

Sponsors: City Manager

10. [202301235](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 4/26/2023, **APPROVING AND AUTHORIZING** the City Manager to execute a *Community Reinvestment Area Tax Exemption Agreement* with MCA Center, LLC, an affiliate of Model Group, Inc., thereby authorizing a fifteen-year tax exemption for 100% of the value of improvements made to real property located at 414 Walnut Street and 115 Fifth Street in the Central Business District of Cincinnati, in connection with the remodeling of two existing buildings into mixed-use space containing, in aggregate, approximately 47,103 square feet of commercial space, approximately 27,826 square feet of office space, and approximately 124,302 square feet of residential space, consisting of approximately 156 residential units, at a total construction cost of approximately \$52,700,523.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

11. [202301237](#) **ORDINANCE** submitted by Sheryl M. M. Long, City Manager, on 4/26/2023, **AUTHORIZING** the City Manager to apply for, accept, and appropriate grant resources in an amount up to \$200,000 from the U.S. Department of Justice, Office of Community Oriented Policing Services, FY23 Law Enforcement Mental Health and Wellness Act Grant Program (ALN 16.710) for the purpose of providing assistance with expansion of the Cincinnati Police Department's current law enforcement mental health and wellness efforts; and **AUTHORIZING** the Director of Finance to deposit the grant funds into Law Enforcement Grant Fund 368, Project Account no. 23LEMH.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

12. [202301238](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 4/26/2023, **AUTHORIZING** the City Manager to accept an in-kind donation of sixty new lift assistance belts from the Cincinnati Fire Foundation valued at \$17,940 to be used by the Cincinnati Fire Department in fire apparatus.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

13. [202301239](#) **ORDINANCE** submitted by Sheryl M. M. Long, City Manager, on 4/26/2023, **AUTHORIZING** the City Manager to accept and appropriate a donation in the amount of \$2,000 from the Cincinnati Recreation Foundation for the purpose of providing resources for the newly established Senior Trip Program; and **AUTHORIZING** the Director of Finance to deposit the donated resources into Contributions for Recreation Purposes Fund 319x8571.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

14. [202301240](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 4/26/2023, **AUTHORIZING** the City Manager to accept an in-kind donation of new trees and plants from the Cincinnati Zoo and Botanical Garden valued at up to \$25,000 for the purpose of beautification of green space at the Forest and Irving Recreation Area.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

15. [202301242](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 4/26/2023, **AMENDING** Ordinance No. 234-2010 to accept and confirm the dedication to public use for street purposes of a portion of John Street in the Lincoln Court North Subdivision in the West End neighborhood in accordance with the plat entitled "Lincoln Court North Plat of Subdivision," as recorded in Plat Book 392, Pages 58 through 65, Hamilton County, Ohio Records.

Recommendation HEALTHY NEIGHBORHOODS COMMITTEE

Sponsors: City Manager

16. [202301243](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 4/26/2023, **AMENDING** Ordinance 07-2021 to depict the actual artwork to be donated to the City in Exhibit A to the ordinance.

Recommendation EQUITABLE GROWTH AND HOUSING COMMITTEE

Sponsors: City Manager

17. [202301244](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 4/26/2023, **ESTABLISHING** new capital improvement program project account no. 980x104x231042, "Recreation LED Lighting Improvements," for the purpose of providing resources for LED lighting installations in City of Cincinnati recreation centers; **AUTHORIZING** the transfer and appropriation of \$27,649.73 from the unappropriated surplus of Revolving Energy Loan Fund 883 to newly established capital improvement program project account no. 980x104x231042, "Recreation LED Lighting Improvements," and **AUTHORIZING** a payment of \$27,649.73 from capital improvement program project account no. 980x104x0000x7685x231042, "Recreation LED Lighting Improvements," to Diversified Supply, Inc. as a moral obligation of the City of Cincinnati for professional services completed for the Recreation LED Lighting Improvements project.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

18. [202301246](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 4/26/2023, **APPROVING AND AUTHORIZING** the City Manager to execute a *Community Reinvestment Area Tax Exemption Agreement (LEED or Living Building Challenge)* with Findlay Parkside, LLC, an affiliate of The Model Group, Inc., thereby authorizing a fifteen-year tax exemption for 100 percent of the value of improvements made to real property located at 1804 Vine Street, 31 E. McMicken Avenue, 1812-1816 Vine Street, 1822 Vine Street, 29 E. McMicken Avenue, 118 Findlay Street, 1720 Elm Street, and 116 W. Elder Street in the Over-the-Rhine neighborhood of Cincinnati, in connection with the

remodeling of existing buildings into a mixed-use development consisting of, in aggregate, approximately 16,456 square feet of commercial space and approximately 31,403 square feet of residential space, comprised of approximately 51 residential rental units, which remodeling 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 remodeling cost of approximately \$15,710,420.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

19. [202301247](#) **RESOLUTION (LEGISLATIVE) (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 4/26/2023, **AUTHORIZING** tax levies for the calendar year beginning January 1, 2024, certifying them to the Hamilton County Auditor pursuant to O.R.C. § 5705.34, and requesting the County Auditor and County Treasurer to pay monies that may be in the County Treasury and are lawfully applicable to the purpose of this calendar year to the City Treasurer pursuant to O.R.C. § 321.34.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

CLERK OF COUNCIL

20. [202301248](#) **REGISTRATION**, submitted by the Clerk of Council from Legislative Agent Annalese Cahill, Government Affairs, Government Relations Associate, 225 E 5TH Street, Suite 1900, Cincinnati, Ohio 45202. (CINCY SMILES FOUNDATION)

Recommendation FILE

Sponsors: Clerk of Council

21. [202301249](#) **REGISTRATION**, submitted by the Clerk of Council from Legislative Agent Matt Davis, Government Affairs, President, 225 E 5TH Street, Suite 1900, Cincinnati, Ohio 45202. (CINCY SMILES FOUNDATION)

Recommendation FILE

Sponsors: Clerk of Council

22. [202301250](#) **REGISTRATION**, submitted by the Clerk of Council from Legislative Agent Colleen Reynolds, Government Affairs, Partner, 225 E 5TH Street, Suite 1900, Cincinnati, Ohio 45202. (CINCY SMILES FOUNDATION)

Recommendation FILE

Sponsors: Clerk of Council

23. [202301254](#) **STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Jan-Michele Lemon Kearney/City Council/Vice Mayor. (CITY)

Recommendation FILE

Sponsors: Clerk of Council

24. [202301255](#) **REGISTRATION**, submitted by the Clerk of Council from Legislative Agent John Cranley, Keating, Muething and Klekamp, Lawyer, 1 East 4th Street, Suite 1400, Cincinnati, Ohio 45202. (FISCHER HOMES)

Recommendation FILE

Sponsors: Clerk of Council

25. [202301283](#) **STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Mark Jeffreys/City Councilmember. (ETHICS)

Recommendation FILE

Sponsors: Clerk of Council

BUDGET AND FINANCE COMMITTEE

26. [202301180](#) **ORDINANCE** submitted by Sheryl M. M. Long, City Manager, on 4/19/2023, **AUTHORIZING** the City Manager to accept and appropriate a donation totaling \$600,000 from the Cincinnati Park Board Commissioners' Fund for the purpose of providing resources for horticultural supplies, maintenance contracts, salary reimbursements, Krohn Conservatory's gift shop inventory, and 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

Sponsors: City Manager

27. [202301181](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 4/19/2023, **AUTHORIZING** the City Manager to accept additional franchise fee resources of \$175,000 from Duke Energy, Inc. ("Duke") to provide resources for the WarmUp Cincy program; **AUTHORIZING** the Director of Finance to deposit the additional Duke franchise fee resources into General Fund revenue account no. 050x8221; and **AUTHORIZING** the transfer and appropriation of \$175,000 from the unappropriated surplus of the General Fund to the Office of Environment and Sustainability non-personnel operating budget account no. 050x104x7400 to provide resources for the WarmUp Cincy program.

Recommendation PASS EMERGENCY

Sponsors: City Manager

28. [202301183](#) **REPORT**, dated 4/19/2023, submitted Sheryl M. M. Long, City Manager, regarding Department of Finance Reports for the Month Ended February 28, 2023.

Recommendation APPROVE & FILE

Sponsors: City Manager

29. [202301192](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 4/17/2023, **AUTHORIZING** the transfer and appropriation of the sum of \$2,295,000 from the unappropriated surplus of Downtown/OTR West Equivalent Fund 482 to the Department of Community and Economic Development non-personnel operating budget account 482x162x7200 for the purpose of providing resources to assist with the redevelopment of ten historic buildings located at 1804, 1810, 1812, 1814, 1816, and 1822 Vine Street, 29 E McMicken Avenue, 118 Findlay Street, 1720 Elm Street, and 114-116 W Elder Street in the Over-the-Rhine ("OTR") neighborhood into a mixed use development; and **DECLARING** that expenditures to assist with redevelopment

of ten historic buildings in the OTR neighborhood into a mixed use development serves a public purpose because the project will provide affordable housing in the community. (Subject to the [Temporary Prohibition List <https://www.cincinnati-oh.gov/law/ethics/city-business>](https://www.cincinnati-oh.gov/law/ethics/city-business/))

Recommendation PASS EMERGENCY

Sponsors: City Manager

SUPPLEMENTAL ITEMS

CLIMATE, ENVIRONMENT & INFRASTRUCTURE COMMITTEE

30. [202301204](#) **MOTION**, submitted by Councilmembers Owens and Cramerding, **WE MOVE** that the City Administration identify in all submitted ordinances whether the change made or the action achieved by the ordinance will achieve a goal or priority action of the 2023 Green Cincinnati Plan. The identification should be written out in the whereas clauses of the ordinance, similar to the whereas clauses that identify which goals and strategies of Plan Cincinnati (2012) are achieved by the ordinance.

Recommendation ADOPT

Sponsors: Owens and Cramerding

31. [202301236](#) **ORDINANCE** (B VERSION) submitted by Sheryl M. M. Long, City Manager, on 4/25/2023, **MODIFYING** the provisions of Chapter 321, "Procurement and Disposal of Supplies, Services and Construction," of the Cincinnati Municipal Code by **ORDAINING** new Section 321-163, "Invalid Terms and Conditions."

Recommendation

PASS

Sponsors: City Manager

ANNOUNCEMENTS

Adjournment