



City of Cincinnati

Cincinnati City Council

Meeting Minutes

801 Plum Street
Cincinnati, Ohio 45202

Wednesday, October 20, 2021 2:00 PM Council Chambers, Room 300

Council convened at 2:03 P.M., Mayor John Cranley, Presiding.

ROLL CALL

Present: Vice Mayor Christopher Smitherman, Councilmember Steve Goodin, Councilmember Jan-Michele Kearney, Councilmember Liz Keating, Councilmember Greg Landsman, Councilmember David Mann, President Pro Tem Chris Seelbach, Councilmember Betsy Sundermann, and Councilmember Wendell Young

In attendance were City Manager Paula Boggs-Muething, City Solicitor Andrew Garth and Clerk of Council Melissa Autry

Council observed a moment of silence prayer and recited the Pledge of Allegiance to the Flag.

There being no objection, Minutes of the previous session of Council were ordered Approved and Filed.

MAYOR CRANLEY

Cincinnati Board of Health – 9: 4M/5F; 3W/4AA/2A

- 1. REAPPOINTMENT**, submitted by Mayor John Cranley, I hereby reappoint [202102955](#) Dr. Monica Mitchell to the Cincinnati Board of Health for a term of three years. This reappointment is submitted to City Council for its advice and consent pursuant to its Rules. (Female/AA).

Confirmed

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

Hamilton County Convention Facilities Authority – 3: 2 M/1F; 2W/1AA

2. **REAPPOINTMENT**, submitted by Mayor John Cranley, I hereby reappoint [202102961](#) Pete Witte to the Hamilton County Convention Facilities Authority (CFA) for a term of four years. This reappointment is submitted to City Council for its advice and consent pursuant to its Rules. (Male/White).

Filed

Human Service Advisory Committee (HSAC) – 14: 2M/12F; 5W/9AA

3. **REAPPOINTMENT**, submitted by Mayor John Cranley, I hereby reappoint [202102967](#) Jerome Jackson to the Human Services Advisory Committee (HSAC) for a term of three years. This reappointment is submitted to City Council for its advice and consent pursuant to its Rules. (Male/AA).

Confirmed

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

Board of Park Commissioners – 5: 2M/3F; 4W/1AA

4. **REAPPOINTMENT**, submitted by Mayor John Cranley, I hereby reappoint [202102977](#) Susan Castellini to the Board of Park Commissioners for a term of six years. This reappointment is submitted to City Council for its advice and consent pursuant to its Rules. (Female/White).

Confirmed

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

Lunken Airport Oversight Advisory Board – 8: 7M/1F; 8W

5. **REAPPOINTMENT**, submitted by Mayor John Cranley, I hereby reappoint [202102983](#) Neil Tilow to the Lunken Airport Oversight Advisory Board for a term of three years. This reappointment is submitted to City Council for its advice

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

Confirmed

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

OKI Regional Council – 1: M/W

6. **REAPPOINTMENT**, submitted by Mayor John Cranley, I hereby reappoint Greg Landsman to the Ohio-Kentucky-Indiana Regional Council of Governments for a term of one year. This reappointment is submitted to City Council for its advice and consent pursuant to its Rules. (Male/White).

[202102990](#)

Confirmed

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

MR. GOODIN

7. **MOTION**, submitted by Councilmember Goodin, As we emerge from the pandemic, pedestrian safety has emerged as one of the primary quality of life issues in our City's neighborhoods. Nowhere is the need more acute than in Northside. Recent events have shown that the lack of new pedestrian safety measures is, in the most literal sense, a matter of life and death. Past council efforts to secure additional funding for pedestrian measures in this neighborhood have not been successful. Accordingly, **WE MOVE** that the Administration IMMEDIATELY engage with the Northside Community Council and other community stakeholders to ascertain which intersections merit enhanced pedestrian safety measures consistent with VisionZero goals (including, but not limited to, curb bump-outs, raised crosswalks and road diets); instruct the Department of Transportation & Engineering (DOTE) to prepare a proposed budget for such enhancements; and prepare a list of potential sources of funding for such enhancements (including, but not limited to, any unallocated

[202103006](#)

American Rescue Plan dollars).

Referred to Budget & Finance Committee

MS. KEARNEY

8. **ORDINANCE**, dated 10/14/2021, submitted by Councilmember Kearney, from Andrew Garth, City Solicitor, **DECLARING** that Ward Street at Prentice Street shall hereby receive the honorary, secondary name of Dr. Ralph Godfrey, Sr. Way in memory of Pastor Dr. Ralph Godfrey, Sr. and in recognition of his contributions to the City of Cincinnati as a leader in the Madisonville community. [202102994](#)

Referred to Neighborhoods Committee

CITY MANAGER

9. **REPORT**, dated 10/20/2021, submitted by Paula Boggs Muething, City Manager, regarding existing notice resources and practices to community councils and residents. (SEE DOC. #202102833) [202102833](#)

Referred to Major Projects & Smart Government Committee

10. **REPORT**, dated 10/20/2021, submitted by Paula Boggs Muething, City Manager, regarding illegal dumping abatement activities in the neighborhoods of South Cumminsville, North and South Fairmont. (SEE DOC. #202102029). [202102891](#)

Referred to Neighborhoods Committee

11. **REPORT**, dated 10/20/2021 submitted by Paula Boggs Muething, City Manager, on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for KHUSBU ENTERPRISE LLC, DBA QUEEN CITY EXPRESS, 420 Walnut Street, 1st FL, Cincinnati, Ohio 45202. (#4621326, C1, C2, TRANSFER) [Objections: NONE] [202102935](#)

Filed

12. **REPORT**, dated 10/20/2021 submitted by Paula Boggs Muething, City Manager, on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for ANGIE KATSAOUNIS AND PARTNERS, DBA CORINTHIAN RESTAURANT & LOUNGE, 3253 Jefferson Avenue, Cincinnati, Ohio 45220. (#4510887, D5, D6, TRANSFER) [Objections: YES] [202102936](#)

Filed

13. **REPORT**, dated 10/20/2021 submitted by Paula Boggs Muething, City Manager, on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for SPEEDWAY LCC, DBA SPEEDWAY 9574, 2857 River Road, Cincinnati, Ohio 45204. (#84189940600, C1, C2, TRANSFER) [Objections: NONE] [202102991](#)

Filed

14. **REPORT**, dated 10/20/2021 submitted by Paula Boggs Muething, City Manager, on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for SPEEDWAY LLC, DBA [202102993](#)

SPEEDWAY 9707, 3601 Columbia Park Way, Cincinnati, Ohio 45226.
(#84189940660, C1, C2, D6, TRANSFER) [Objections: NONE]

Filed

- 15. ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 10/20/2021, **AUTHORIZING** the establishment of new capital improvement program project accounts in the Parks Department according to the attached Schedule of Appropriation for the purpose of having necessary funding in place to allow the Cincinnati Board of Park Commissioners to move forward with appropriate contracting in order to stabilize and repair infrastructure at various locations throughout the park system; **AUTHORIZING** the City Manager to accept and deposit an amount of up to \$415,500 from the Cincinnati Board of Park Commissioner's Fund into Parks Private Endowments and Donations Fund 430; and **AUTHORIZING** the transfer and appropriation of resources totaling \$825,500 from various Restricted Funds 318, 329, 430, and 752 to the newly established capital improvement program project accounts per Section A of the attached transfer schedule.

[202102995](#)

Referred to Budget & Finance Committee

- 16. ORDINANCE** submitted by Paula Boggs Muething, City Manager, on 10/20/2021, **AUTHORIZING** the City Manager to apply for grants awarded by the U.S. Department of Transportation Federal Rail Administration under the Consolidated Rail Infrastructure and Safety Improvements Program for the purpose of ensuring the timely completion of various road and at-grade rail crossing signalization construction projects throughout Cincinnati on U.S. Route 50.

[202102996](#)

Referred to Budget & Finance Committee

- 17. ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 10/20/2021, **AUTHORIZING** the City Manager to apply for, accept, and appropriate a grant in the amount of up to \$25,000 from the Greater Cincinnati Foundation to the Office of Environment and Sustainability's General Fund non-personnel operating budget account no. 050x104x7400 for the purpose of providing resources to support the City's Urban Agriculture Program; and **AUTHORIZING** the Finance Director to deposit the grant resources into General Fund revenue account no. 050x8571.

[202102997](#)

Referred to Budget & Finance Committee

- 18. ORDINANCE** submitted by Paula Boggs Muething, City Manager, on 10/20/2021, **AUTHORIZING** the City Manager to execute a *Lease and Management Agreement* with The Northside Business Association, pursuant to which the City will lease a public parking lot commonly known as the Lingo Street Parking Lot in the Northside neighborhood for up to 20 years.

[202102998](#)

Referred to Budget & Finance Committee

- 19. ORDINANCE** submitted by Paula Boggs Muething, City Manager, on 10/20/2021, **AUTHORIZING** the real property located at 4870 Winton Road in the Spring Grove Village neighborhood to be developed and used as a day

[202102999](#)

care center NOTWITHSTANDING the use limitations contained chapter 14 "Single-Family," and Section 1405, "Residential Multi-Family," of the Cincinnati Municipal Code and any other applicable zoning regulations that would restrict the property's development and use as a day care center.

Referred to Economic, Growth & Zoning Committee

- 20. ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 10/20/2021, **MODIFYING** Title V, "Traffic Code," of the Cincinnati Municipal Code by **ORDAINING** new Section 507-1-C9, "Charles Street, east from Central Parkway to Elm Street," to convert the portion of Charles Street located between Central Parkway and Elm Street in the Over-the-Rhine neighborhood from a two-way street to an eastbound one-way street.

[202103000](#)

Referred to Economic, Growth & Zoning Committee

Enactment No: 0369-2021

- 21. ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 10/20/2021, **AUTHORIZING** the City Manager to execute a *Property Transfer Agreement* with Cincinnati Zoo Properties, LLC, pursuant to which the City will vacate and convey portions of certain real property designated as public right-of-way known as Louis Avenue, Euclid Avenue, and an unnamed alley; release and terminate portions of public right-of-way easements located at the intersection of Vine Street and Louis Avenue; and grant and convey encroachment easements on, under, over, and across Erkenbrecher Avenue to facilitate the construction of a new surface parking lot and aerial pedestrian bridge for the benefit of the Cincinnati Zoo and Botanical Garden in the Avondale neighborhood.

[202103001](#)

Referred to Budget & Finance Committee

- 22. REPORT**, dated 10/20/2021, submitted by Paula Boggs Muething, City Manager, regarding Department of Finance Reports for the Month Ended August 31, 2021.

[202103009](#)

Referred to Budget & Finance Committee

EDUCATION, INNOVATION & GROWTH COMMITTEE

- 23. MOTION**, submitted by Councilmember Keating, **WE MOVE** that the administration prepare a **REPORT** on the steps the administration could take to strengthen the institutional safeguards to ensure there are no future errors to ballot language. For example, the imposition of a city deadline to initiative charter amendments, engagement with the petitioners, or communication with the Board of Elections to better understand their review process in their role as the agency that approves and sets ballot language.

[202102894](#)

Adopted

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

BUDGET AND FINANCE COMMITTEE

- 24. MOTION**, submitted by Councilmember Kearney, **WE MOVE** that the Administration REPORT on a viable source of funding by June 2022 for the \$700,000 needed for the Department of Transportation and Engineering to construct pedestrian safety measures, including but not limited to a crosswalk, on Erie Avenue near the Cincinnati Police Department District 2 Headquarters.

[202102919](#)

Adopted

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

- 25. ORDINANCE** submitted by Paula Boggs Muething, City Manager, on 10/13/2021, **AUTHORIZING** the City Manager to accept and appropriate a grant in an amount up to \$15,000 from the Cincinnati Recreation Foundation for the purpose of providing funding support to youth sports programs in need; and **AUTHORIZING** the Director of Finance to deposit the donated funds into Fund 319, "Contributions for Recreation Purposes."

[202102922](#)

Passed

Yes: Vice Mayor Smitherman
Councilmember Goodin
Councilmember Kearney
Councilmember Keating
Councilmember Landsman
Councilmember Mann
President Pro Tem Seelbach
Councilmember Sundermann
Councilmember Young
Enactment No: 0400-2021

Suspension of the three readings

Yes: Vice Mayor Smitherman
Councilmember Goodin
Councilmember Kearney
Councilmember Keating
Councilmember Landsman
Councilmember Mann
President Pro Tem Seelbach
Councilmember Sundermann
Councilmember Young
Enactment No: 0400-2021

- 26. ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 10/13/2021, **AUTHORIZING** the transfer of the sum of \$395,800 within the General Fund, from and to various operating accounts and the unappropriated surplus of the General Fund according to the attached Schedule of Transfer, for the purpose of realigning and providing funds for the ongoing needs of City departments; and **AUTHORIZING** the transfer of the sum of \$161,845 from the unappropriated surplus of the Stormwater Management Fund according to the attached Schedule of Transfer for the purpose of providing funds for the ongoing needs of the Department of Public Services.

[202102925](#)

Passed

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

Enactment No: 0401-2021

Emergency clause to remain

Yes: Vice Mayor Smitherman
Councilmember Goodin
Councilmember Kearney
Councilmember Keating
Councilmember Landsman
Councilmember Mann
President Pro Tem Seelbach
Councilmember Sundermann
Councilmember Young
Enactment No: 0401-2021

Suspension of the three readings

Yes: Vice Mayor Smitherman
Councilmember Goodin
Councilmember Kearney
Councilmember Keating
Councilmember Landsman
Councilmember Mann
President Pro Tem Seelbach
Councilmember Sundermann
Councilmember Young
Enactment No: 0401-2021

27. ORDINANCE submitted by Paula Boggs Muething, City Manager, on 10/13/2021, **AUTHORIZING** the City Manager to apply for grants, loans, and loan assistance awarded by Hamilton County from the Municipal Road Fund Program and the Ohio Public Works Commission State Capital Improvement Program, the Local Transportation Improvement Program, and the Revolving Loan Program (Funding Round 36) for the purpose of ensuring the timely completion of various road, bridge, and stormwater infrastructure construction projects throughout the City.

[202102930](#)

Passed

Yes: Vice Mayor Smitherman
Councilmember Goodin
Councilmember Kearney
Councilmember Keating
Councilmember Landsman
Councilmember Mann
President Pro Tem Seelbach
Councilmember Sundermann
Councilmember Young
Enactment No: 0402-2021

Suspension of the three readings

Yes: Vice Mayor Smitherman
Councilmember Goodin
Councilmember Kearney
Councilmember Keating
Councilmember Landsman
Councilmember Mann
President Pro Tem Seelbach
Councilmember Sundermann
Councilmember Young
Enactment No: 0402-2021

28. ORDINANCE submitted by Paula Boggs Muething, City Manager, on 10/13/2021, **ESTABLISHING** new capital improvement program project account no. 980x199x221906, "Avondale Synthetic Baseball Field RCF Donation," for the purpose of providing donated resources for the construction of a synthetic baseball field at the Avondale Recreation Area; and **AUTHORIZING** the City Manager to accept and appropriate a cash donation from the Cincinnati Reds Community Fund up to the amount of \$150,000 to the newly established capital improvement program project account no. 980x199x221906, "Avondale Synthetic Baseball Field RCF Donation."

[202102931](#)

Passed

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

Enactment No: 0403-2021

Suspension of the three readings

- Yes:** Vice Mayor Smitherman
- Councilmember Goodin
- Councilmember Kearney
- Councilmember Keating
- Councilmember Landsman
- Councilmember Mann
- President Pro Tem Seelbach
- Councilmember Sundermann
- Councilmember Young
- Enactment No: 0403-2021

- 29. ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 10/13/2021, **ACCEPTING** the grant of permanent public utility easements in favor of the City of Cincinnati for the construction, maintenance, and repair of stormwater sewers in and upon certain real property located north of Golden Avenue in the Columbia Tusculum and Hyde Park neighborhoods.

[202102933](#)

Passed Emergency

- Yes:** Vice Mayor Smitherman
- Councilmember Goodin
- Councilmember Kearney
- Councilmember Keating
- Councilmember Landsman
- Councilmember Mann
- President Pro Tem Seelbach
- Councilmember Sundermann
- Councilmember Young
- Enactment No: 0404-2021

Emergency clause to remain

- Yes:** Vice Mayor Smitherman
- Councilmember Goodin
- Councilmember Kearney
- Councilmember Keating
- Councilmember Landsman
- Councilmember Mann
- President Pro Tem Seelbach
- Councilmember Sundermann
- Councilmember Young
- Enactment No: 0404-2021

Suspension of the three readings

Yes: Vice Mayor Smitherman
 Councilmember Goodin
 Councilmember Kearney
 Councilmember Keating
 Councilmember Landsman
 Councilmember Mann
 President Pro Tem Seelbach
 Councilmember Sundermann
 Councilmember Young
 Enactment No: 0404-2021

- 30. MOTION**, submitted by Vice Mayor Smitherman, Councilmember Keating, Goodin, Sundermann, Kearney, Landsman and Mann, **WE MOVE** the City Administration identify funding to provide computer tablets/iPads for all Cincinnati Police personnel to support the Mobile Crisis Team. **WE MOVE** the City Administration attempt to identify grants or private partnerships to pay for the tablets/iPads. **WE FURTHER MOVE** that the administration prepare a REPORT assessing the cost and possible funding sources to purchase and provide iPads for all law enforcement officers for the Mental Health Response Team through the Mobile Crisis Team by University of Cincinnati Health. This report should include the price per iPad to assess the possibility of providing iPads to as many of our officers as possible. [202102942](#)

Adopted

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

- 31. ORDINANCE (EMERGENCY)**, dated 10/15/2021, submitted by Councilmember Mann, from Andrew W. Garth, City Solicitor, **MODIFYING** Chapter 100, "Mayor," of the Cincinnati Municipal Code by enacting new section 100-13, "Code of Conduct," and **MODIFYING** Chapter 101, "Council," of the Cincinnati Municipal Code by enacting new Section 101-45, "Code of Conduct," to require all City elected officials to adopt and abide by codes of conduct as recommended by the Economic Development Reform Panel established by Ordinance 384-2020. [202103002](#)

Indefinitely Postponed

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

32.

[202103007](#)

ORDINANCE, (EMERGENCY), (B VERSION), dated 10/18/2021, submitted by Councilmember Mann, from Andrew W. Garth, City Solicitor, **MODIFYING** Chapter 100, "Mayor," of the Cincinnati Municipal Code by enacting new Section 100-13, "Code of Conduct, and MODIFYING Chapter 101, "Council," of the Cincinnati Municipal Code by enacting new Section 101-45, "Code of Conduct," to require all City elected officials to adopt and abide by codes of conduct as recommended by the Economic Development Reform Panel established by Ordinance 384-2020.

Passed Emergency

Yes: Vice Mayor Smitherman
 Councilmember Goodin
 Councilmember Kearney
 Councilmember Keating
 Councilmember Landsman
 Councilmember Mann
 President Pro Tem Seelbach
 Councilmember Sundermann
 Councilmember Young
 Enactment No: 0405-2021

Emergency clause to remain

Yes: Vice Mayor Smitherman
 Councilmember Goodin
 Councilmember Kearney
 Councilmember Keating
 Councilmember Landsman
 Councilmember Mann
 President Pro Tem Seelbach
 Councilmember Sundermann
 Councilmember Young
 Enactment No: 0405-2021

Suspension of the three readings

Yes: Vice Mayor Smitherman
Councilmember Goodin
Councilmember Kearney
Councilmember Keating
Councilmember Landsman
Councilmember Mann
President Pro Tem Seelbach
Councilmember Sundermann
Councilmember Young
Enactment No: 0405-2021

No announcements at this time

Council adjourned at 2:31 P.M.