



# City of Cincinnati

801 Plum Street  
Cincinnati, OH 45202

## Agenda - Final-revised

### Public Safety & Governance

*Councilmember Scotty Johnson, Chair*  
*Vice Mayor Jan-Michele Kearney, Vice Chair*  
*Councilmember Mark Jeffreys*  
*Councilmember Liz Keating*

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Tuesday, February 7, 2023

9:30 AM

Council Chambers, Room 300

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## PRESENTATIONS

**2022 End of Year Report**  
**Chief Teresa Theetge, CPD**

### AGENDA

- [202300517](#) **PRESENTATION**, submitted by Sheryl M. M. Long, City Manager, dated 2/7/2023, regarding 2022 Year End Crime Statistics.  
**Sponsors:** City Manager  
**Attachments:** [Transmittal](#)  
[Presentation](#)
- [202300518](#) **PRESENTATION**, submitted by Sheryl M. M. Long, City Manager, dated 2/7/2023, regarding Homicides - Year to Date.  
**Sponsors:** City Manager  
**Attachments:** [Transmittal](#)  
[Presentation](#)
- [202300463](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 2/1/2023, **AUTHORIZING** the City Manager to establish an aquatics series of job classifications for the purpose of recruiting and retaining qualified employees within the Cincinnati Recreation Commission's aquatics program; **ESTABLISHING** four new classifications and salary range schedules in new Sections 936, 937, 938, and 989 in Division 4, Chapter 307 of the Cincinnati Municipal Code; and **MODIFYING** the salary range schedule for existing Section 908 of Division 4, Chapter 307 of the Cincinnati Municipal Code in order to establish new classifications and a new salary range schedule for said classifications.  
**Sponsors:** City Manager

**Attachments:** [Transmittal](#)  
[Ordinance](#)

4. [202300465](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 2/1/2023, **AUTHORIZING** the City Manager to establish a Building Inspector career ladder for the purpose of recruiting and retaining qualified employees within the City's Department of Buildings and Inspections; and ENACTING Sections 425, 426, 427, and 428 of Division 1, Chapter 307 of the Cincinnati Municipal Code to establish the new job titles and salary range schedules for Building Inspector 1, Building Inspector 2, Building Inspector 3, and Building Inspector 4.

**Sponsors:** City Manager

**Attachments:** [Transmittal](#)  
[Ordinance](#)

5. [202300451](#) **ORDINANCE (EMERGENCY)**, submitted by Mayor Aftab Pureval, Vice Mayor Kearney, and Councilmembers Johnson, Keating and Owens, from Emily Smart Woerner, City Solicitor, **MODIFYING** Title IX, "Misdemeanors," by enacting new Chapter 915, "Weapons Offenses," of the Cincinnati Municipal Code to implement common sense gun reform and take necessary action to stem the death and injuries resulting from the use and accessibility of guns.

**Sponsors:** Mayor, Kearney, Johnson, Keating and Owens

**Attachments:** [Ordinance](#)  
[Transmittal](#)

Date: February 7, 2023

To: Members of the Public Safety and Governance Committee  
From: Sheryl M. M. Long, City Manager  
Subject: PRESENTATION – 2022 Year End Crime Statistics

202300517

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Attached is the presentation on 2022 Year End Crime Statistics for the Public Safety and Governance Committee meeting on Tuesday, February 07, 2023, at 9:30 am.

cc: Teresa A. Theetge, Police Chief

# 2022 Annual Statistical Review

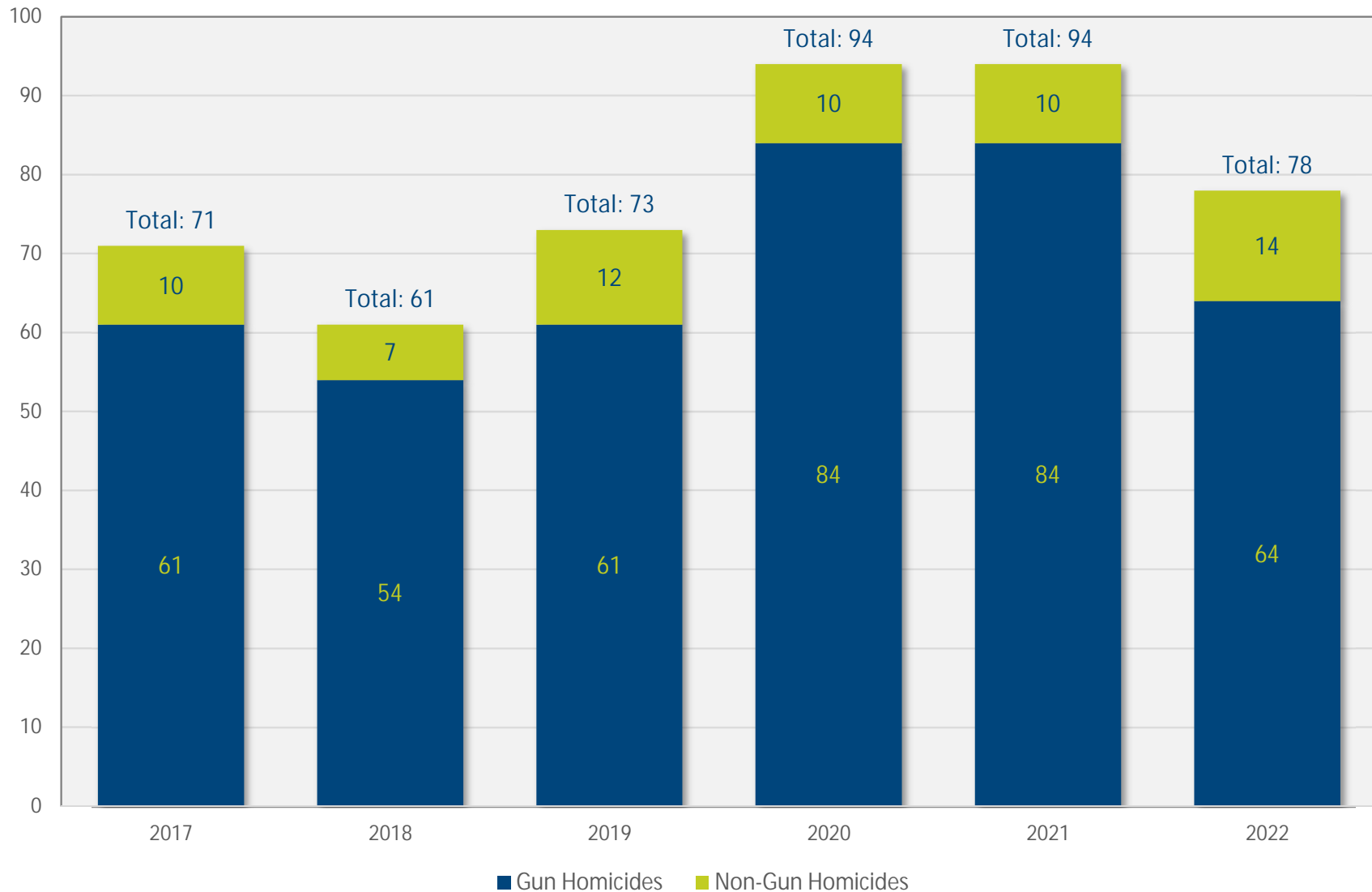
Cincinnati Police  
Department Crime Stats



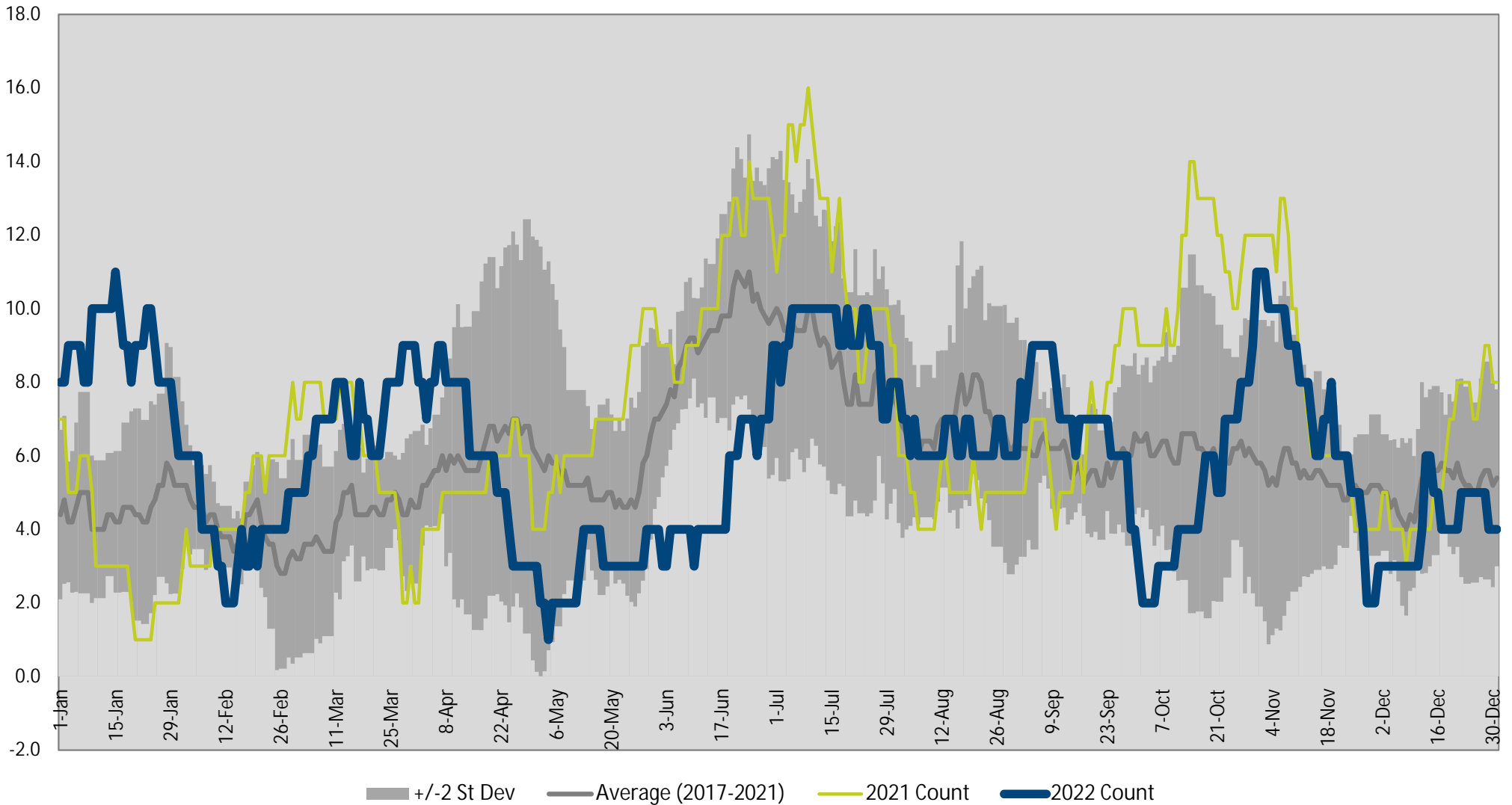
# Homicides and Shootings

Gun and Non-Gun Related Homicides  
Fatal and Nonfatal Shootings

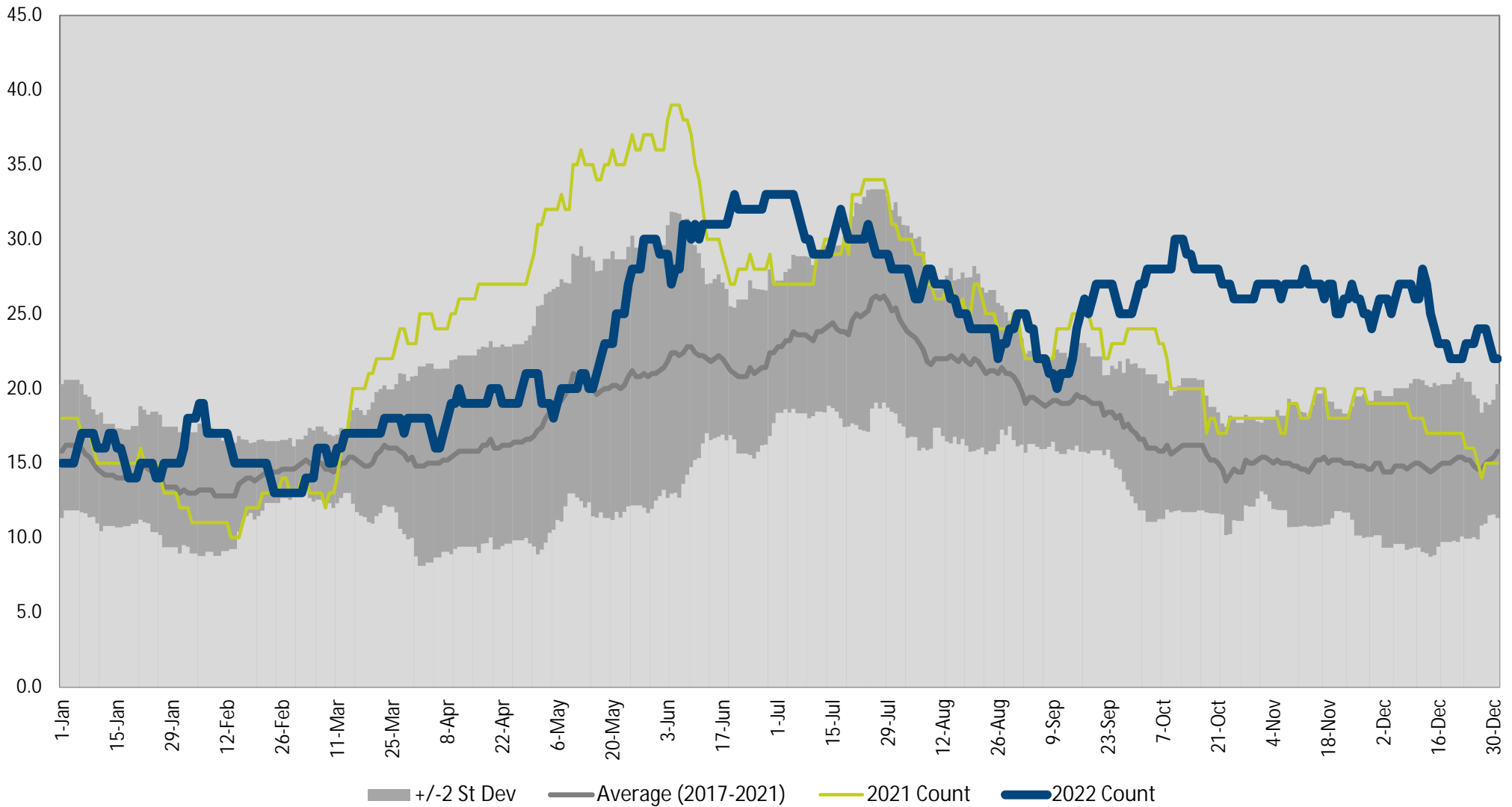
# Gun and Non-Gun Homicide Victims: 2017-2022



# Rolling 28 Day Homicides



# Rolling 90 Day Homicides

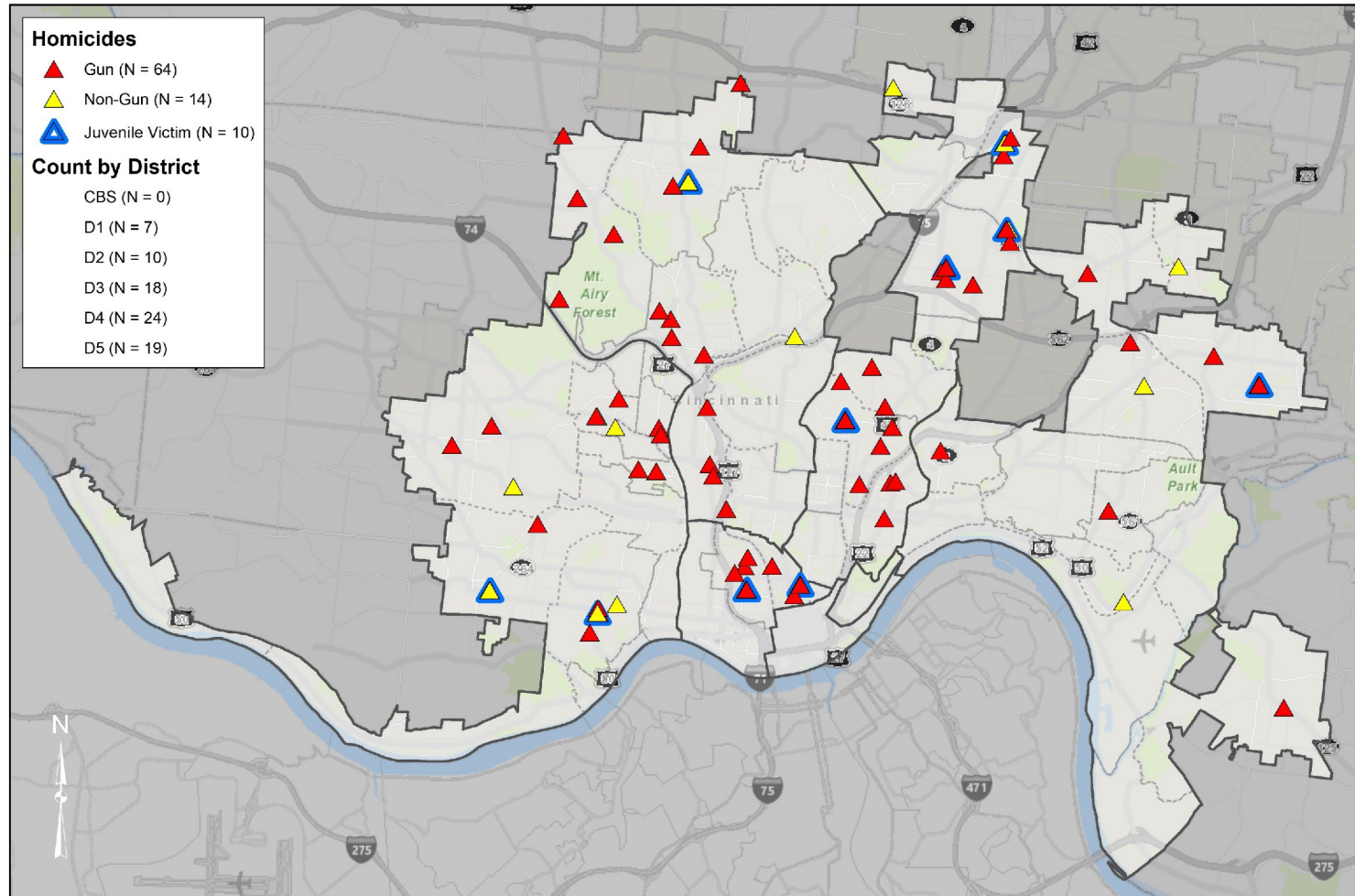




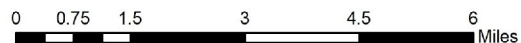
# 2022 Homicide Victims

## Homicide Victims Across Cincinnati: Year End Total, 2022

January 1 - December 31, 2022

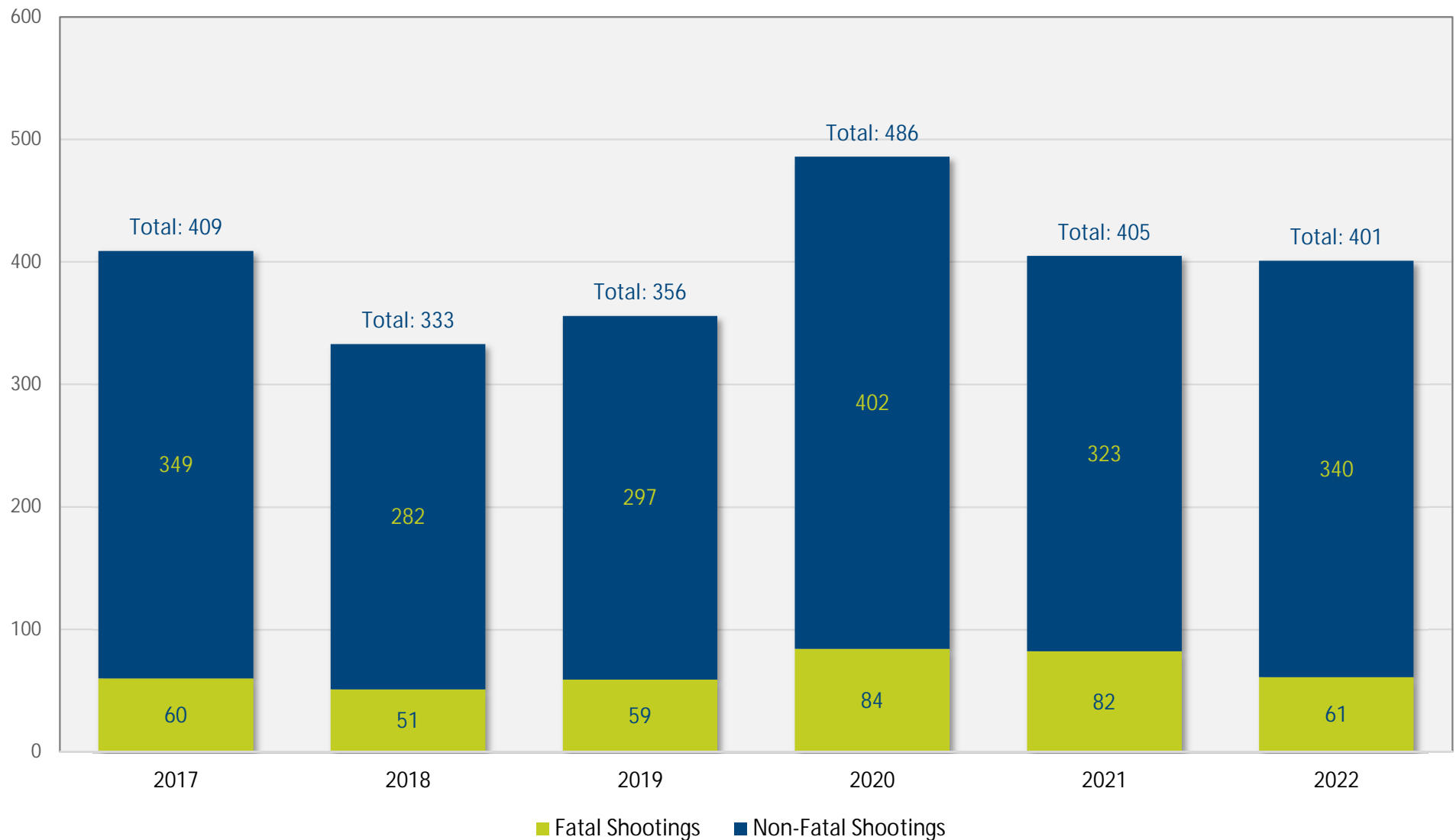


Data prepared on: 1/27/2023

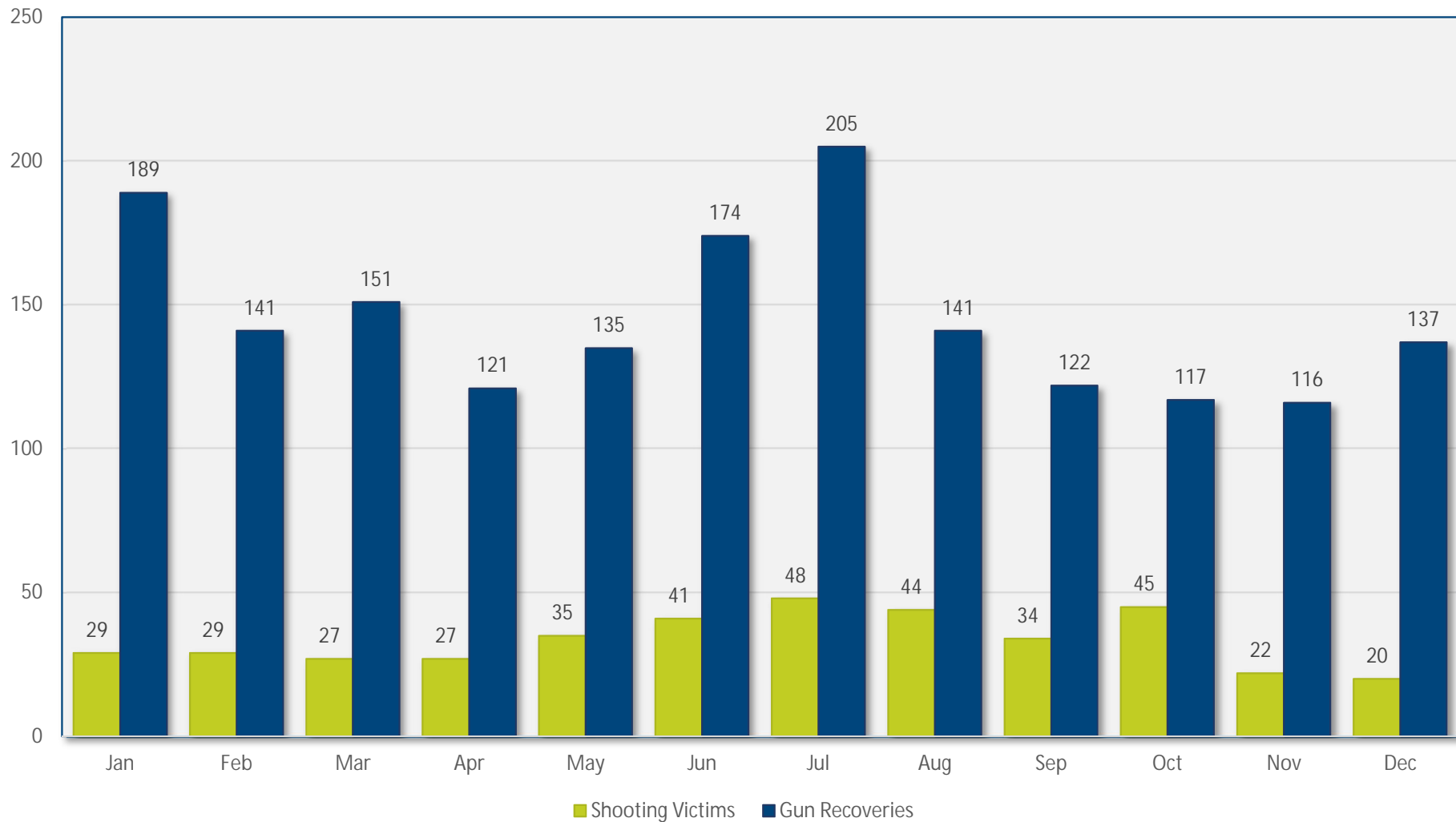


Prepared by: Crime Analysis & Problem Solving

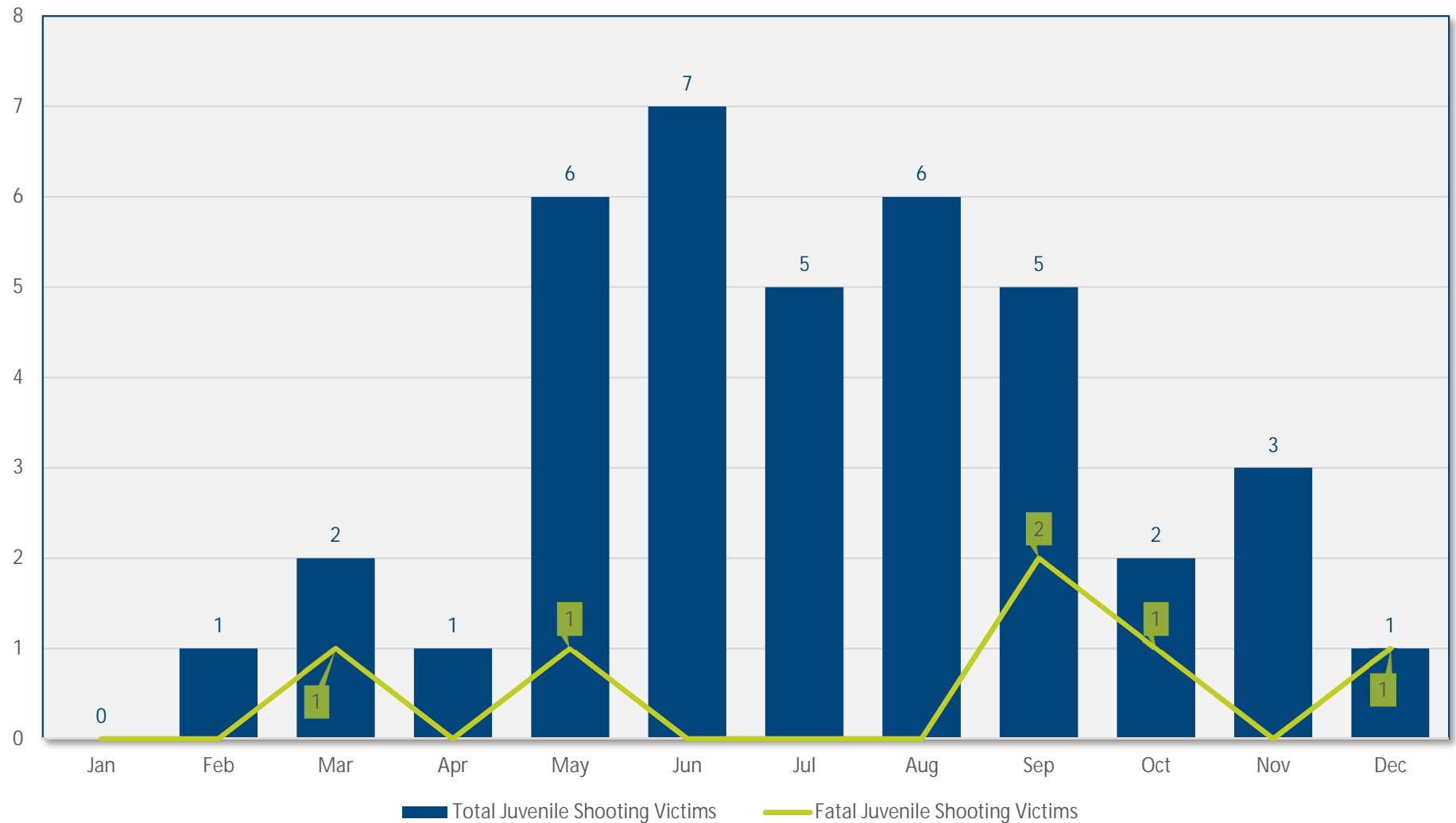
# Shooting Victims: Non-Fatal vs Fatal



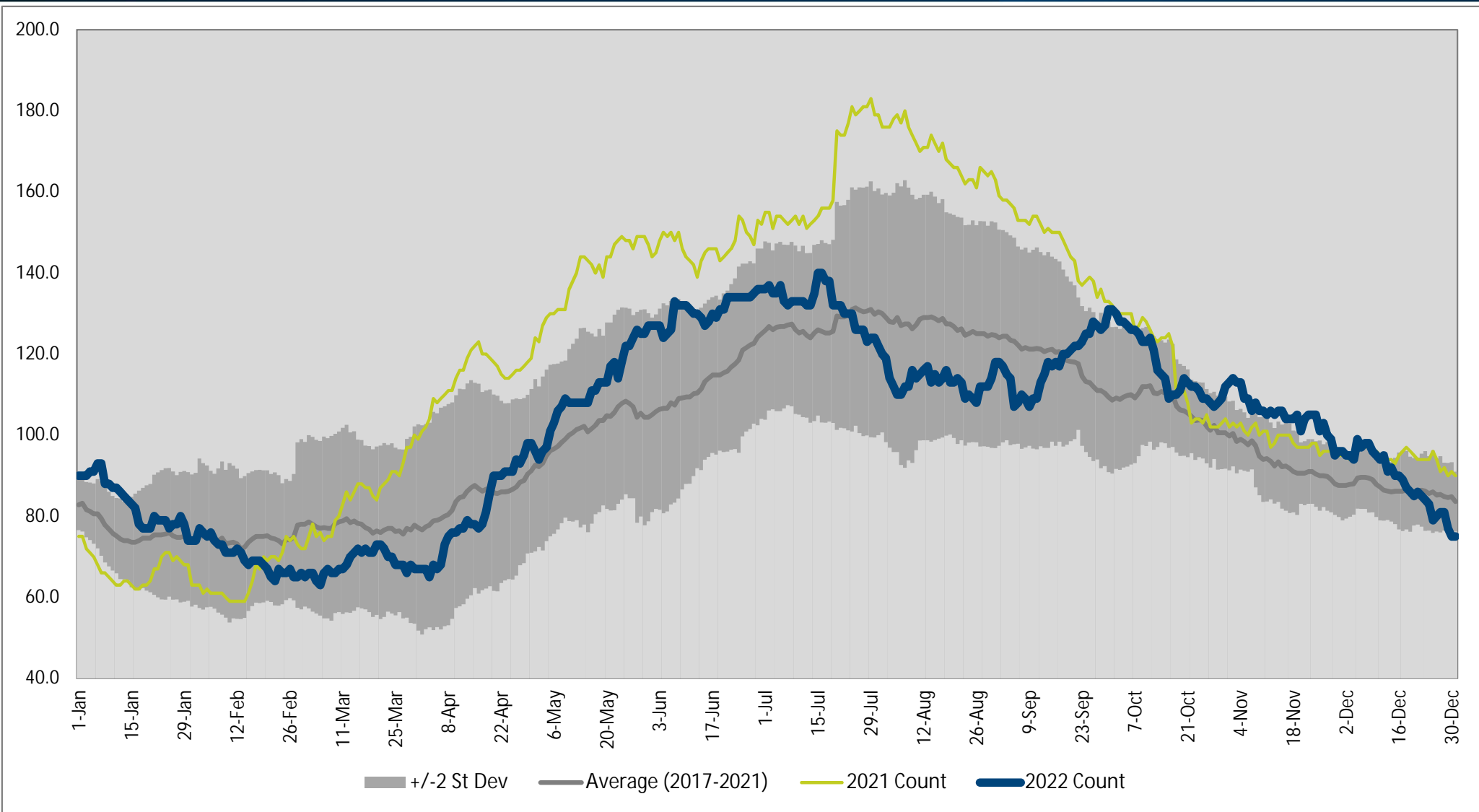
# Shootings vs. Gun Recoveries: Count by Month, 2022



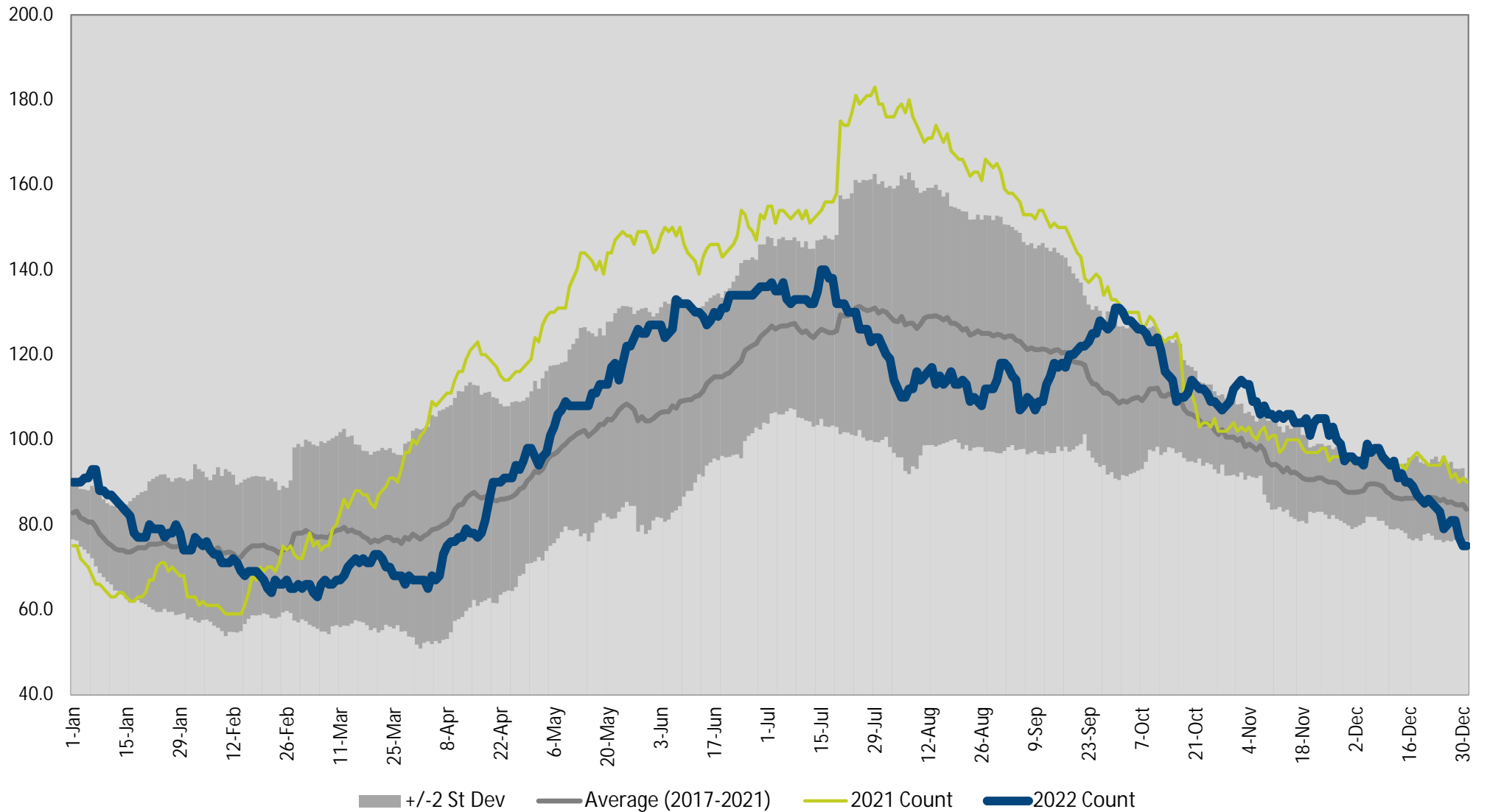
# Juvenile Shooting and Gun Related Homicide Victims, 2022



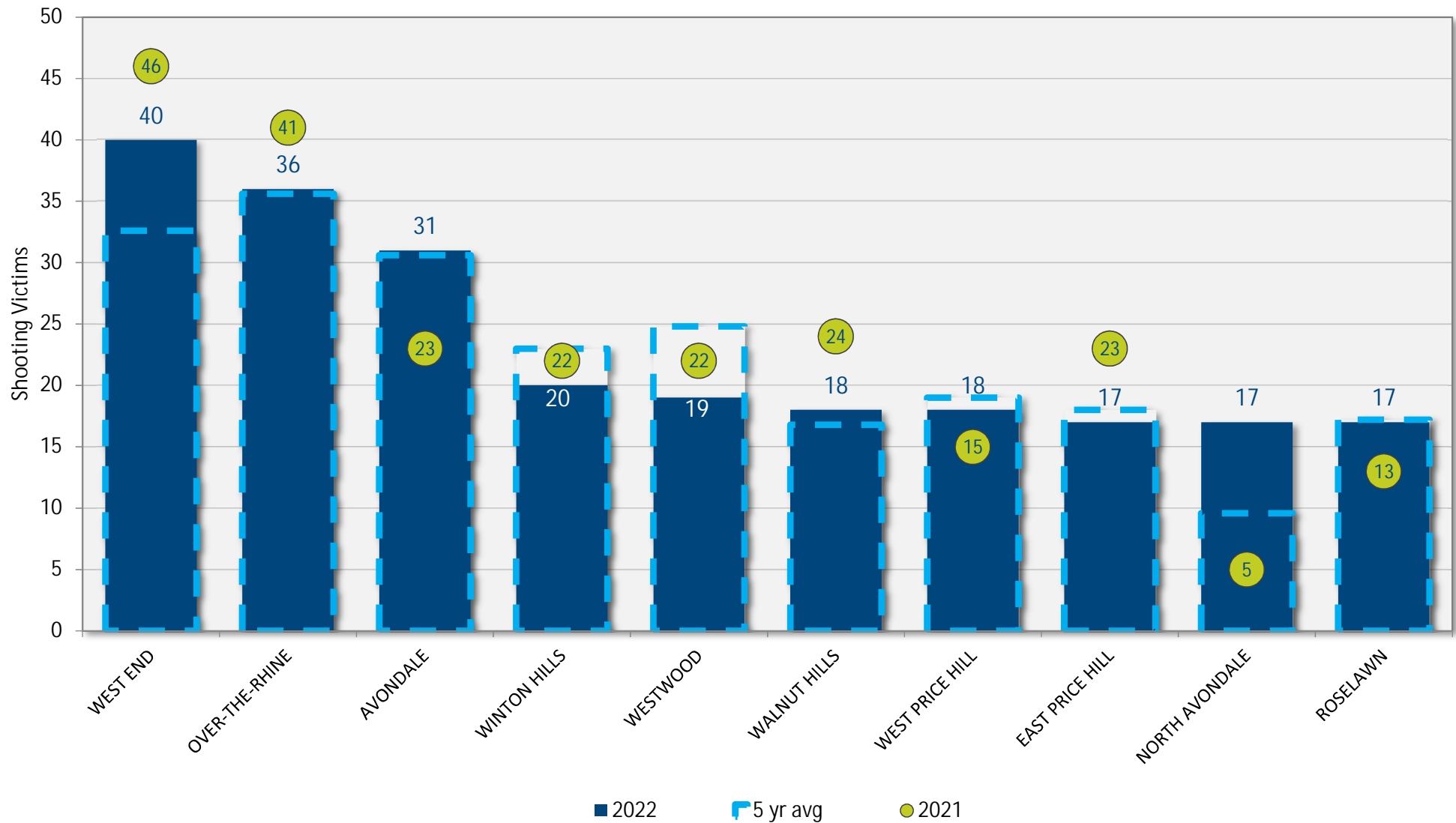
# Rolling 28 Day Shooting Victims



# Rolling 90 Day Shooting Victims



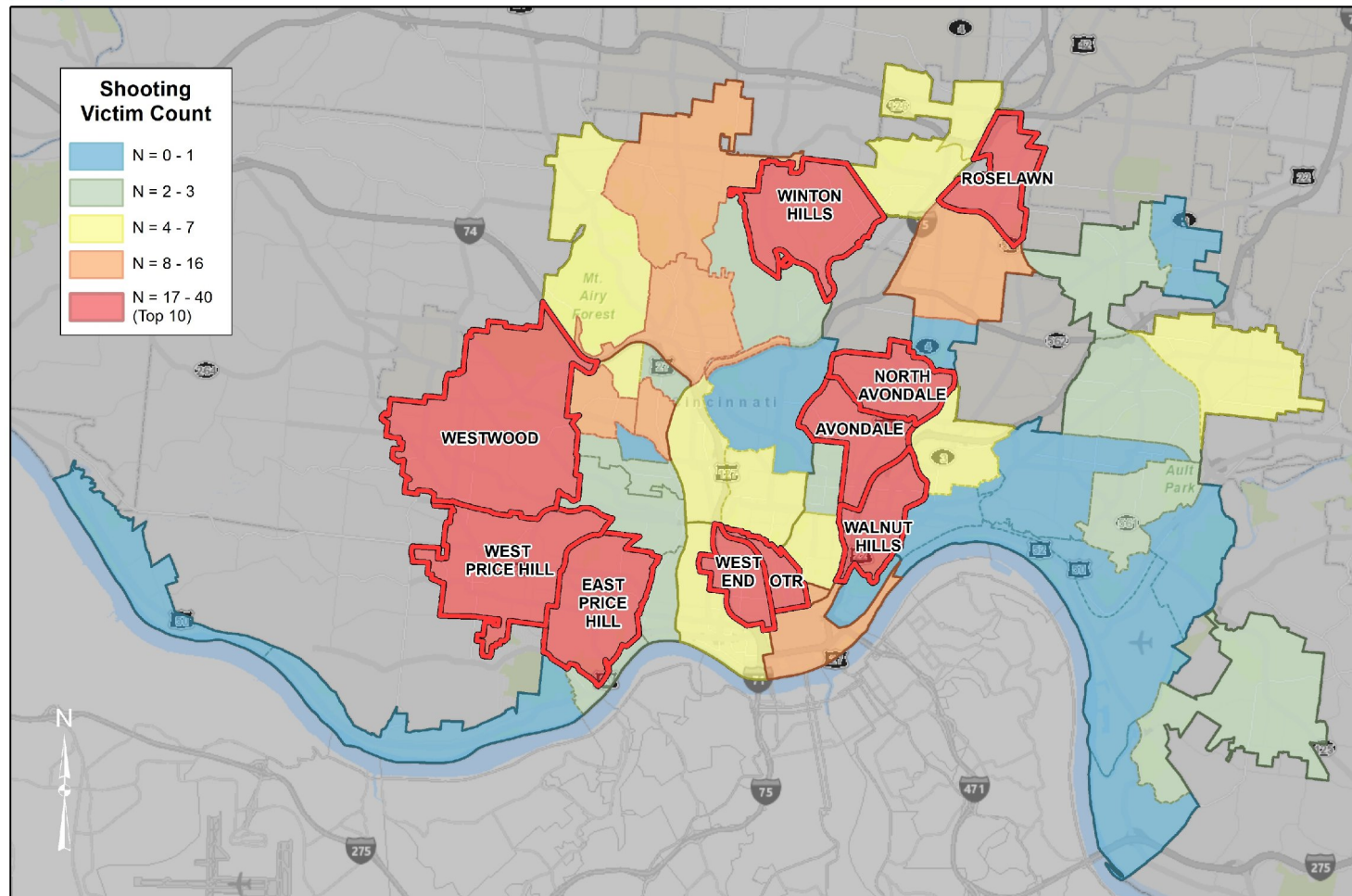
# Top Ten Neighborhood by Shooting Victim Count



# Top Ten Neighborhood by Shooting Victim Count

## Shooting Victims Across Cincinnati Neighborhoods: 2022 Total

January 1 - December 31, 2022



Data prepared on: 1/18/2023



Prepared by: Crime Analysis & Problem Solving



# Part 1 Crime

Violent Crime

Property Crime

# Cincinnati and Other Major U.S. Cities



United States**	2021	2022	% Increase / Decrease
Homicide	7,184	6,877	-4.3%
Rape	25,694	24,815	-3.4%
Robbery	83,756	92,961	+11.0%
Aggravated Assault	262,776	266,294	+1.3%
<u>Total Violent Crime</u>	<u>379,410</u>	<u>390,947</u>	<u>+3.0%</u>

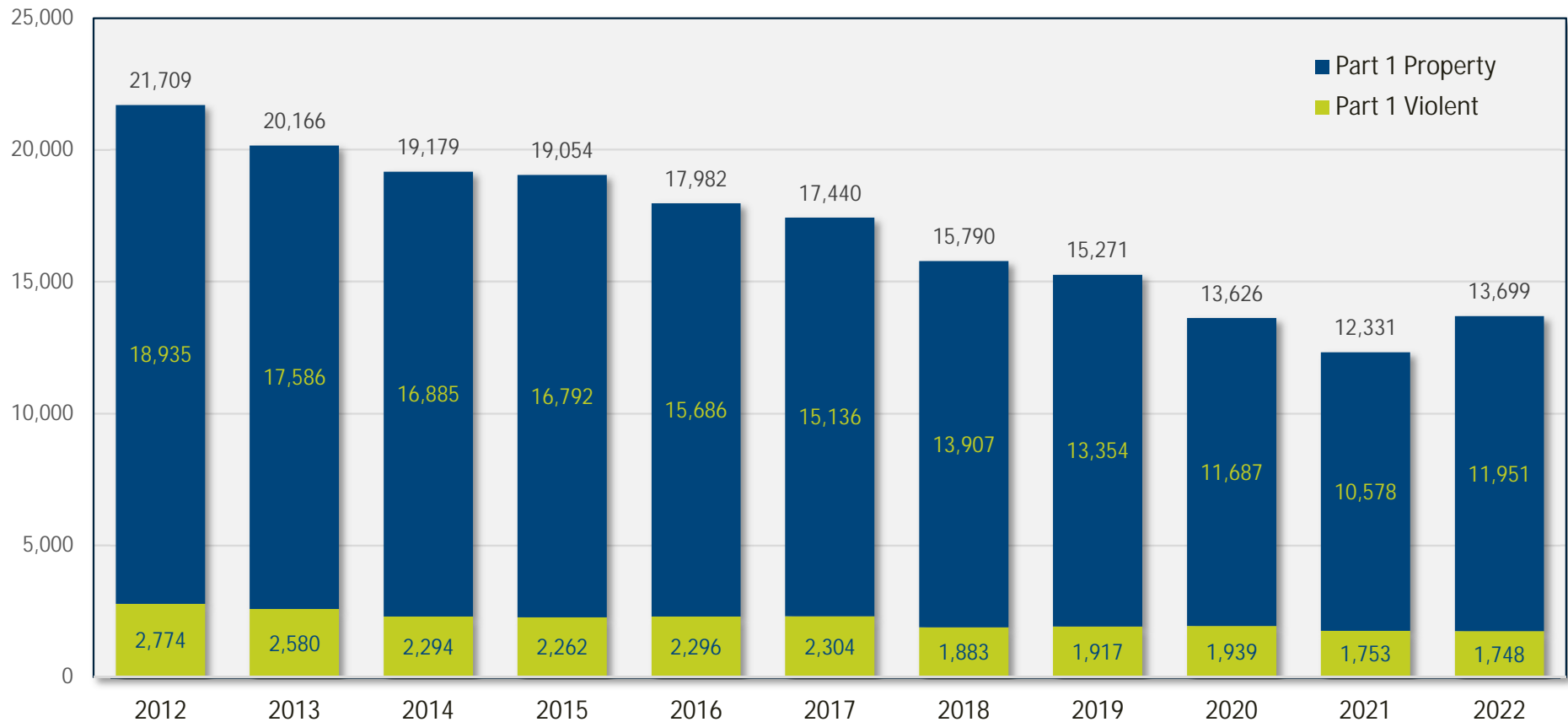
\*\*Note: Counts are those of the first 3 quarters of each year. Data represents reported statistics from 70 of 70 major cities in the Major Cities Chiefs Association.



Cincinnati**	2021	2022	% Increase / Decrease
Homicide	94	78	-17%
Rape	232	293	+26.3%
Robbery	647	654	+1.1%
Aggravated Assault	874	801	-8.4%
<u>Total Violent Crime</u>	<u>1,847</u>	<u>1,826</u>	<u>-1.1%</u>

\*\*Note: Counts are those of the full year

# Part I Crime Prior 10 Years

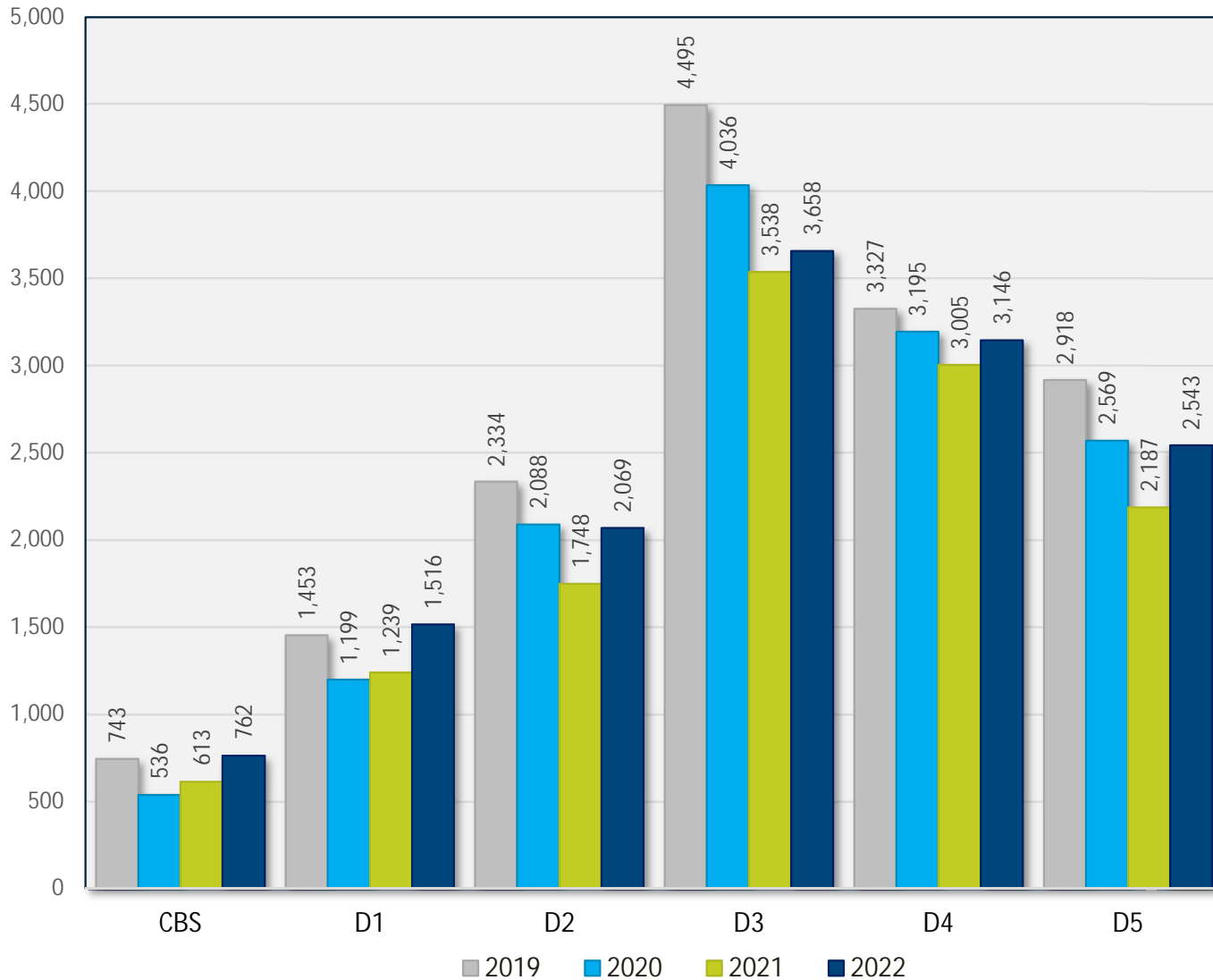


Totals rounded to nearest whole number  
 3 Year Average: 2019 – 2021  
 5 Year Average: 2017 - 2021

	Count	Difference from 2022	% Change from 2022
<b>3 Yr Avg</b>	13,743	-44	-0.3%
<b>5 Yr Avg</b>	14,892	-1,193	-8.0%
<b>2021</b>	12,331	1,368	11.1%



# Total Part 1 Crime by District

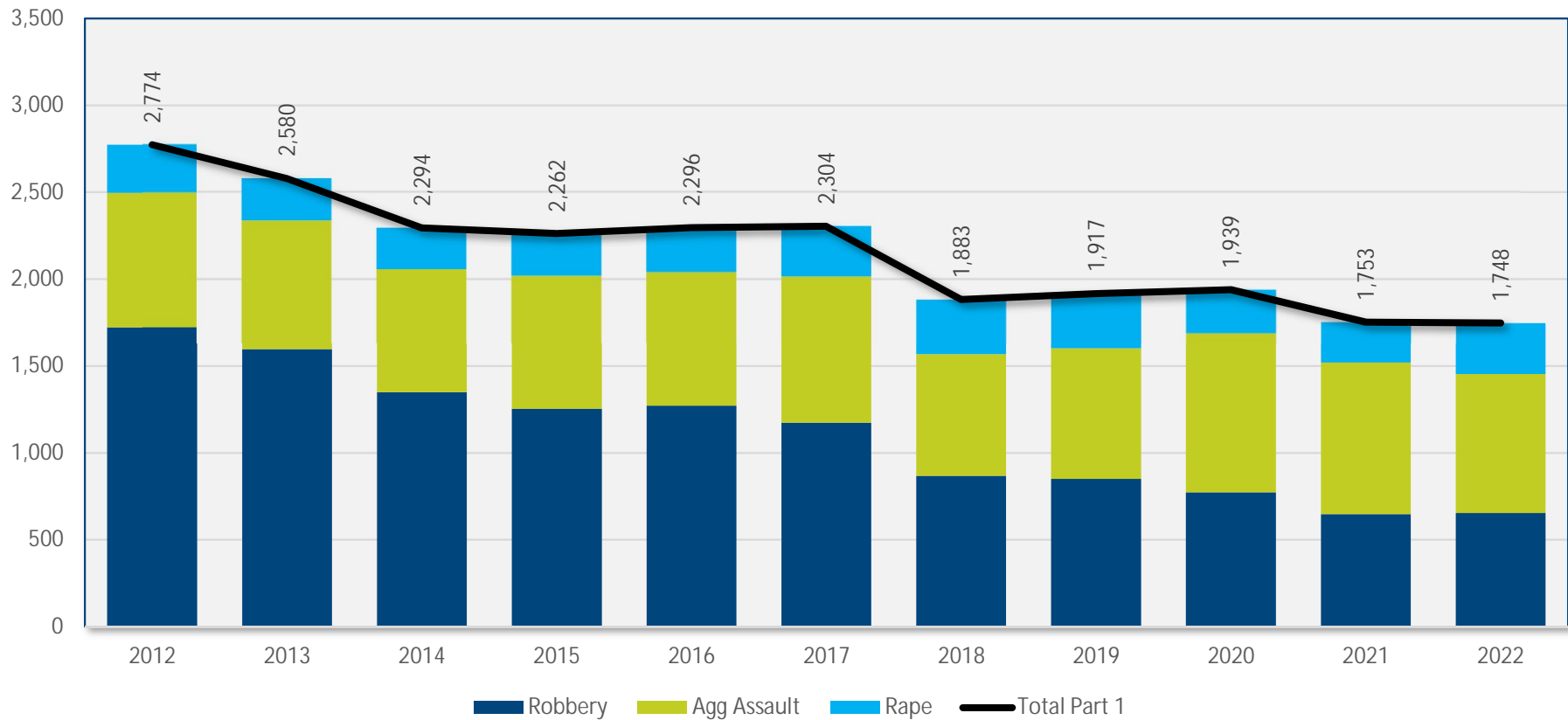


	% Change 3 YR AVG	% Change 2021
CBS	+20.8%	+24.3%
D1	+16.9%	+22.4%
D2	+0.6%	+18.4%
D3	-9.1%	+3.4%
D4	-0.9%	+4.7%
D5	-0.6%	+16.3%
Total	-0.3%	+11.1%

# Violent Crime Overview

Violent Crime: Aggravated Assault,  
Rape, Robbery

# Part 1 Violent Crime Prior 10 Years



Totals rounded to nearest whole number  
 3 Year Average: 2019 – 2021  
 5 Year Average: 2017 - 2021

	Count	Difference from 2022	% Change from 2022
<u>3 YR Avg</u>	1,870	-122	-6.5%
<u>5 YR Avg</u>	1,959	-211	-10.8%
<u>2021</u>	1,753	-5	-0.3%

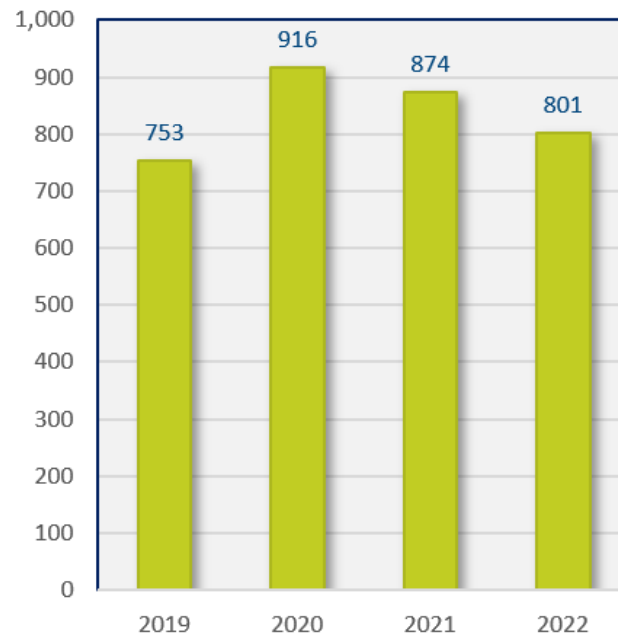
# Part 1 Violent Crime By Crime Type

### Robbery



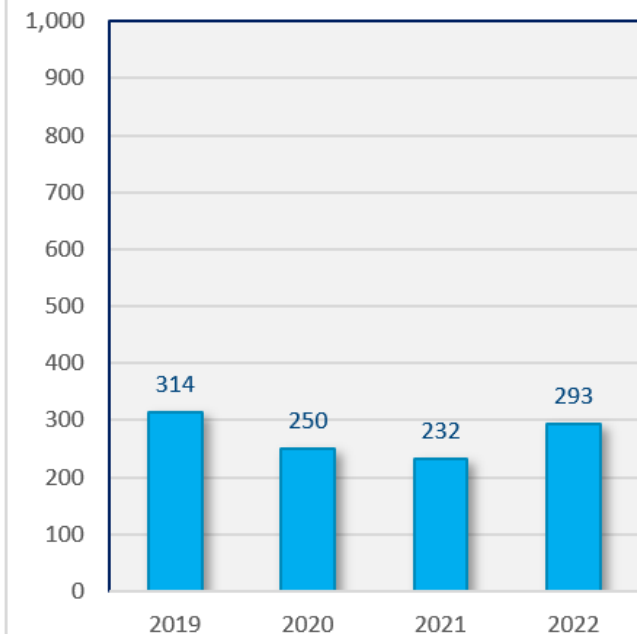
Robbery	Count	Difference from 2022	% Change from 2022
<u>3 YR Avg</u>	757	-103	-13.6%
<u>5 YR Avg</u>	862	-208	-24.1%
<u>2021</u>	647	7	1.1%

### Aggravated Assault



Aggravated Assault	Count	Difference from 2022	% Change from 2022
<u>3 YR Avg</u>	848	-47	-5.5%
<u>5 YR Avg</u>	817	-16	-2.0%
<u>2021</u>	874	-73	-8.4%

### Rape



Rape	Count	Difference from 2022	% Change from 2022
<u>3 YR Avg</u>	265	28	10.4%
<u>5 YR Avg</u>	280	13	4.7%
<u>2021</u>	232	61	26.3%

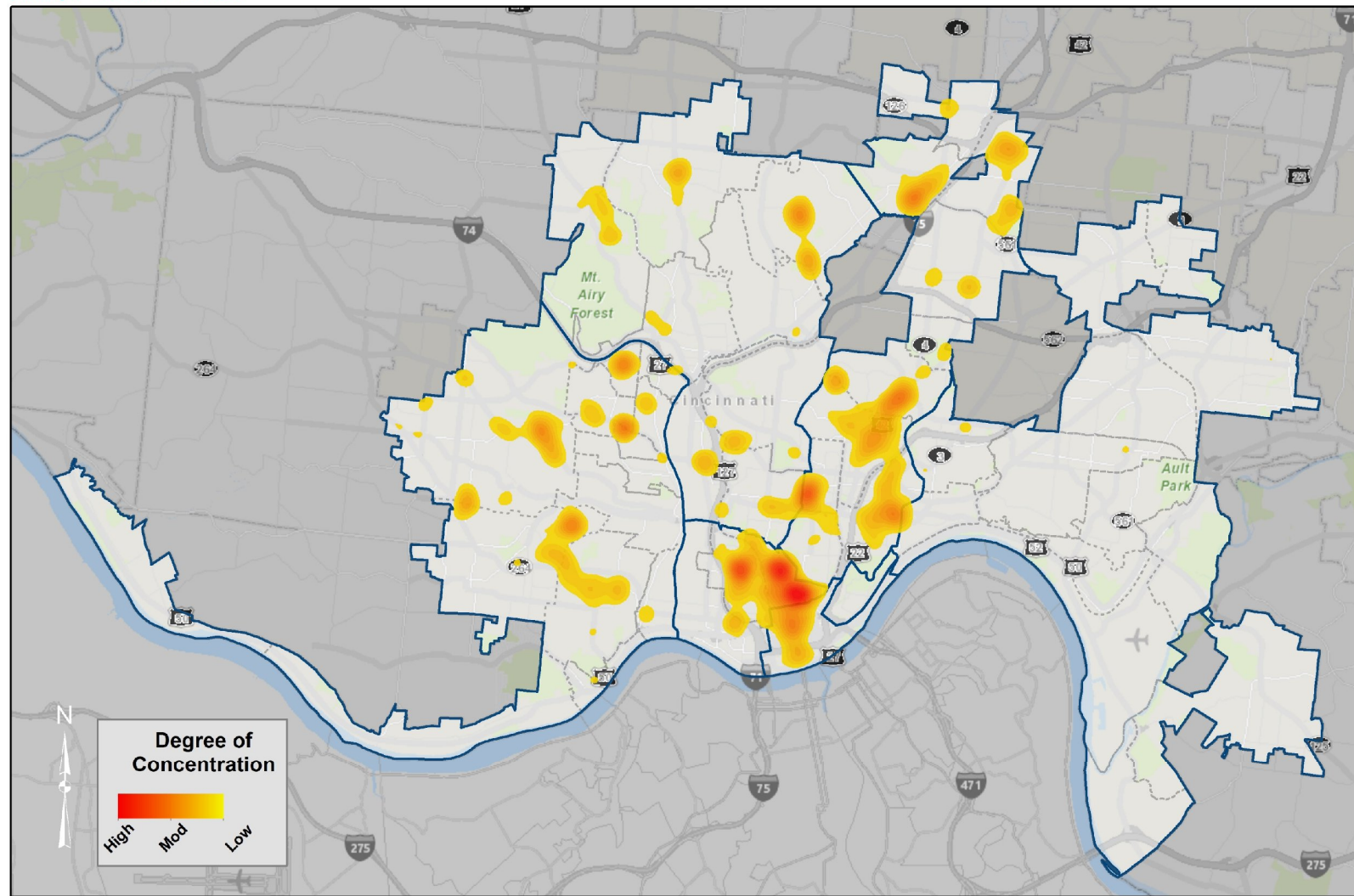


# Distribution of Violent Crime

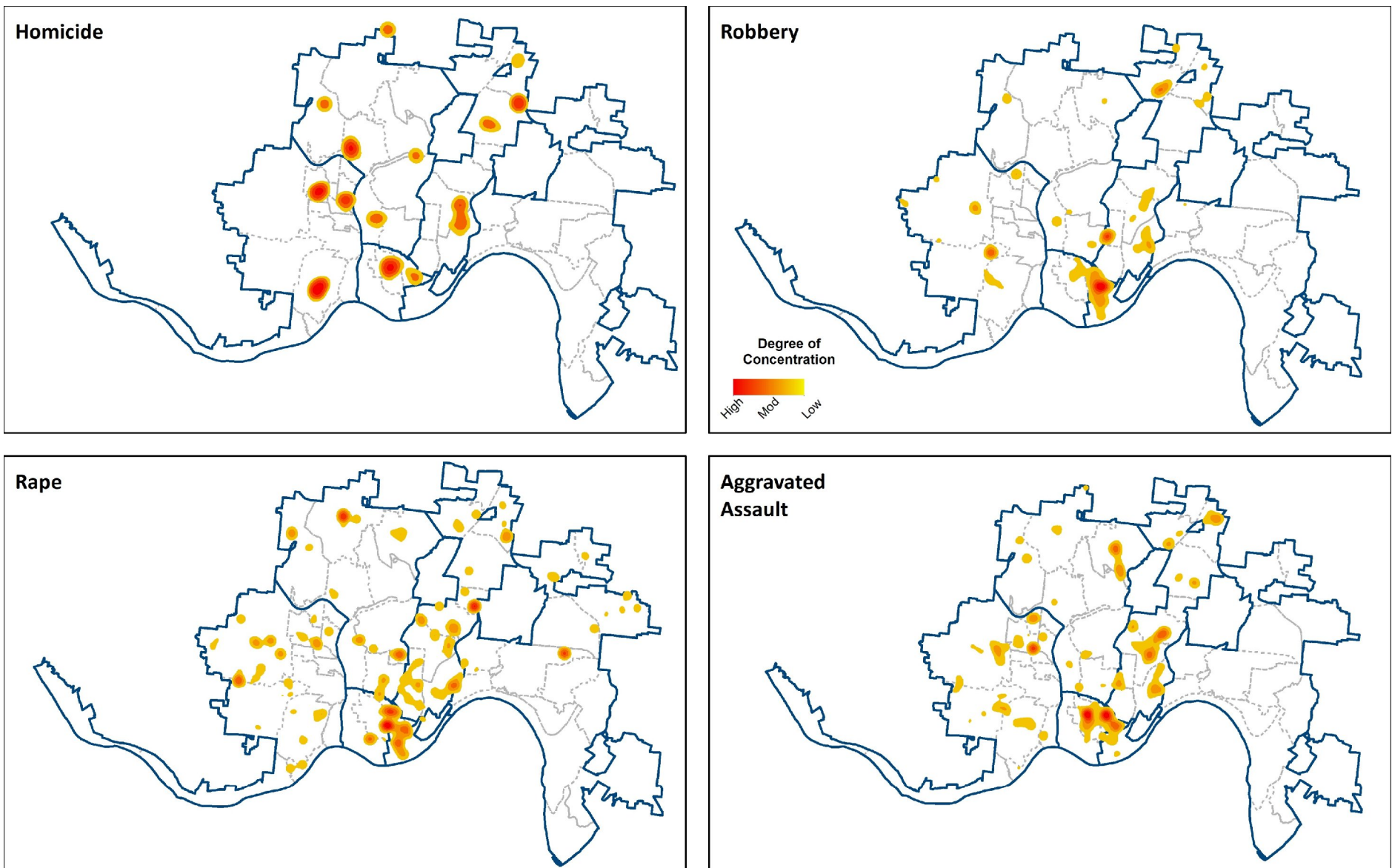
## Citywide Overview

### Total Part 1 Violent Crime Across Cincinnati

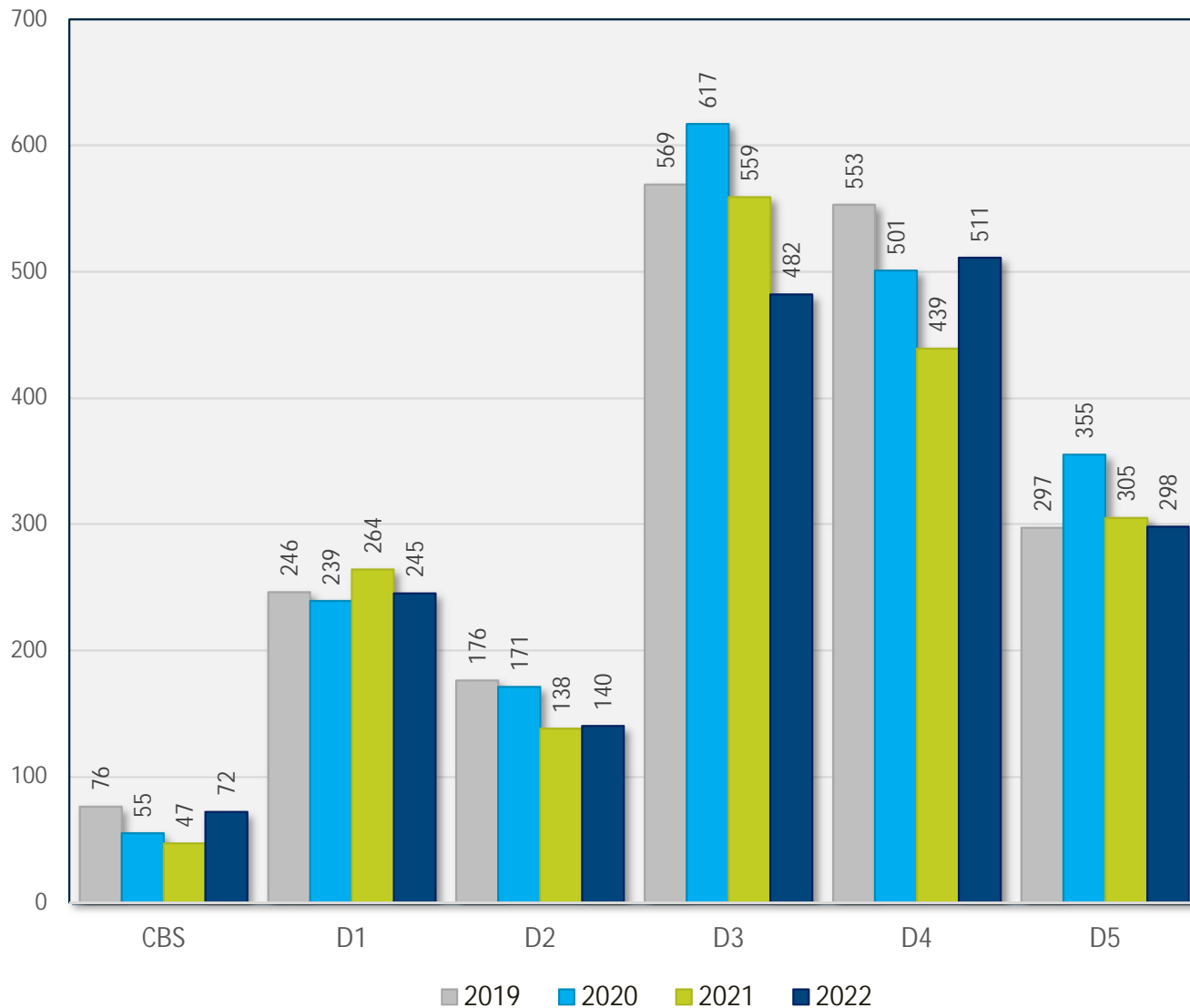
January 1 - December 31, 2022



# Distribution of Violent Crime by Crime Type



# Part 1 Violent Crime By District



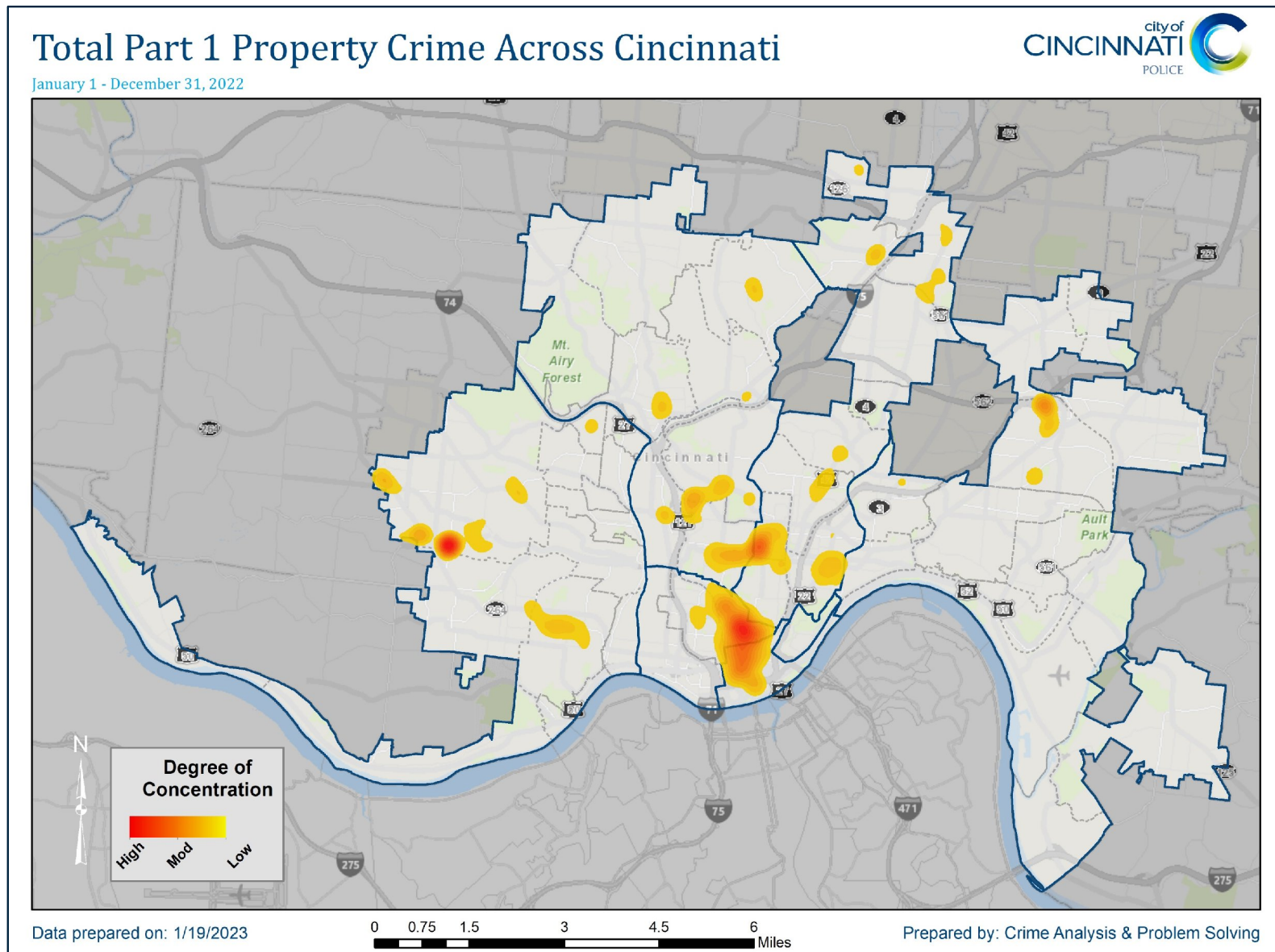
	% Change 3 YR AVG	% Change 2021
CBS	+21.3%	+53.2%
D1	-1.9%	-7.2%
D2	-13.4%	+1.4%
D3	-17.1%	-13.8%
D4	+2.7%	+16.4%
D5	-6.6%	-2.3%
Total	-6.5%	-0.3%

# Property Crime Overview

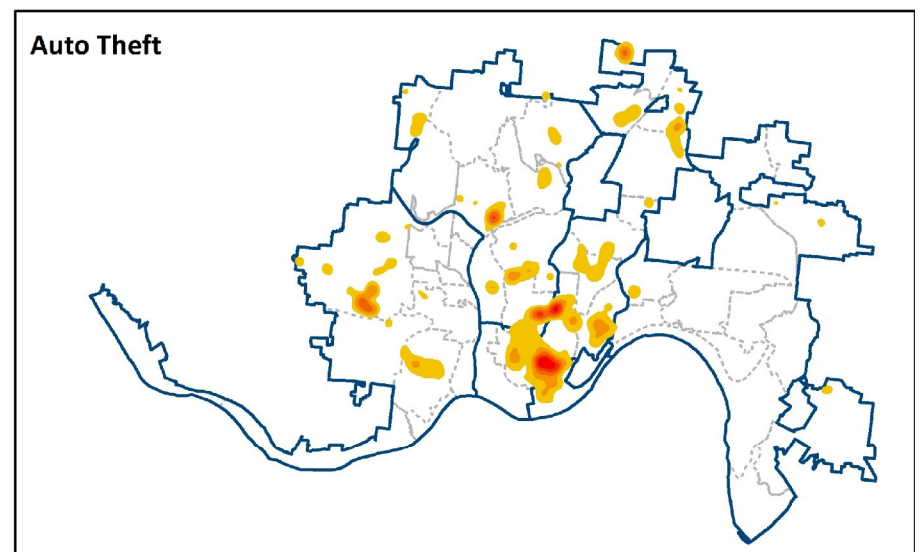
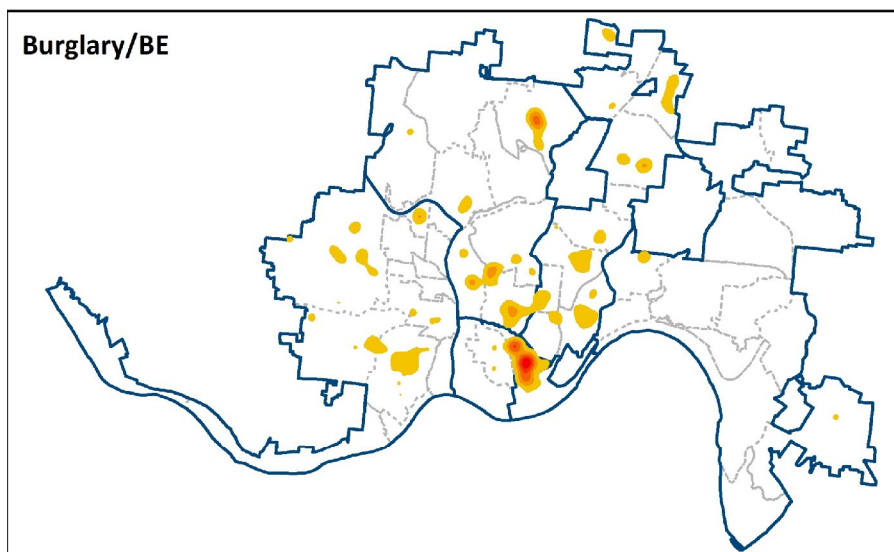
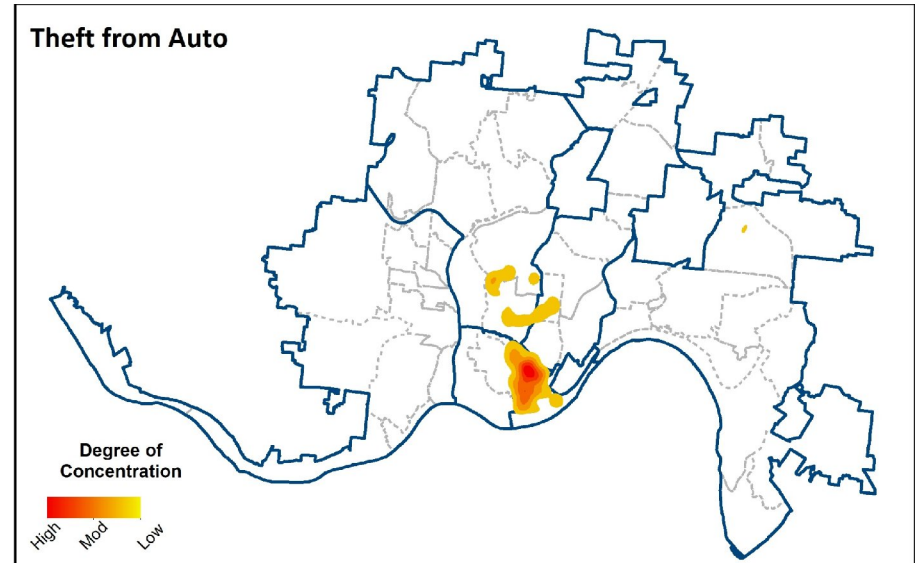
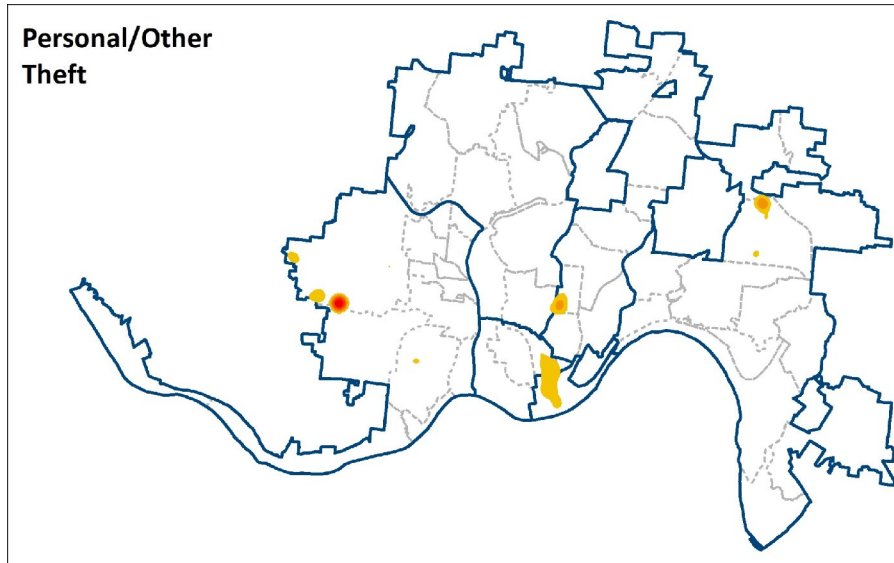
Property Crime: Auto Theft,  
Burglary/Breaking and Entering, Theft  
from Auto, Personal/Other Theft

# Distribution of Property Crime

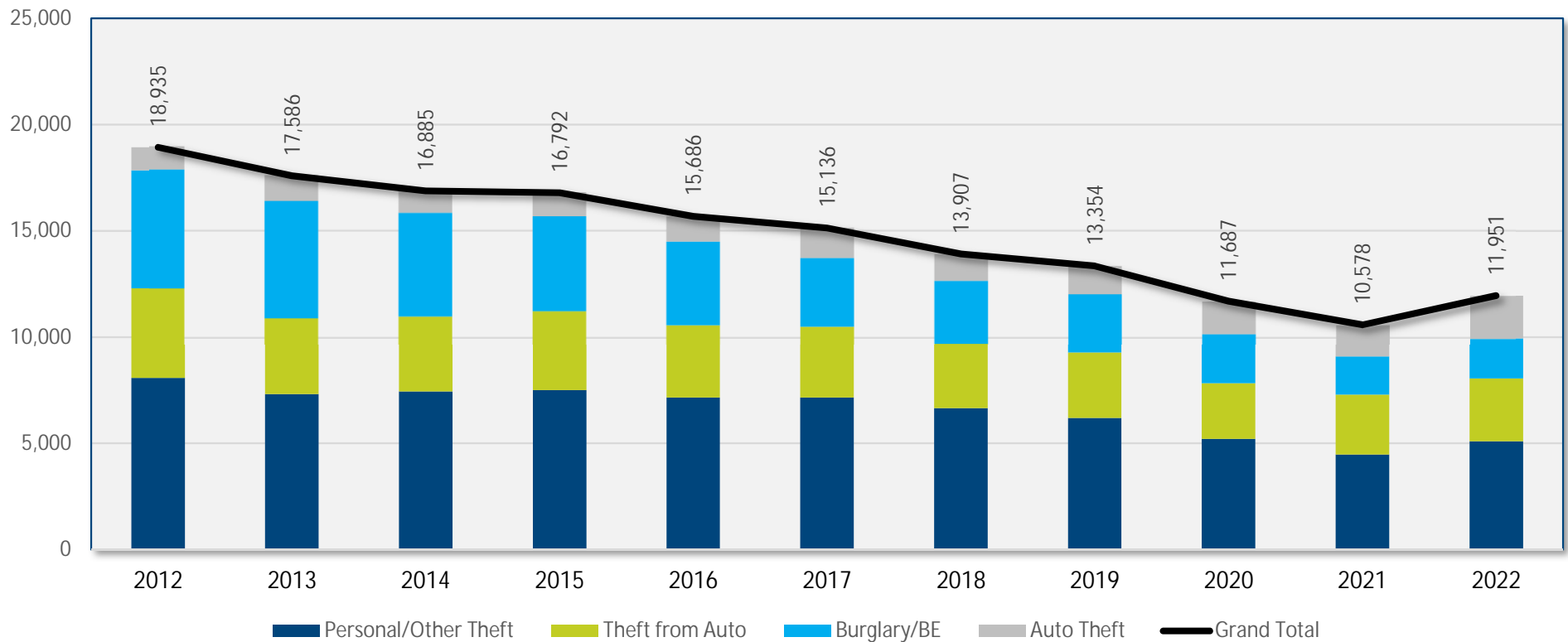
## Citywide Overview, 2022



# Distribution of Property Crime By Crime Type, 2022



# Part 1 Property Crime Prior 10 Years



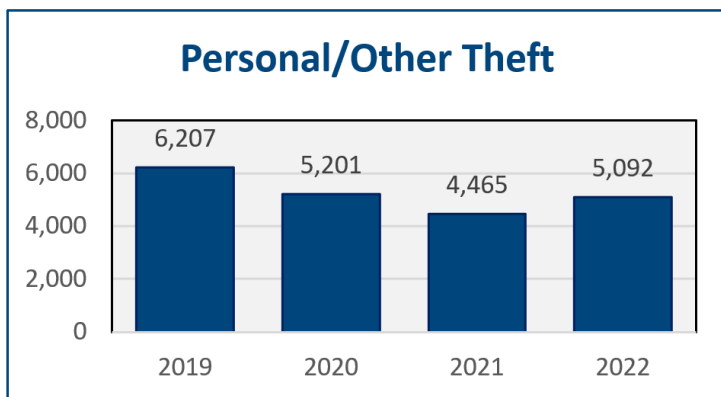
Totals rounded to nearest whole number

3 Year Average: 2018 – 2020

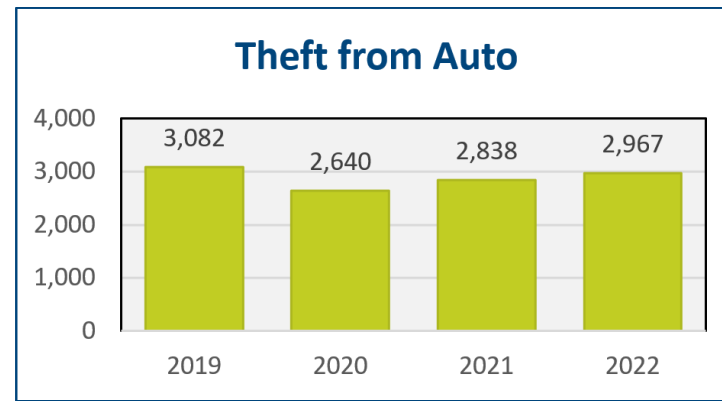
5 Year Average: 2016 - 2020

	Count	Difference from 2022	% Change from 2022
<u>3 YR Avg</u>	11,873	78	<b>0.7%</b>
<u>5 YR Avg</u>	12,932	-981	<b>-7.6%</b>
<u>2021</u>	10,578	1,373	<b>13.0%</b>

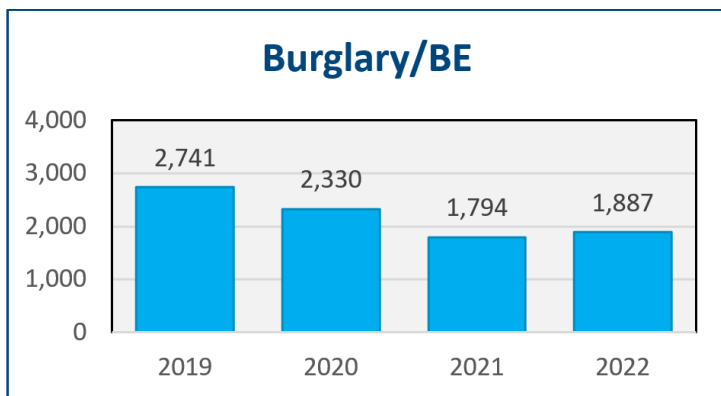
# Part 1 Property Crime by Crime Type



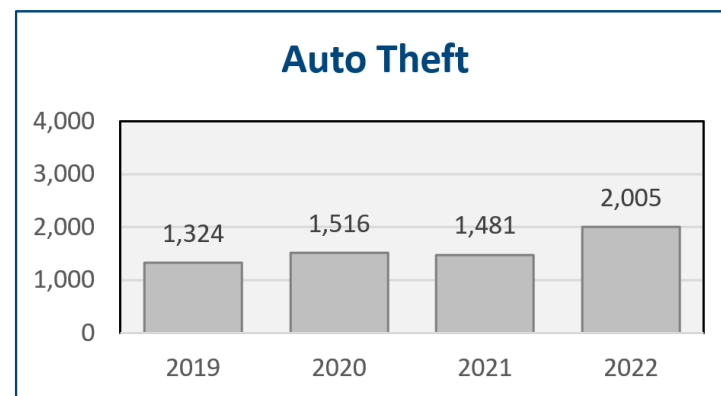
Personal Theft	Count	Difference from 2022	% Change from 2022
<u>3 YR Avg</u>	5,291	-199	-3.8%
<u>5 YR Avg</u>	5,939	-847	-14.3%
<u>2021</u>	4,465	627	14.0%



Theft from Auto	Count	Difference from 2022	% Change from 2022
<u>3 YR Avg</u>	2,853	114	4.0%
<u>5 YR Avg</u>	2,995	-28	-0.9%
<u>2021</u>	2,838	129	4.5%



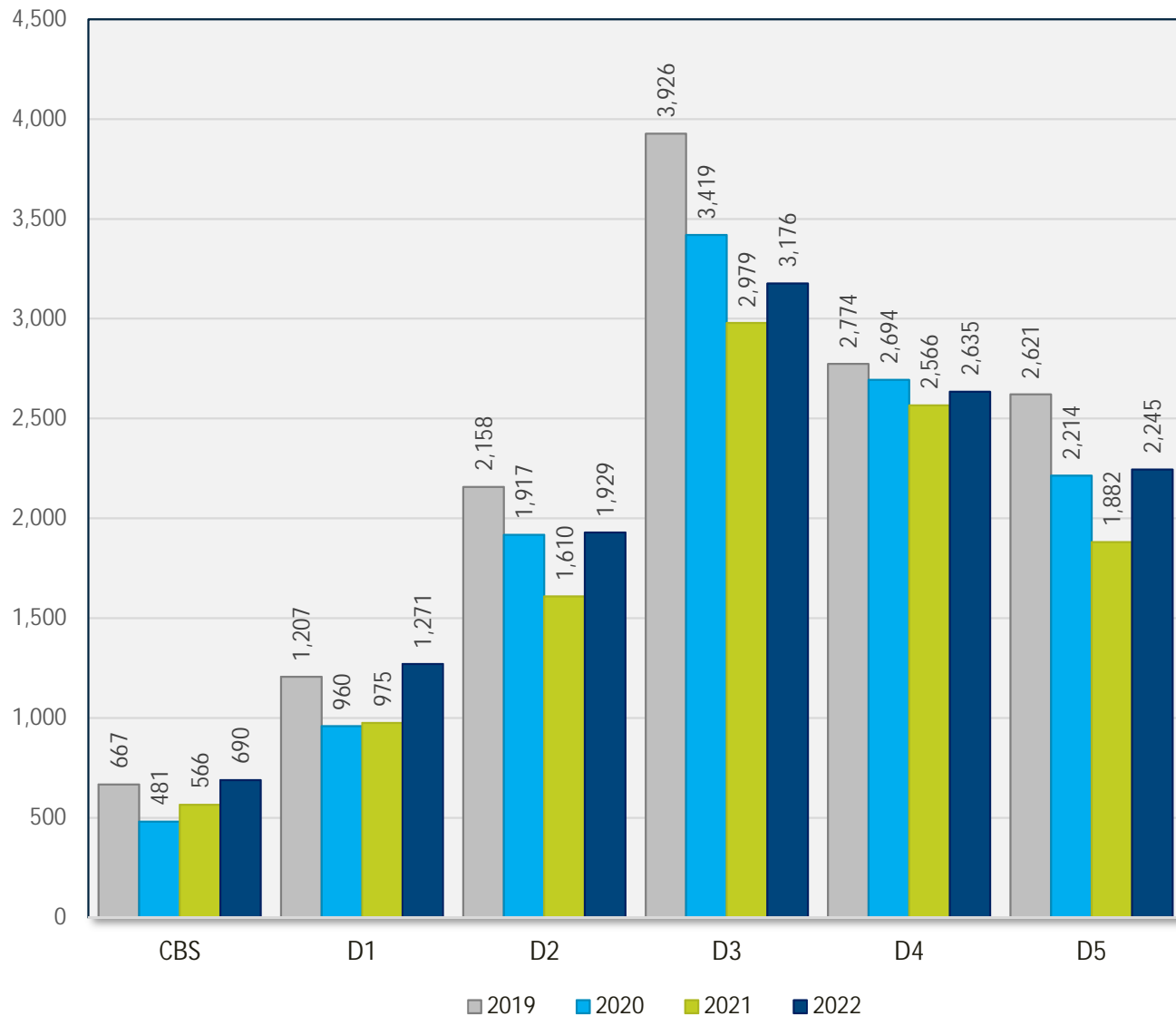
Burglary/ BE	Count	Difference from 2022	% Change from 2022
<u>3 YR Avg</u>	2,288	-401	-17.5%
<u>5 YR Avg</u>	2,603	-716	-27.5%
<u>2021</u>	1,794	93	5.2%



Auto Theft	Count	Difference from 2022	% Change from 2022
<u>3 YR Avg</u>	1,440	565	39.2%
<u>5 YR Avg</u>	1,395	610	43.7%
<u>2021</u>	1,481	524	35.4%



# Part 1 Property Crime By District



	% Change 3 YR AVG	% Change 2021
CBS	+20.8%	+21.9%
D1	+21.4%	+30.4%
D2	+1.8%	+19.8%
D3	-7.7%	+6.6%
D4	-1.6%	+2.7%
D5	+0.3%	+19.3%
Total	+0.7%	+13.0%

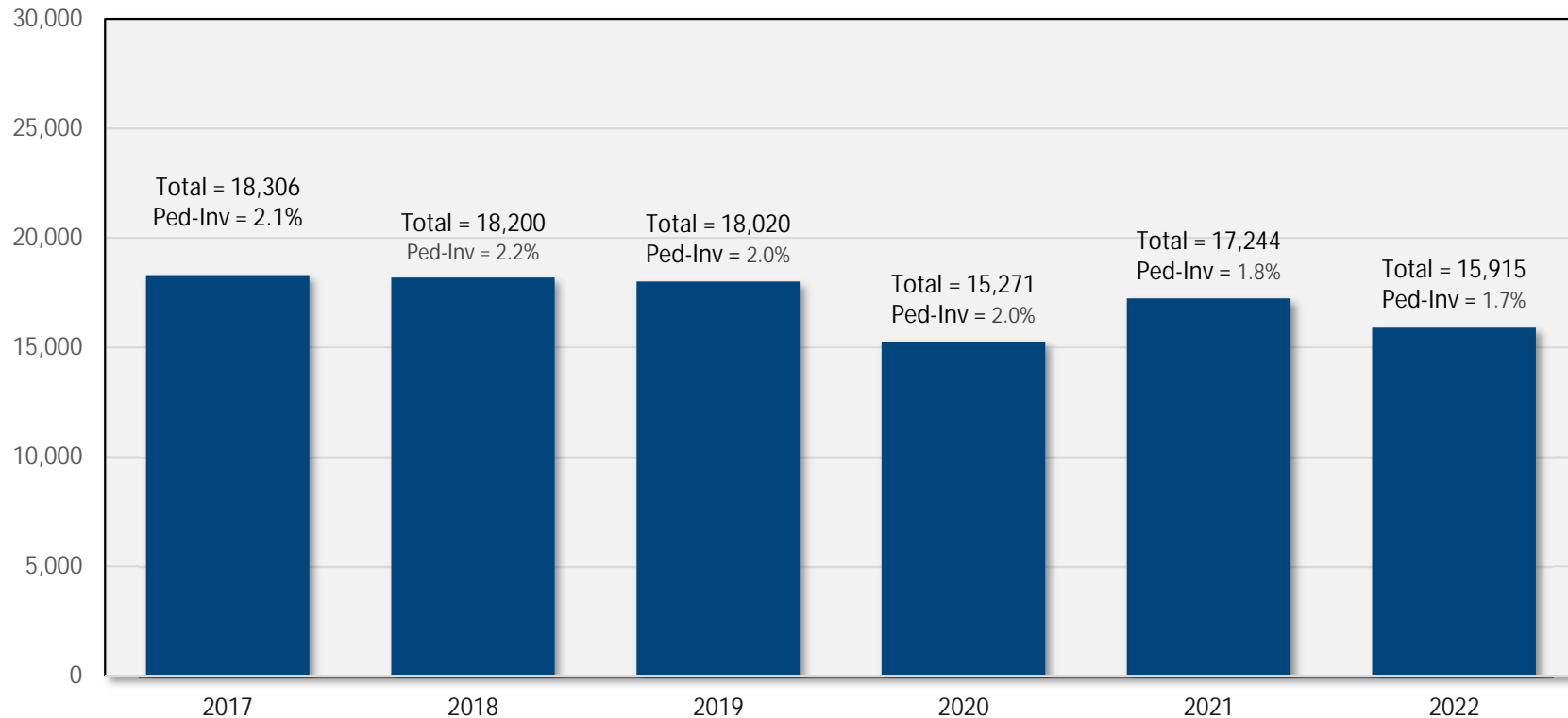
# Crash and Traffic

Crashes

Pedestrian-Involved Crashes

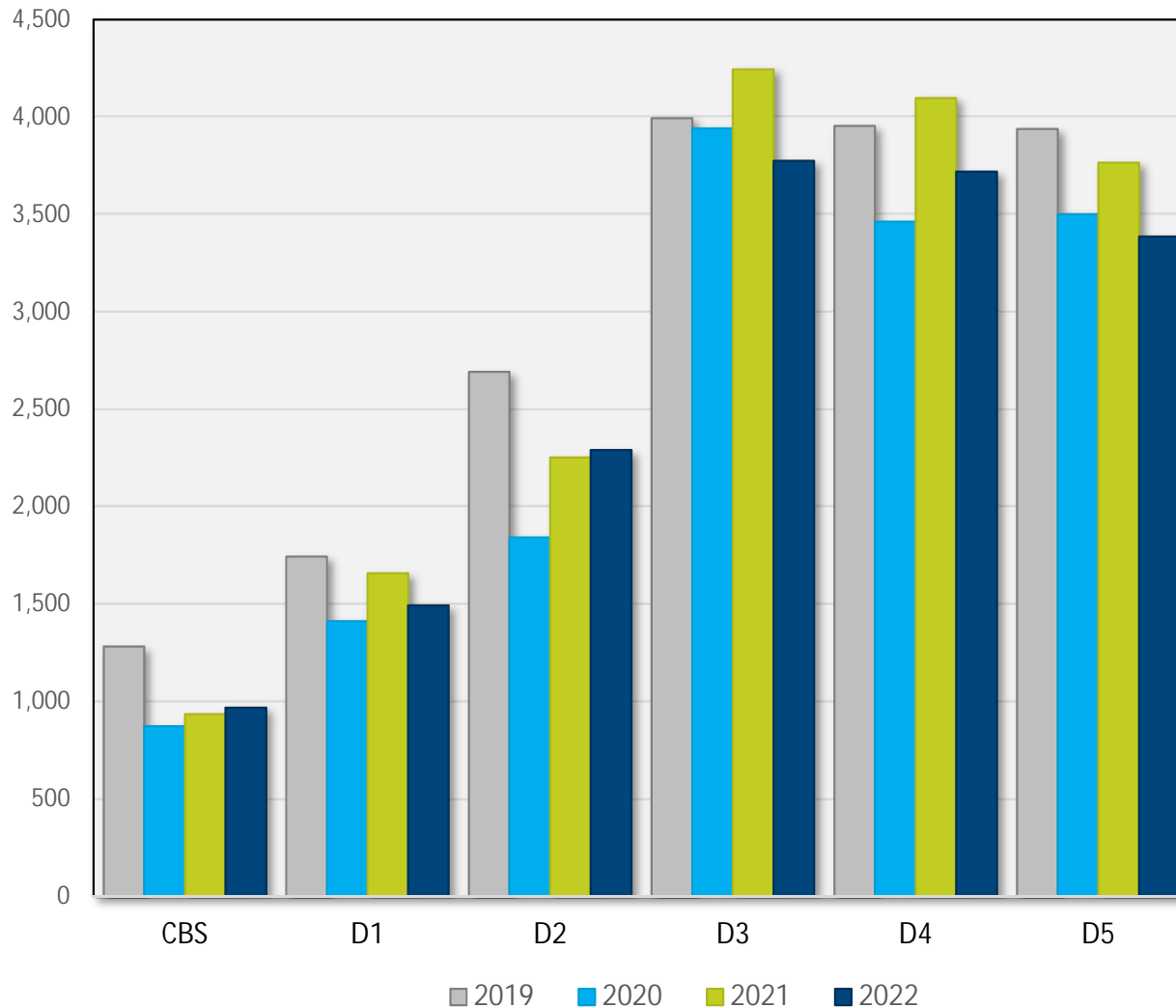
# Total Crash Reports

## City Overview



Crash Severity	2017	2018	2019	2020	2021	2022
Fatal	22	32	28	35	38	39
Injury (Reported or Possible)	3,518	3,565	3,783	3,679	3,689	3,367
Property Damage Only	14,766	14,603	14,209	11,557	13,517	12,509
<b>Total</b>	<b>18,306</b>	<b>18,200</b>	<b>18,020</b>	<b>15,271</b>	<b>17,244</b>	<b>15,915</b>

# Total Crash Reports By District

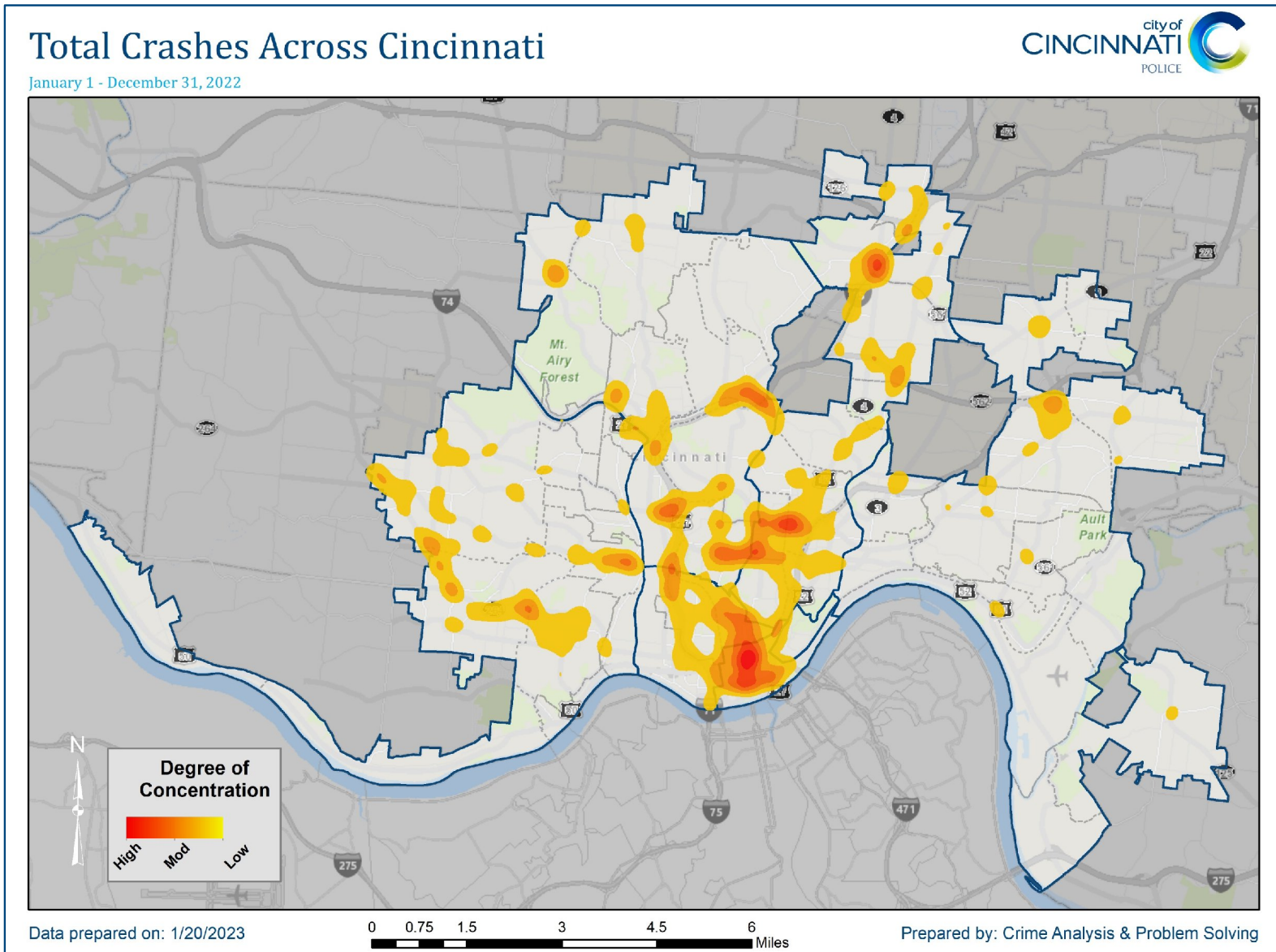


	% Change 3 YR AVG	% Change 2021
CBS	-6.1%	+3.4%
D1	-6.9%	-9.9%
D2	+1.3%	+1.7%
D3	-7.0%	-11.1%
D4	-3.1%	-9.2%
D5	-9.3%	-10.1%
Total	-5.4%	-7.8%

\* Does Not include crashes falling outside the city limits or those with invalid coordinates

# Distribution of Total Crashes

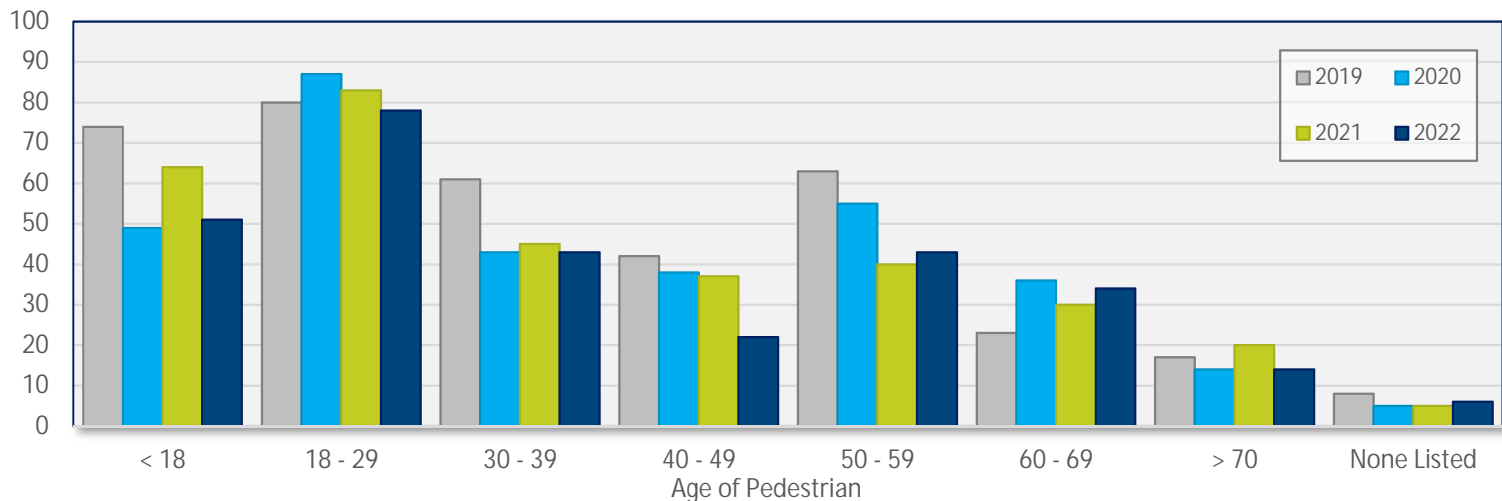
## City Overview



# Total Crash Reports

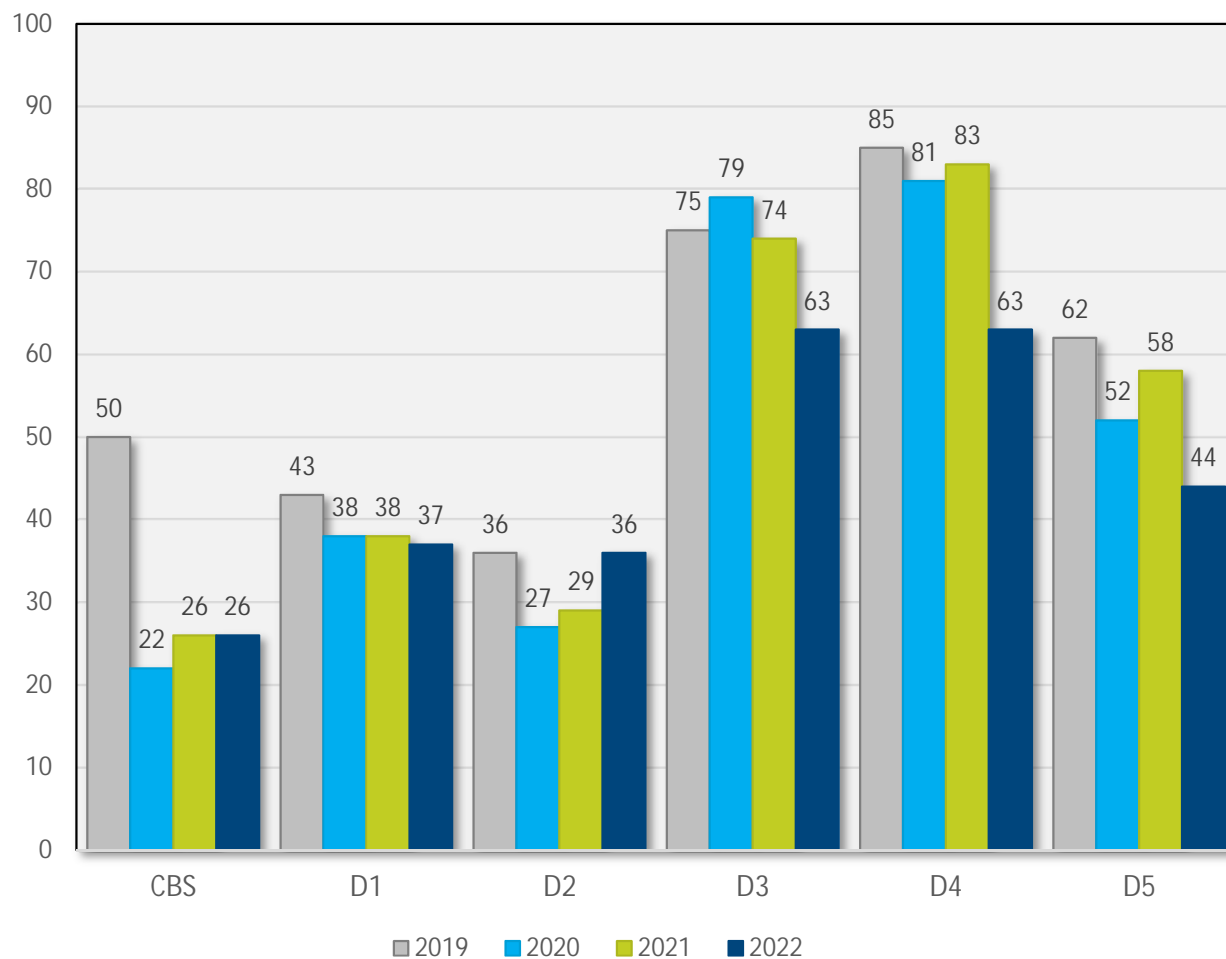
## All Persons Involved

Type Of Person	2019	2020	2021	2022	% Change 3 YR AVG	% Change 2021
D - DRIVER	31,615	26,073	29,556	27,127	-6.7%	-8.2%
O - OCCUPANT	3,191	2,947	3,130	4,087	+32.3%	+30.6%
P - PEDESTRIAN	368	327	324	291	-14.3%	-10.2%
Other / Unlisted	23	21	29	39	+60.3%	+34.5%
<b>Total</b>	<b>35,197</b>	<b>29,368</b>	<b>33,039</b>	<b>31,544</b>	<b>-3.0%</b>	<b>-4.5%</b>



\* Note: This includes all persons involved, so counts will be higher than counts of crashes. For instance, if a crash involved 2 pedestrians and 1 driver, there will be 3 records here but only 1 in the other slides.

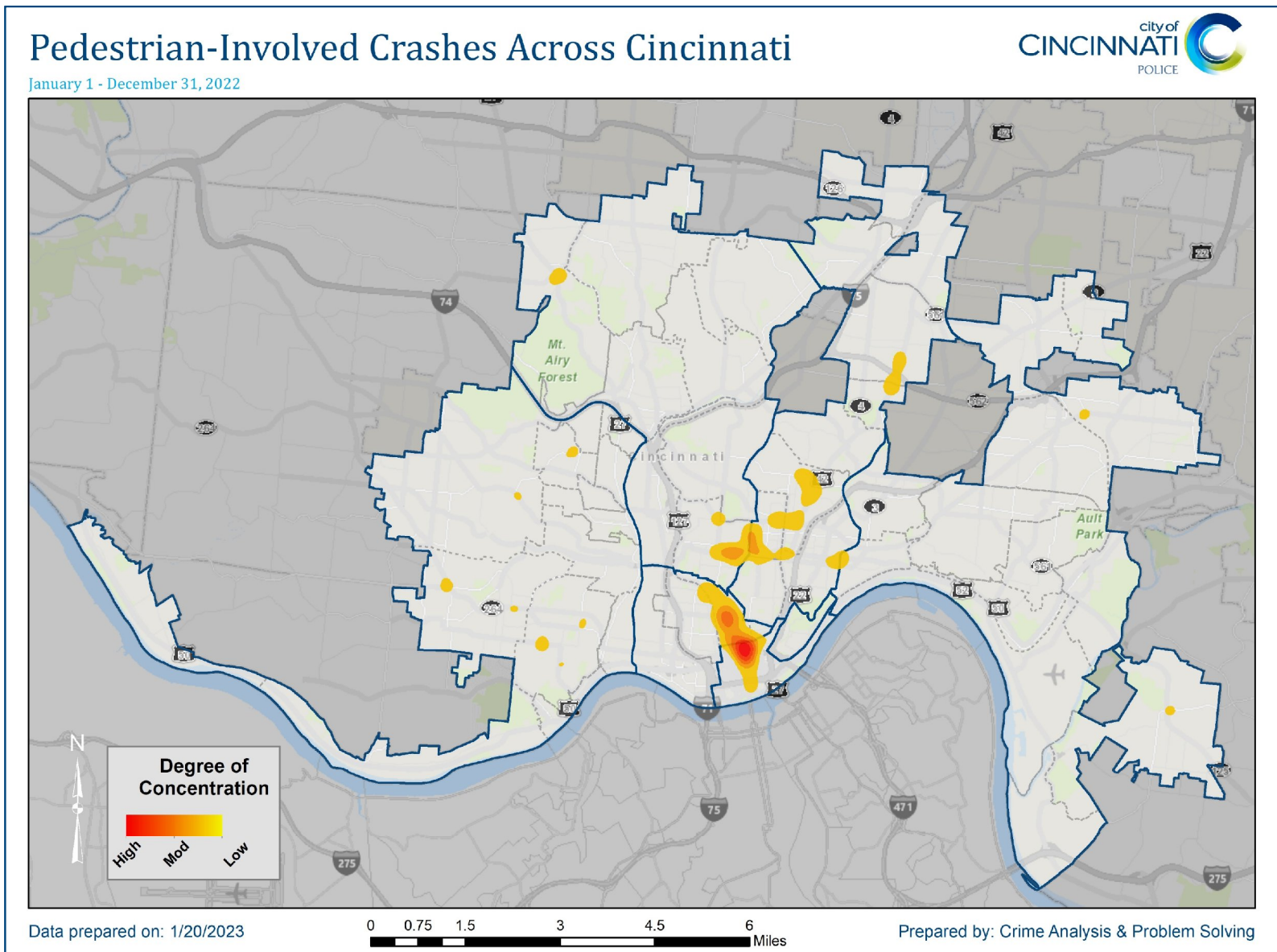
# Pedestrian-Involved Crashes By District



	% Change 3 YR AVG	% Change 2021
CBS	-20.4%	NC
D1	-6.7%	-2.6%
D2	+17.4%	+24.1%
D3	-17.1%	-14.9%
D4	-24.1%	-24.1%
D5	-23.3%	-24.1%
Total	-15.8%	-12.7%

\* Does Not include crashes falling outside the city limits or those with invalid coordinates

# Distribution of Pedestrian-Involved Crashes





Date: February 7, 2023

To: Members of the Public Safety and Governance Committee  
From: Sheryl M. M. Long, City Manager  
Subject: PRESENTATION – Homicides Year to Date

202300518

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Attached is the presentation on Homicides – Year to Date for the Public Safety and Governance Committee meeting on Tuesday, February 7, 2023, at 9:30 am.

cc: Teresa A. Theetge, Police Chief

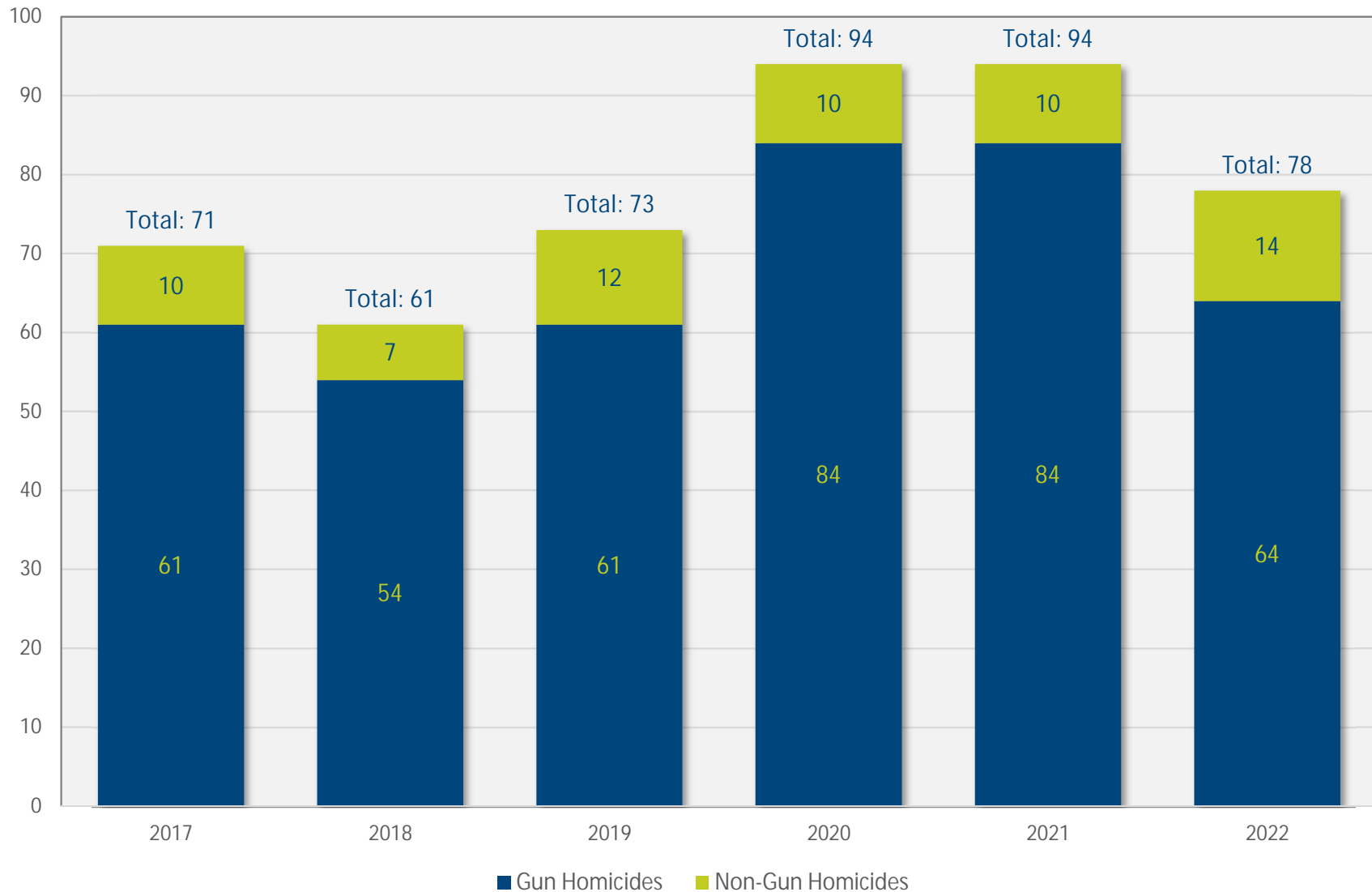


# 2022 Homicide Trends

Cincinnati Police  
Department Crime Stats

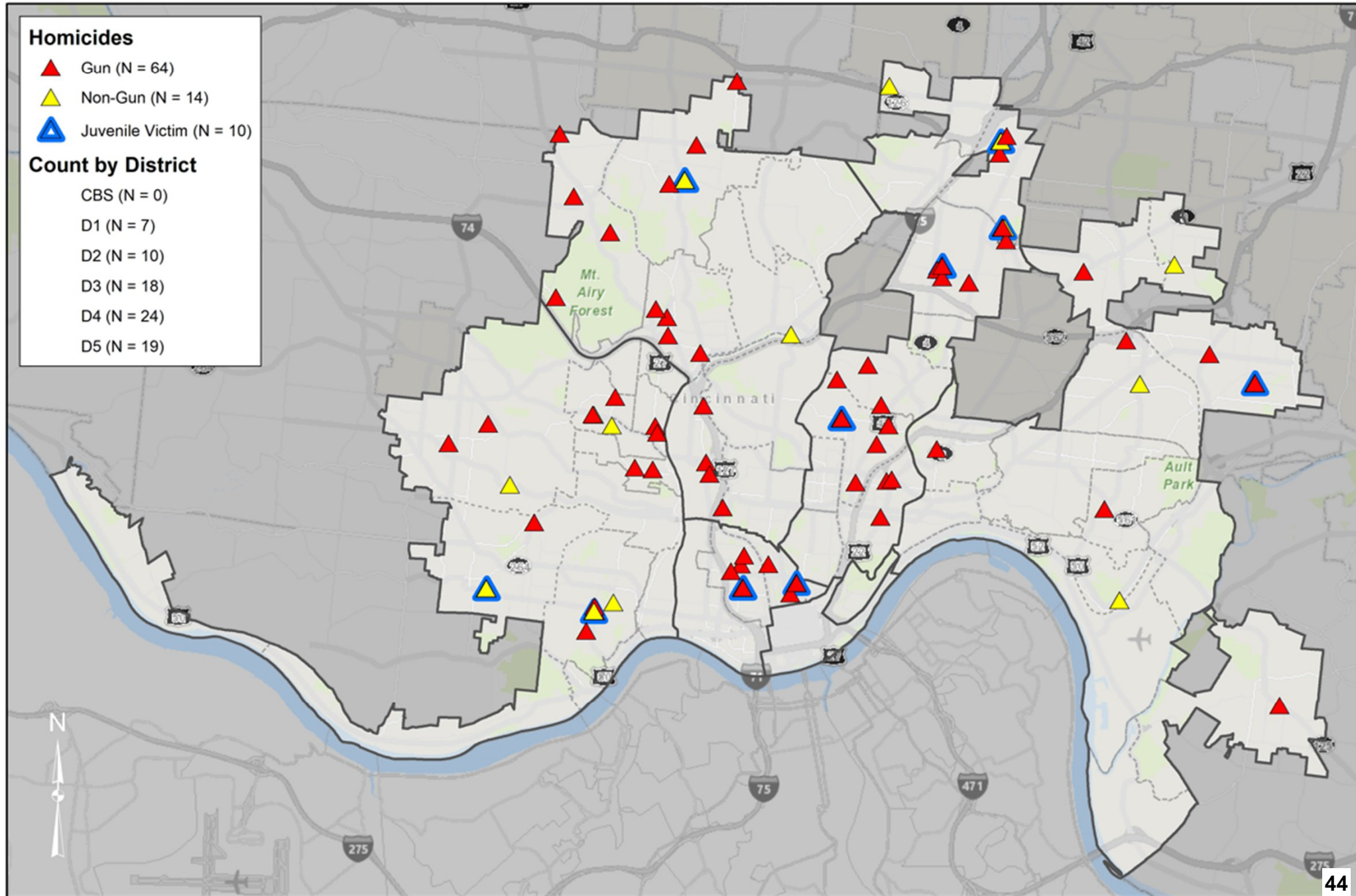


# Gun and Non-Gun Homicide Victims: 2017-2022



# Homicide Victims Across Cincinnati: Year End Total, 2022

January 1 - December 31, 2022

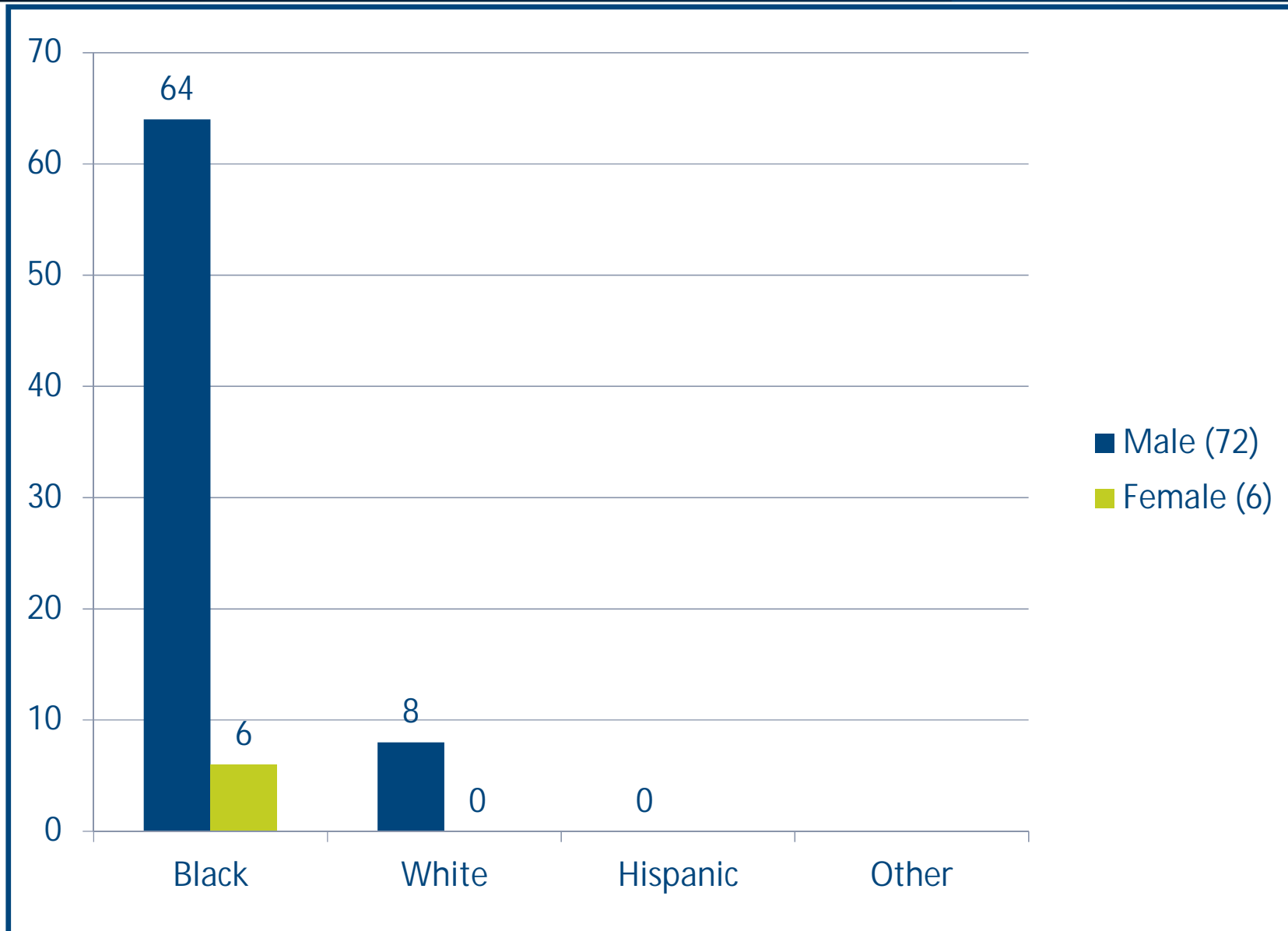


# 2022 78 Homicides

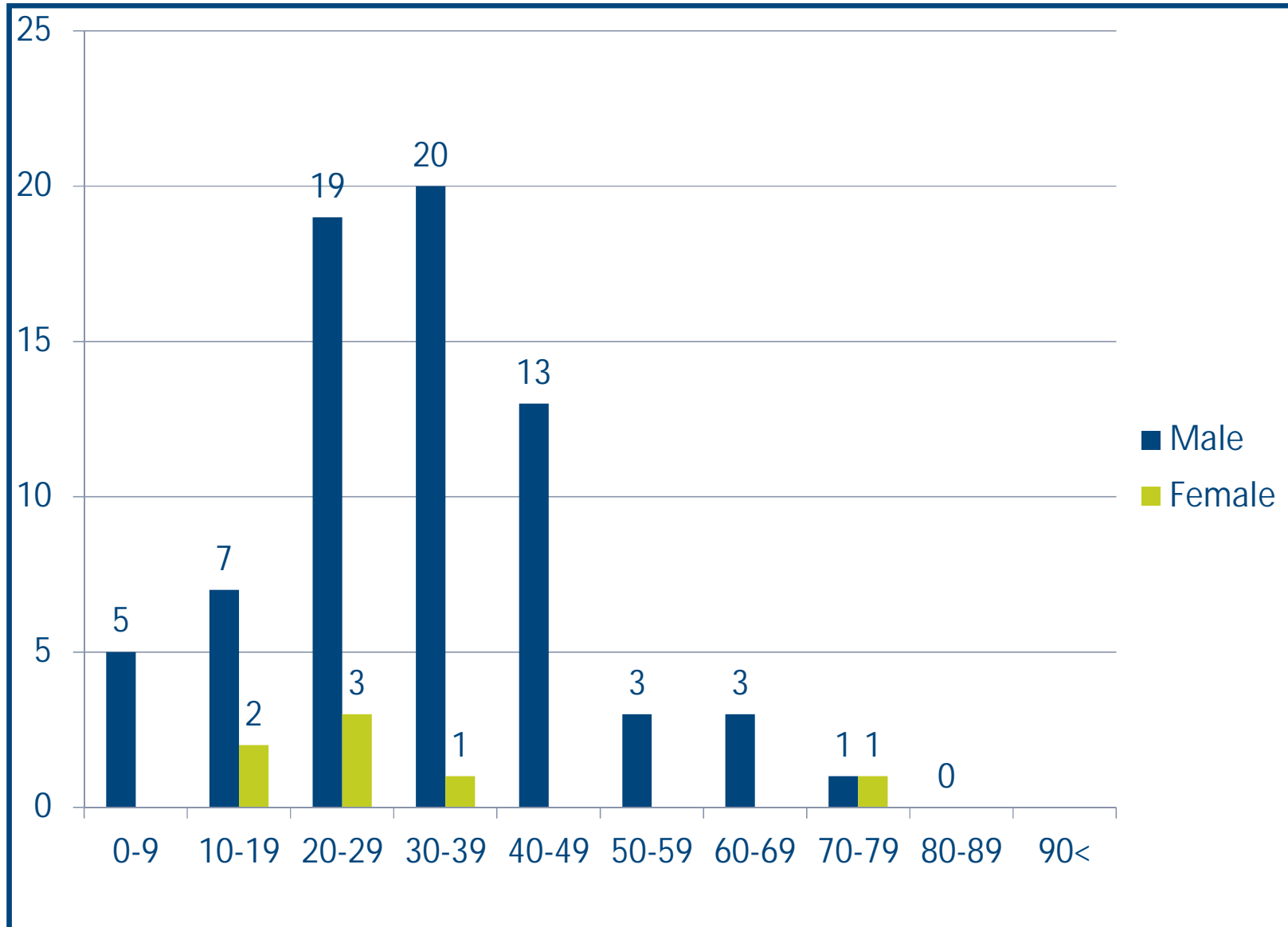
Dwight Terrell	Jalen Shepard	Brice McGlothlin	Ameer Mumtaz	Jerald Irvin	Terrence Hill	Terrence Hammond	Dimmy Griffin	Gary Walker	Krista Ayala
Gregory Jenkins	Tyler Harris	Marquell Wilcox	David Francis	David Mitchell	Ammanuel Odie	Alton Phillips	Ronald Steele	Terry Jones	Yvonne Childrester
Woody Green	Rogin Mazion	Christelan Jones	Wilmer Diaz	Jermiah Borders	Christopher Beck	Ernie Allen	Jerome Lipcomb	Leandre Holdings	Anthony Harris
William Mirrae	Maurice Roberts	Lorenzo Gray	John Wilson	Mario Williams	Walter Metz, Jr.	Jamar Higbee	Atgizo Bowers	DeAndres Funchess	Melvin Roundtree
Jacoby Donaldson	Anthony Billups	Leonard Brewington	Michael Lamb	Aaron Zander	Rudolph Smith	Darnell Gamble	Andre Dockery	Ronnie Kemp	Dennis Christopher
Malcolm Metz	Leifden Moinbach	Christopher Griffith	Lee Anderson	Antonio Johnson	William Relford	Reeshir Ferrell	Shawn Lewis	Dominique Clark	Joshua Nettee
Monty Reid	Deonte Hollis	Ashlon Parris	Jermaine Knox	Anthony Jamison	D'Marian Davis	Ukharri Bridges	Antonio Thrasher	Tyrese Woodkins	Johanna Fox
Diquan Gray	Thomas Durrant	Jayden Krebs	Brennan Crittee	Natalia Jones	Logan Lawson	James Witherspoon	William Gibson		



# Homicides (Race / Gender)



# Homicides (Age)





# Case Closures

- 2022 Closure Rate is 72% (2021 – 74%)
- A positive closure is considered:
  - Arrest
  - Death of Offender
  - Prosecution Declined
  - Suspect awaiting Grand Jury Presentation
- National Clearance Rate 50%\*

– \* <https://www.theatlantic.com/newsletters/archive/2022/07/police-murder-clearance-rate/661500/>

# Method of Operation

- Firearm 65
  - Fire 1
  - Edged Weapon 4
  - Blunt Force / Strangulation 5
  - Vehicle 1
  - Other 2
- 
- Adult victims – 68/ Juvenile victims – 10

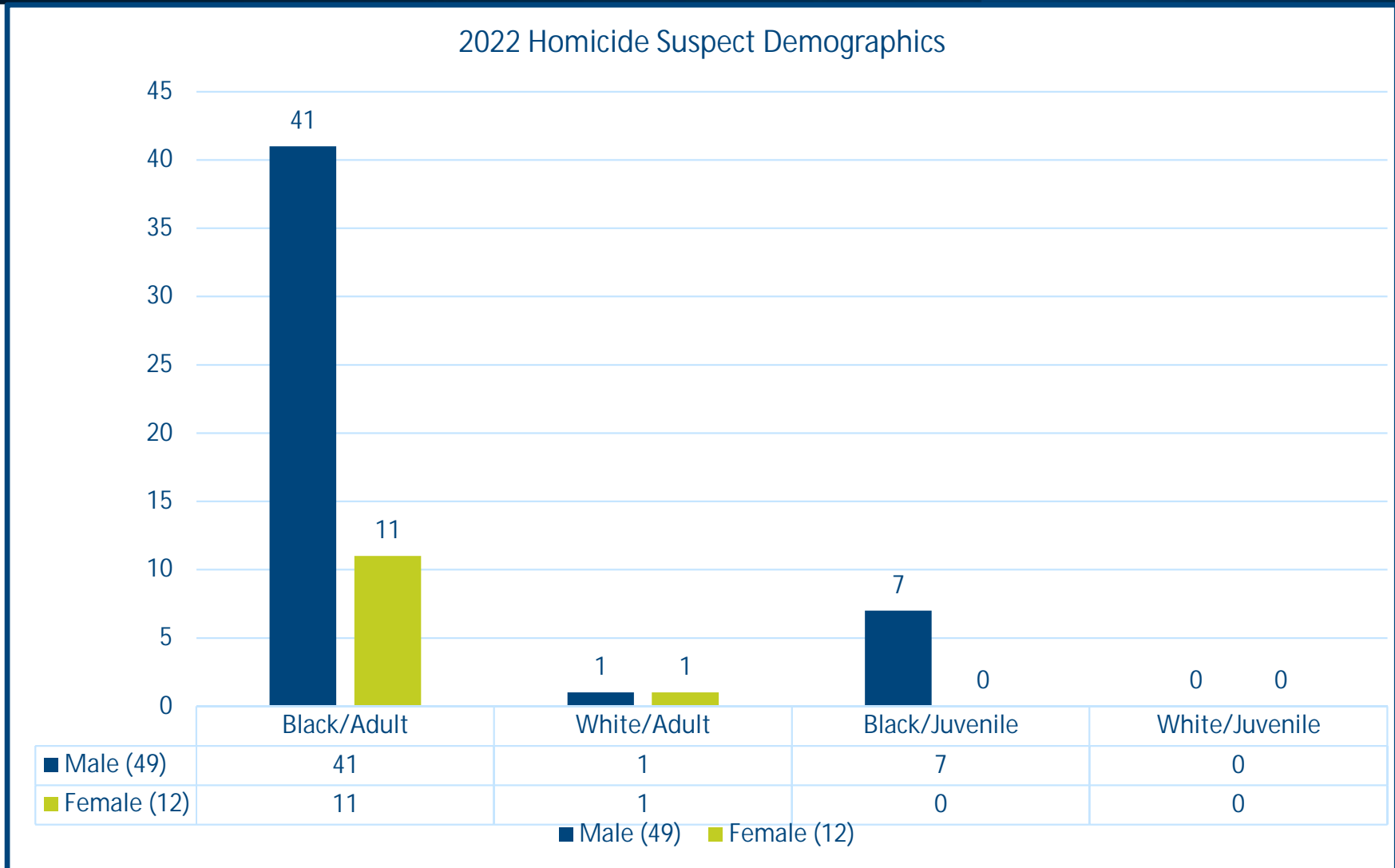
# Circumstances of Incident



\*Several incidents covered multiple categories

# Suspect\* Background

\*For closed cases (56)



\*Note – Not all identified as “suspect” were criminally culpable

# City of Cincinnati



Interdepartmental  
Correspondence Sheet

February 1, 2023

To: Mayor and Members of City Council

202300463

From: Sheryl M.M. Long, City Manager

Subject: Emergency Ordinance – Authorizing the City Manager to establish an aquatics series of job classifications

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Attached is an Emergency Ordinance captioned:

**AUTHORIZING** the City Manager to establish an aquatics series of job classifications for the purpose of recruiting and retaining qualified employees within the Cincinnati Recreation Commission's aquatics program; **ESTABLISHING** four new classifications and salary range schedules in new Sections 936, 937, 938, and 989 in Division 4, Chapter 307 of the Cincinnati Municipal Code; and **MODIFYING** the salary range schedule for existing Section 908 of Division 4, Chapter 307 of the Cincinnati Municipal Code in order to establish new classifications and a new salary range schedule for said classifications.

The Administration recommends approval of this Emergency Ordinance.

cc: Edward G. Ramsey, Human Resources Director

**EMERGENCY**

**KKF**

**2023**

**AUTHORIZING** the City Manager to establish an aquatics series of job classifications for the purpose of recruiting and retaining qualified employees within the Cincinnati Recreation Commission’s aquatics program; **ESTABLISHING** four new classifications and salary range schedules in new Sections 936, 937, 938, and 939 in Division 4, Chapter 307 of the Cincinnati Municipal Code; and **MODIFYING** the salary range schedule for existing Section 908 of Division 4, Chapter 307 of the Cincinnati Municipal Code in order to establish new classifications and a new salary range schedule for said classifications.

WHEREAS, in order to recruit and retain quality unclassified, unrepresented, seasonal employees in the Division 4 job classifications and salary schedule and to staff an increased number of pools that can be opened during the summer, the Cincinnati Recreation Commission (“CRC”) has determined the need for the aquatics series of job classifications; and

WHEREAS, the aquatic series of job classifications and compensation plan also is necessary to ensure consistencies in the knowledge, skills, and abilities required to carry out the duties and tasks prescribed to the positions; and

WHEREAS, the aquatic series of job classifications and compensation plan provide opportunities to increase operational efficiencies while maintaining a standard of excellence and a clear pathway for continued growth and career progression for unclassified, unrepresented, seasonal employees; and

WHEREAS, sufficient resources are currently available from CRC’s FY 2023 operating budget for the aquatic series of job classifications and compensation plan; and

WHEREAS, resources will be provided in future fiscal years, subject to appropriations from Council, for the aquatic series of job classifications and compensation plan; and

WHEREAS, the Human Resources Department has reviewed the current proposed salary ranges for the classifications of the aquatic series; and

WHEREAS, CRC conducted a market analysis to assess the classification and compensation range of the aquatic series classifications against local industry trends, and the research determined that the City was below market as it relates to the aquatics positions and confirmed the need for adjustment of the salary range to ensure competitiveness within the industry; and

WHEREAS, the aquatics series of job classifications and compensation plan are in accordance with the “Live” goal to “[c]reate a more livable community,” as described on pages 147-156 of Plan Cincinnati (2012); now, therefore,

BE IT ORDAINED by the Council of the City of Cincinnati, State of Ohio:

Section 1. That the aquatics series of job classifications to be established is hereby authorized for the purpose of recruiting, hiring, and retaining qualified unclassified, unrepresented, seasonal employees in the Division 4 salary schedule within the Cincinnati Recreation Commission aquatics program.

Section 2. That new Sections 936, 937, 938, and 939 of Division 4 of the Cincinnati Municipal Code are hereby enacted, and that Section 908 of Division 4, Chapter 307 of the Cincinnati Municipal Code is hereby amended, as shown below:

<b>Section</b>	<b>Classification</b>	<b>Minimum Hourly Rate</b>	<b>Maximum Hourly Rate</b>
908	Pool Manager	\$11.53\$22	\$14.50
<u>936</u>	<u>Pool Supervisor</u>	<u>\$25</u>	
<u>937</u>	<u>Head Guard</u>	<u>\$19</u>	
<u>938</u>	<u>Pool Monitor</u>	<u>\$16</u>	
<u>939</u>	<u>Aquatic Specialist</u>	<u>\$12</u>	<u>\$15.30</u>

Section 3. That the proper City officials are authorized to do all things necessary and proper to carry out the terms of Sections 1 and 2 hereof.

Section 4. That this ordinance shall be an emergency measure necessary for the preservation of the public peace, health, safety, and general welfare and shall, subject to the terms

of Article II, Section 6 of the Charter, be effective immediately. The reason for the emergency is the immediate need to recruit qualified employees so that the Cincinnati Recreation Commission can open and operate an increased number of pools in the coming season.

Passed: \_\_\_\_\_, 2023

\_\_\_\_\_  
Aftab Pureval, Mayor

Attest: \_\_\_\_\_  
Clerk

\_\_\_\_\_  
New language underscored. Deleted language indicated by strikethrough.



# City of Cincinnati



Interdepartmental  
Correspondence Sheet

February 1, 2023

To: Mayor and Members of City Council

202300465

From: Sheryl M.M. Long, City Manager

Subject: Emergency Ordinance – Authorizing the City Manager to establish a Building Inspector career ladder

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Attached is an Emergency Ordinance captioned:

**AUTHORIZING** the City Manager to establish a Building Inspector career ladder for the purpose of recruiting and retaining qualified employees within the City's Department of Buildings and Inspections; and **ENACTING** Sections 425, 426, 427, and 428 of Division 1, Chapter 307 of the Cincinnati Municipal Code to establish the new job titles and salary range schedules for Building Inspector 1, Building Inspector 2, Building Inspector 3, and Building Inspector 4.

The Administration recommends approval of this Emergency Ordinance.

cc: Edward G. Ramsey, Human Resources Director

**EMERGENCY**

CFG

-2023

**AUTHORIZING** the City Manager to establish a Building Inspector career ladder for the purpose of recruiting and retaining qualified employees within the City’s Department of Buildings and Inspections; and **ENACTING** Sections 425, 426, 427, and 428 of Division 1, Chapter 307 of the Cincinnati Municipal Code to establish the new job titles and salary range schedules for Building Inspector 1, Building Inspector 2, Building Inspector 3, and Building Inspector 4.

WHEREAS, the Department of Buildings and Inspections (the “Department”) has demonstrated a need to recruit and retain quality employees to enforce building and property maintenance codes to better serve Cincinnati residents; and

WHEREAS, the Department has received approval from the Ohio Board of Building Standards to create an internal training academy for enforcement of building and property maintenance codes; and

WHEREAS, a career ladder within the Department will allow for a smooth and efficient progression of new employees in pay scale and job duties commensurate with the acquisition of qualifications and accumulated experience; and

WHEREAS, the City’s Department of Human Resources has engaged with the applicable union officials to review the current salary ranges; and, after the establishment of the salary ranges, may engage in the contractual process for non-binding arbitration upon impasse of negotiations; now, therefore,

BE IT ORDAINED by the Council of the City of Cincinnati, State of Ohio:

Section 1. That a Building Inspector career ladder is hereby authorized according to the Schedule in Section 2 of this ordinance for the purpose of recruiting, hiring, and retaining qualified employees in the Division 1 salary schedule.

Section 2. That new Sections 425, 426, 427, and 428 of Division 1, Chapter 307 of the Cincinnati Municipal Code are hereby enacted in accordance with the table shown below:

Section	Classification	Step	Hourly	Bi-weekly	Annual
425	Building Inspector 1	1	\$29.06	\$2,325.18	\$60,454.74
425	Building Inspector 1	2	\$29.50	\$2,360.06	\$61,361.56
426	Building Inspector 2	1	\$32.21	\$2,577.19	\$67,006.82
426	Building Inspector 2	2	\$32.70	\$2,615.84	\$68,011.92
426	Building Inspector 2	3	\$33.19	\$2,655.08	\$69,032.10
426	Building Inspector 2	4	\$33.69	\$2,694.91	\$70,067.59
427	Building Inspector 3	1	\$35.37	\$2,829.65	\$73,570.96
427	Building Inspector 3	2	\$35.90	\$2,872.10	\$74,674.53
427	Building Inspector 3	3	\$36.44	\$2,915.18	\$75,794.65
428	Building Inspector 4	1	\$38.26	\$3,060.94	\$79,584.38
428	Building Inspector 4	2	\$38.84	\$3,106.85	\$80,778.15
428	Building Inspector 4	3	\$39.42	\$3,153.45	\$81,989.82
428	Building Inspector 4	4	\$40.01	\$3,200.76	\$83,219.60

Section 3. That the proper City officials are authorized to do all things necessary and proper to carry out the terms of Sections 1 and 2 hereof.

Section 4. That this ordinance shall be an emergency measure necessary for the preservation of the public peace, health, safety, and general welfare and shall, subject to the terms of Article II, Section 6 of the Charter, be effective immediately. The reason for the emergency is

the immediate need to recruit qualified employees so that the Department of Buildings and Inspections may recruit, hire, and train new employees in the new career ladder.

Passed: \_\_\_\_\_, 2023

\_\_\_\_\_

Aftab Pureval, Mayor

Attest: \_\_\_\_\_

Clerk

EMERGENCY

City of Cincinnati

CMZ

EESW

An Ordinance No. \_\_\_\_\_ - 2023

**MODIFYING** Title IX, “Misdemeanors,” by enacting new Chapter 915, “Weapons Offenses,” of the Cincinnati Municipal Code to implement common sense gun reform and take necessary action to stem the death and injuries resulting from the use and accessibility of guns.

WHEREAS, more Ohioans died from firearms in 2021 than almost any year on record, according to Ohio Department of Health data; and

WHEREAS, the Ohio legislature has steadily relaxed state gun laws; and

WHEREAS, gun violence has continually plagued our city and has robbed us of our most valuable assets, our people; and

WHEREAS, on February 2, 2022, Council passed Resolution No. 0011-2022, expressing Council’s “commitment to reducing the prevalence of gun violence in our City and protecting citizens from gun violence” and Council’s belief that gun violence is a public health crisis in the City of Cincinnati; and

WHEREAS, the Centers for Disease Control and Prevention (“CDC”) released mortality data in 2022 that showed 45,222 firearm-related deaths occurred in the United States, which is a new high in deaths related to guns; and

WHEREAS, according to the Eunice Kennedy Shriver National Institute of Child Health and Human Development of the National Institutes of Health (“NIH”), in 2020, “firearm-related injuries surpassed motor vehicle crashes to become the leading cause of death among people ages 1 to 19 years in the United States”; and

WHEREAS, according to an analysis of the CDC data by University of Michigan researchers and as reported by the NIH, “firearm deaths among children and adolescents jumped nearly thirty percent between 2019 and 2020 — more than double the 13.5 percent increase seen in the general population”; and

WHEREAS, thirteen percent of the juveniles who were arrested for guns in 2022 brought the firearm with them to school; and

WHEREAS, in October 2022, a six-year-old child shot and killed his three-year-old brother in Cincinnati after finding a loaded gun in their house, and in May 2020, an eight-year-old child shot and killed himself after accessing a loaded gun in his house; and

WHEREAS, access to loaded guns and improperly stored guns poses a significant and unacceptable risk of injury and death to occupants of and visitors to homes, especially to children; and

WHEREAS, the safety of residents is of paramount importance; now, therefore,

BE IT ORDAINED by the Council of the City of Cincinnati, State of Ohio:

Section 1. That new Chapter 915, “Weapons Offenses,” of the Cincinnati Municipal Code is hereby enacted as follows:

Section 915-1. – Definitions.

For purposes of this chapter, the words and phrases defined in this chapter shall have the meanings ascribed to them unless a different meaning is clearly indicated by the context.

Sec. 915-1-C. Child.

“Child” means a child under eighteen years of age or a mentally or a physically handicapped child under twenty-one years of age.

Sec. 915-1-D. – Dangerous Ordnance.

(a) “Dangerous ordnance” means any of the following, except as provided in subsection (b) of this section:

- (1) Any automatic or sawed-off firearm, zip-gun, or ballistic knife;
- (2) Any explosive device or incendiary device;
- (3) Nitroglycerin, nitrocellulose, nitrostarch, PETN, cyclonite, TNT, picric acid, and other high explosives; amatol, tritonal, tetrytol, pentolite, pecretol, cyclotol, and other high explosive compositions; plastic explosives; dynamite, blasting gelatin, gelatin dynamite, sensitized ammonium nitrate, liquid-oxygen blasting explosives, blasting powder, and other blasting agents; and any other explosive substance having sufficient brisance or power to be particularly suitable for use as a military explosive, or for use in mining, quarrying, excavating, or demolitions;
- (4) Any firearm, rocket launcher, mortar, artillery piece, grenade, mine, bomb, torpedo, or similar weapon, designed and manufactured for military purposes, and the ammunition for that weapon;
- (5) Any firearm muffler or suppressor;

- (6) Any combination of parts that is intended by the owner for use in converting any firearm or other device into a dangerous ordnance.
- (b) “Dangerous ordnance” does not include any of the following:
- (1) Any firearm, including a military weapon and the ammunition for that weapon, and regardless of its actual age, that employs a percussion cap or other obsolete ignition system, or that is designed and safe for use only with black powder;
  - (2) Any pistol, rifle, or shotgun, designed or suitable for sporting purposes, including a military weapon as issued or as modified, and the ammunition for that weapon, unless the firearm is an automatic or sawed-off firearm;
  - (3) Any cannon or other artillery piece that, regardless of its actual age, is of a type in accepted use prior to 1887, has no mechanical, hydraulic, pneumatic, or other system for absorbing recoil and returning the tube into battery without displacing the carriage, and is designed and safe for use only with black powder;
  - (4) Black powder, priming quills, and percussion caps possessed and lawfully used to fire a cannon of a type defined in division (b)(3) of this section during displays, celebrations, organized matches or shoots, and target practice, and smokeless and black powder, primers, and percussion caps possessed and lawfully used as a propellant or ignition device in small-arms or small-arms ammunition;
  - (5) Dangerous ordnance that is inoperable or inert and cannot readily be rendered operable or activated, and that is kept as a trophy, souvenir, curio, or museum piece;
  - (6) Any device that is expressly excepted from the definition of a destructive device pursuant to the “Gun Control Act of 1968,” 82 Stat. 1213, 18 U.S.C. 921(a)(4), as amended, and regulations issued under that act; or
  - (7) Any firearm with an overall length of at least twenty-six inches that is approved for sale by the federal Bureau of Alcohol, Tobacco, Firearms, and explosives under the “Gun Control Act of 1968,” 82 Stat. 1213, 18 U.S.C. 921(a)(3), but that is found by the bureau not to be regulated under the “National Firearms Act,” 68A Stat. 725 (1934), 26 U.S.C. 5845(a).

Sec. 915-1-F. – Firearm.

(a) “Firearm” means:

- (1) any deadly weapon capable of expelling or propelling one or more projectiles by the action of an explosive or combustible propellant; or
- (2) the frame or receiver of any such weapon as defined in 27 CFR 478.12.

- (b) “Firearm” includes an unloaded firearm, and any firearm that is inoperable but that can readily be rendered operable.
- (c) The trier of fact may rely upon circumstantial evidence, including, but not limited to, the representations and actions of the individual exercising control over the firearm when determining whether a firearm is capable of expelling or propelling one or more projectiles by the action of an explosive or combustible propellant.

**Sec. 915-1-I. – Intimate Partner.**

“Intimate partner” means, with respect to a person, the spouse of the person, a former spouse of the person, an individual who is a parent of a child of the person, an individual who cohabitates or has cohabited with the person, and an individual who, at the time of the conduct in question, is in a dating relationship with the person who also is an adult or who, within the twelve months preceding the conduct in question, has had a dating relationship with the person who also is an adult.

**Sec. 915-1-M. – Misdemeanor Crime of Domestic Violence.**

“Misdemeanor crime of domestic violence” shall have the same meaning as used in 18 U.S.C. § 921(a).

**Sec. 915-1-N. – Negligent or Negligently.**

“Negligent” or “negligently” means when, because of a substantial lapse from due care, a person fails to perceive a risk that the person’s conduct may cause a certain result or may be of a certain nature or fails to avoid a risk that the person’s conduct may cause a certain result or may be of a certain nature. A person is negligent with respect to circumstances when, because of a substantial lapse from due care, the person fails to perceive or avoid a risk that such circumstances may exist.

**Sec. 915-1-S. – Safe Storage.**

“Safe storage” means:

- (a) a device that, when installed on a firearm, is designed to prevent the firearm from being operated without first deactivating the device;
- (b) a device incorporated into the design of the firearm that is designed to prevent the operation of the firearm by anyone not having access to the device; or
- (c) a safe, gun safe, gun case, lock box, or other device that is designed to be or can be used to store a firearm and that is designed to be unlocked only by means of a key, a combination, or other similar means.



Sec. 915-1-U. – Under Operation of Law or Legal Process.

“Under operation of law or legal process” shall not mean mere completion, termination, or expiration of a sentence imposed as a result of a criminal conviction.

Sec. 915-3. – Child Endangering.

- (a) No person who is the parent, guardian, custodian, person having custody or control, or person in loco parentis of a child shall create a substantial risk to the health or safety of the child by violating a duty of care, protection, or support.
- (b) It shall be a substantial risk to the health or safety of a child for a person who is the parent, guardian, custodian, person having custody or control, or person in loco parentis of a child to negligently store or leave a firearm in a manner or location in the person’s residence or vehicle where the person knows or reasonably should know a child is able to gain access to the firearm.
- (c) This section does not apply to a person who does either of the following:
  - (1) Stores or leaves a firearm in the person’s residence or vehicle if the firearm is kept in safe storage; or
  - (2) Stores or leaves a firearm in the person’s residence or vehicle if a child gains access to the firearm as a result of any other person’s unlawful entry into a person’s residence or vehicle.
- (d) Penalties.

Whoever violates this section is guilty of a first degree misdemeanor.

- (e) Nothing in this section prohibits a person who is in the person’s residence or vehicle from carrying a firearm on the person’s body or placing a firearm in a location that is under the person’s immediate control.
- (f) This section shall not apply if the circumstances indicate that the firearm was unlawfully furnished to the child, violation of which would be prosecuted under applicable state law.
- (g) Any instrumentality that has been used in a violation of this section shall be seized and is subject to forfeiture pursuant to Chapter 2981 of the Ohio Revised Code.

Sec. 915-5. – Having weapons while under disability.

- (a) Unless relieved from disability under operation of law or legal process, no person shall knowingly acquire, have, carry, or use any firearm or dangerous ordnance, if either of the following apply:

(1) The person is subject to a court order that:

- (A) Was issued after a hearing of which such person received actual notice, and at which such person had an opportunity to participate;
- (B) Restrains such person from harassing, stalking, or threatening an intimate partner of such person or child of such intimate partner or person, or engaging in other conduct that would place an intimate partner in reasonable fear of bodily injury to the partner or child; and
- (C) Provides one of the following:
  - (i) Includes a finding that such person represents a credible threat to the physical safety of such intimate partner or child; or
  - (ii) By its terms explicitly prohibits the use, attempted use, or threatened use of physical force against such intimate partner or child that would reasonably be expected to cause bodily injury.

(2) The person has been convicted of a misdemeanor offense of domestic violence.

- (b) Whoever violates this section is guilty of misdemeanor having weapons while under disability, a misdemeanor punishable by up to one year in jail.
- (c) Any instrumentality that has been used in a violation of this section shall be seized and is subject to forfeiture pursuant to Chapter 2981 of the Ohio Revised Code.

Section 2. That the proper City officials are authorized to do all things necessary and proper to carry out the terms of Section 1 hereof.

Section 3. That this ordinance shall be an emergency measure necessary for the preservation of the public peace, health, safety, and general welfare and shall, subject to the terms of Article II, Section 6 of the Charter, be effective immediately. The reason for the emergency is

the immediate need to take action to mitigate the impacts of gun violence on the health and safety of the residents of and visitors to Cincinnati.

Passed: \_\_\_\_\_, 2023

\_\_\_\_\_  
Aftab Pureval, Mayor

Attest: \_\_\_\_\_  
Clerk

**Date:** February 1, 2023

**To:** Mayor Aftab Pureval, Vice Mayor Jan-Michele Kearney, Councilmembers Scotty Johnson, Liz Keating, and Meeka Owens

**From:** Emily Smart Woerner, City Solicitor *EESW*

**Subject:** **Emergency Ordinance – Modifying Title IX of the Cincinnati Municipal Code by Enacting New Chapter 915 “Weapons Offenses”**

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Transmitted herewith is an emergency ordinance captioned as follows:

**MODIFYING** Title IX, “Misdemeanors,” by enacting new Chapter 915, “Weapons Offenses,” of the Cincinnati Municipal Code to implement common sense gun reform and take necessary action to stem the death and injuries resulting from the use and accessibility of guns.

EESW/CMS(lnk)  
Attachment  
376149