



City of Cincinnati

801 Plum Street
Cincinnati, OH 45202

Agenda - Final-revised

Budget and Finance Committee

Chairperson Reggie Harris
Vice Chair Jeff Cramerding
Councilmember Mark Jeffreys
Councilmember Scotty Johnson
Vice Mayor Jan-Michele Kearney
Councilmember Liz Keating
Councilmember Meeka Owens
Councilmember Seth Walsh
President Pro Tem Victoria Parks

Monday, January 30, 2023

1:00 PM

Council Chambers, Room 300

AGENDA

GRANTS AND DONATIONS

1. [202300388](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 1/25/2023, **AMENDING** the name of capital improvement program project account no. 980x203x222004, "Biochar Replication Bloomberg Grant" to "Biochar Replication Facility"; **AUTHORIZING** the transfer and appropriation of up to \$300,000 from the unappropriated surplus of Park Board Permanent Improvement Fund 752 to capital improvement program project account no. 980x203x222004, "Biochar Replication Facility"; **AUTHORIZING** the City Manager to accept and appropriate resources in an amount of \$300,000 from Great Parks of Hamilton County to capital improvement program project account no. 980x203x222004, "Biochar Replication Facility," for the purpose of implementing a biochar production facility; and **AUTHORIZING** the City Manager to accept an in-kind gift of excess wood debris and compost from Great Parks of Hamilton County for use in the biochar facility.

Sponsors: City Manager

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

2. [202300389](#) **ORDINANCE** submitted by Sheryl M. M. Long, City Manager, on 1/25/2023, **AUTHORIZING** the City Manager to apply for, accept, and appropriate a grant in an amount of up to \$15,000 from the Lead Exposure Prevention and Healthy Homes Program, funded by the Ohio Department of Health, to increase lead testing rates for children at risk for lead exposure and to build awareness of this issue in Ohio; and **AUTHORIZING** the Director of Finance to deposit the grant funds into Public Health Research Fund revenue account no. 350x8536.

Sponsors: City Manager

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

3. [202300390](#) **ORDINANCE** submitted by Sheryl M. M. Long, City Manager, on 1/25/2023, **AUTHORIZING** the City Manager to apply for, accept, and appropriate a grant of up to \$1,000 from the Greater Cincinnati Foundation, for the purpose of providing resources to fund the Cincinnati Recreation Commission's Winton Hills summertime field trip to the Indianapolis Children's Museum for children residing in the Winton Hills neighborhood; and **AUTHORIZING** the Finance Director to deposit the grant funds into Contributions for Recreation Purposes Fund 319 revenue account no. 319x8571.

Sponsors: City Manager

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

4. [202300391](#) **ORDINANCE** submitted by Sheryl M. M. Long, City Manager, on 1/25/2023, **AUTHORIZING** the City Manager to accept and appropriate a donation from Hamilton County Public Health in an amount of up to \$500,000 for the purpose of providing additional funding for a multidisciplinary social services outreach pilot program; **AUTHORIZING** the Director of Finance to deposit the donated funds into General Fund 050; and further **AUTHORIZING** the transfer and appropriation of up to \$500,000 from the unappropriated surplus of General Fund 050 to the Cincinnati Fire Department General Fund non-personnel operating budget account no. 050x271x7200 for the purpose of providing additional funding for a multidisciplinary social services outreach pilot program.

Sponsors: City Manager

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

5. [202300393](#) **ORDINANCE** submitted by Sheryl M. M. Long, City Manager, on 1/25/2023, **ESTABLISHING** new capital improvement program project account no. 980x239x232393, "CTCS OTR Fiber OPWC Grant," for the purpose of providing Ohio Public Works Commission ("OPWC") grant resources to upgrade and install a fiber optic Coordinated Traffic Control System ("CTCS") in the Over-the-Rhine ("OTR") neighborhood (HAM VAR CTCS OTR West End PID 115277); **AUTHORIZING** the City Manager to accept and appropriate a grant in an amount of up to \$7,500,000 from the OPWC Funding Round 37 program to newly established capital improvement program project account no. 980x239x232393, "CTCS OTR Fiber OPWC Grant," for the purpose of providing OPWC grant resources to upgrade and

install a fiber optic CTCS in the OTR neighborhood; AUTHORIZING the City Manager to enter into any agreements necessary for the receipt and administration of these grant resources; and further AUTHORIZING the Director of Finance to deposit such grant resources in an amount up to \$7,500,000 into newly established capital improvement program project account no. 980x239x232393, "CTCS OTR Fiber OPWC Grant."

Sponsors: City Manager

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

6. [202300396](#) **ORDINANCE**, submitted by Sheryl M. M. Long, City Manager, on 1/25/2023, **ESTABLISHING** new capital improvement program project account no. 980x239x232370, "CTCS OTR Fiber OKI Grant," for the purpose of providing grant resources to upgrade and install a fiber optic Coordinated Traffic Control System ("CTCS") in the Over-the-Rhine ("OTR") neighborhood (HAM VAR CTCS OTR West End PID 115277); AUTHORIZING the City Manager to accept and appropriate a grant in the amount of up to \$6,000,000 from the Congestion Mitigation/Air Quality program awarded through the Ohio-Kentucky-Indiana ("OKI") Regional Council of Governments (ALN 20.205) to newly established capital improvement program project account no. 980x239x232370, "CTCS OTR Fiber OKI Grant," for the purpose of providing resources to upgrade and install a fiber optic CTCS in the OTR neighborhood; AUTHORIZING the City Manager to enter into any agreements necessary for the receipt and administration of these grant resources; and further AUTHORIZING the Director of Finance to deposit such grant resources in an amount up to \$6,000,000 into newly established capital improvement program project account no. 980x239x232370, "CTCS OTR Fiber OKI Grant."

Sponsors: City Manager

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

7. [202300394](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 1/25/2023, **AUTHORIZING** the City Manager to accept and appropriate a grant in the amount of \$1,000 from the Greater Cincinnati Foundation Harry F. and Mary Ann Fry Fund for the purpose of providing resources for the operation of the Office of Human Relations.

Sponsors: City Manager

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

TRANSFERS AND PAYMENTS

8. [202300395](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 1/25/2023, **AUTHORIZING** a payment of \$10,795.86 to Women Helping Women (“WHW”), a gender-based abuse prevention and victim assistance organization, as a moral obligation for services provided to the City of Cincinnati over the past year as part of WHW’s victim advocate program in Hamilton County Municipal Court, to be paid from the Law Department’s General Fund non-personnel operating budget account no. 050x112x7000x7281.

Sponsors: City Manager

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

MUNICIPAL CODE UPDATE

9. [202300406](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 1/25/2023, **MODIFYING** Title VII, “General Regulations,” of the Cincinnati Municipal Code by amending Section 723-16, “Sidewalk Vending,” of Chapter 723, “Streets and Sidewalks, Use Regulations,” to clarify the definition of the University District and ensure consistency in the Cincinnati Municipal Code.

Sponsors: City Manager

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

ADJOURNMENT

January 25, 2023

To: Mayor and Members of City Council

From: Sheryl M. M. Long, City Manager

202300388

Subject: Emergency Ordinance – Parks: Biochar Replication Facility

Attached is an Emergency Ordinance captioned:

AMENDING the name of capital improvement program project account no. 980x203x222004, “Biochar Replication Bloomberg Grant” to “Biochar Replication Facility”; **AUTHORIZING** the transfer and appropriation of up to \$300,000 from the unappropriated surplus of Park Board Permanent Improvement Fund 752 to capital improvement program project account no. 980x203x222004, “Biochar Replication Facility”; **AUTHORIZING** the City Manager to accept and appropriate resources in an amount of \$300,000 from Great Parks of Hamilton County to capital improvement program project account no. 980x203x222004, “Biochar Replication Facility,” for the purpose of implementing a biochar production facility; and **AUTHORIZING** the City Manager to accept an in-kind gift of excess wood debris and compost from Great Parks of Hamilton County for use in the biochar facility.

Approval of this Emergency Ordinance will amend the name of capital improvement program project account no. 980x203x222004, “Biochar Replication Bloomberg Grant” to “Biochar Replication Facility”. The Emergency Ordinance authorizes the transfer and appropriation of up to \$300,000 from Park Board Improvement Fund 752 to capital improvement program project account no. 980x203x222004, “Biochar Replication Facility,” for the purpose of implementing a biochar production facility. Additionally, this Emergency Ordinance authorizes the City Manager to accept and appropriate \$300,000 from Great Parks of Hamilton County to newly renamed capital improvement program project account no. 980x203x222004, “Biochar Replication Facility,” as well as to accept an in-kind gift of excess wood debris and compost from Great Parks of Hamilton County for use in the biochar production facility.

On October 6, 2021, the City Council passed Ordinance No. 0385-2021, which authorized the appropriation of grant resources of up to \$400,000 from Bloomberg Philanthropies for the purpose of implementing a biochar production facility as well as the transfer and appropriation of local matching resources of \$100,000 from Urban Forestry Fund 428 for the purpose of implementing a biochar production facility.

The projected budget to build the biochar production facility is \$1,100,000. Therefore, the Cincinnati Parks allocation of \$100,000 from Urban Forestry Fund 428 combined with the \$400,000 grant from the Bloomberg Philanthropies, leaves a funding gap of \$600,000. Great Parks of Hamilton County agreed to split the funding gap with Cincinnati Parks by providing \$300,000. Great Parks of Hamilton County also agreed

to provide the biochar production facility with excess wood debris and composted manure to enrich the biochar.

Implementing a biochar production facility is in accordance with the “Sustain” goals to “[b]ecome a healthier Cincinnati” and “[p]reserve our natural and built environment” as described on pages 181-198 of Plan Cincinnati (2012).

The reason for the emergency is the immediate need to transfer and accept the funding necessary to implement the biochar production facility.

The Administration recommends passage of this Emergency Ordinance.

cc: Andrew M. Dudas, Budget Director
Karen Alder, Finance Director



Attachment

EMERGENCY

LES

- 2023

AMENDING the name of capital improvement program project account no. 980x203x222004, “Biochar Replication Bloomberg Grant,” to “Biochar Replication Facility”; **AUTHORIZING** the transfer and appropriation of up to \$300,000 from the unappropriated surplus of Park Board Permanent Improvement Fund 752 to capital improvement program project account no. 980x203x222004, “Biochar Replication Facility”; **AUTHORIZING** the City Manager to accept and appropriate resources in the amount of \$300,000 from Great Parks of Hamilton County to capital improvement program project account no. 980x203x222004, “Biochar Replication Facility,” for the purpose of implementing a biochar production facility; and **AUTHORIZING** the City Manager to accept an in-kind gift of excess wood debris and compost from Great Parks of Hamilton County for use in the biochar facility.

WHEREAS, on October 6, 2021, Council approved Ordinance No. 385-2021, which established new capital improvement program project account no. 980x203x222004, “Biochar Replication Bloomberg Grant,” and authorized the appropriation of up to \$400,000 in grant resources from Bloomberg Philanthropies and the transfer and appropriation of local matching resources of \$100,000 from Urban Forestry Fund 428 for the purpose of implementing a biochar production facility; and

WHEREAS, capital improvement program project account no. 980x203x222004, “Biochar Replication Bloomberg Grant,” should be renamed to more accurately reflect that this capital improvement program project account will receive funding from multiple sources in addition to the Bloomberg grant to implement the biochar production facility; and

WHEREAS, the projected budget to implement the biochar production facility is \$1,100,000, resulting in a \$600,000 funding gap; and

WHEREAS, Great Parks of Hamilton County agreed to split the funding gap with Cincinnati Parks by providing a \$300,000 allocation to Cincinnati Parks, which was approved by the Great Parks of Hamilton County Board of Park Commissioners at its December 2022 board meeting; and

WHEREAS, Great Parks of Hamilton County also agreed to provide excess wood debris and compost for use in the biochar production facility; and

WHEREAS, sufficient resources are currently available in the unappropriated surplus of Park Board Permanent Improvement Fund 752 to fund the remaining \$300,000 for the biochar production facility; and

WHEREAS, implementing a biochar production facility is in accordance with the “Sustain” goals to “[b]ecome a healthier Cincinnati” and to “[p]reserve our natural and built environment” as described on pages 181-198 of Plan Cincinnati (2012); now, therefore,

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

Section 1. That the name of capital improvement program project account no. 980x203x222004, “Biochar Replication Bloomberg Grant,” is hereby amended to “Biochar Replication Facility.”

Section 2. That the transfer and appropriation of up to \$300,000 from the unappropriated surplus of Park Board Permanent Improvement Fund 752 to capital improvement program project account no. 980x203x222004, “Biochar Replication Facility,” is hereby authorized for the purpose of implementing a biochar production facility.

Section 3. That the City Manager is hereby authorized to accept and appropriate resources in the amount of \$300,000 from Great Parks of Hamilton County to capital improvement program project account no. 980x203x222004, “Biochar Replication Facility,” for the purpose of implementing a biochar production facility.

Section 4. That the City Manager is hereby authorized to accept an in-kind gift of excess wood debris and compost from Great Parks of Hamilton County for use in the biochar facility.

Section 5. That the proper City officials are hereby authorized to do all things necessary and proper to implement the provisions of Sections 1 through 4 hereof.

Section 6. 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 transfer and accept the funding necessary to implement the biochar production facility.

Passed: _____, 2023

Aftab Pureval, Mayor

Attest: _____
Clerk

January 25, 2023

To: Mayor and Members of City Council 202300389
From: Sheryl M. M. Long, City Manager
Subject: **Ordinance – Health: Ohio Department of Health (ODH) Lead Exposure Prevention and Healthy Homes Grant**

Attached is an Ordinance captioned:

AUTHORIZING the City Manager to apply for, accept, and appropriate a grant in an amount of up to \$15,000 from the Lead Exposure Prevention and Healthy Homes Program, funded by the Ohio Department of Health, to increase lead testing rates for children at risk for lead exposure and to build awareness of this issue in Ohio; and **AUTHORIZING** the Director of Finance to deposit the grant funds into Public Health Research Fund revenue account no. 350x8536.

This Ordinance authorizes the City Manager to apply for, accept, and appropriate a grant of up to \$15,000 from the Lead Exposure Prevention and Healthy Homes Program, funded by the Ohio Department of Health, to increase lead testing rates for children at risk for lead exposure, and to build awareness of this issue in the State of Ohio.

This Ordinance also authorizes the Finance Director to deposit the grant funds into Public Health Research Fund revenue account no. 350x8536.

There are no new FTEs associated with this grant and no local match is required.

The Cincinnati Health Department applied for the grant on November 21, 2022 and was notified of receipt of the award on December 5, 2022. However, the grant will not be accepted without City Council approval.

Acceptance of this grant is in accordance with the “Sustain” goal to “[b]ecome a healthier Cincinnati” as described on pages 181-192 of Plan Cincinnati (2012).

The Administration recommends passage of this Ordinance.

cc: Andrew M. Dudas, Budget Director
Karen Alder, Finance Director



Attachment

AUTHORIZING the City Manager to apply for, accept, and appropriate a grant in an amount of up to \$15,000 from the Lead Exposure Prevention and Healthy Homes Program, funded by the Ohio Department of Health, to increase lead testing rates for children at risk for lead exposure and to build awareness of this issue in Ohio; and **AUTHORIZING** the Director of Finance to deposit the grant funds into Public Health Research Fund revenue account no. 350x8536.

WHEREAS, a grant is available from the Lead Exposure Prevention and Healthy Homes Program, funded by the Ohio Department of Health, in the amount of up to \$15,000 to increase lead testing rates for children at risk for lead exposure and to build awareness of this issue in Ohio; and

WHEREAS, the Lead Exposure Prevention and Healthy Homes grant will assist the Cincinnati Health Department (“CHD”) in increasing lead testing rates in Cincinnati for children at risk for lead exposure; and

WHEREAS, CHD applied for this grant on November 21, 2022, and learned on December 5, 2022 that it had received the grant, but no grant funds will be accepted without the approval of City Council; and

WHEREAS, there is no local match required, and there are no new FTEs associated with this grant; and

WHEREAS, acceptance of this grant is in accordance with the “Sustain” goal to “[b]ecome a healthier Cincinnati” as described on pages 181-192 of Plan Cincinnati (2012); now, therefore,

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

Section 1. That the City Manager is authorized to apply for, accept, and appropriate a grant in an amount of up to \$15,000 from the Lead Exposure Prevention and Healthy Homes Program, funded by the Ohio Department of Health, to increase lead testing rates for children at risk for lead exposure and to build awareness of this issue in Ohio.

Section 2. That the Director of Finance is authorized to deposit the funds into Public Health Research Fund revenue account no. 350x8536.

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

Section 4. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed: _____, 2023

Aftab Pureval, Mayor

Attest: _____
Clerk

January 25, 2023

To: Mayor and Members of City Council 202300390
From: Sheryl M. M. Long, City Manager
Subject: Ordinance – Cincinnati Recreation Commission (CRC): Greater Cincinnati Foundation Summertime Kids Grant

Attached is an Ordinance captioned:

AUTHORIZING the City Manager to apply for, accept, and appropriate a grant of up to \$1,000 from the Greater Cincinnati Foundation, for the purpose of providing resources to fund the Cincinnati Recreation Commission’s Winton Hills summertime field trip to the Indianapolis Children’s Museum for children residing in the Winton Hills neighborhood; and **AUTHORIZING** the Finance Director to deposit the grant funds into Contributions for Recreation Purposes Fund 319 revenue account no. 319x8571.

Approval of this Ordinance would authorize the City Manager to apply for, accept, and appropriate a grant of up to \$1,000 from the Greater Cincinnati Foundation (GCF) for the purpose of providing resources to fund the Cincinnati Recreation Commission’s Winton Hills summertime field trip to the Indianapolis Children’s Museum for children residing in the Winton Hills neighborhood. This Ordinance further authorizes the Finance Director to deposit the donated funds into Contributions for Recreation Purposes Fund 319 revenue account no. 319x8571.

This field trip will give the children of Winton Hills an opportunity to travel outside of their own neighborhood and have an experience they may not otherwise be afforded. The grant award would be used to offset the cost of museum admission and transportation to and from the museum.

The grant application deadline is March 6, 2023, and the grant awards will be announced in April 2023. Grant resources will not be accepted without approval from the City Council. There are no new FTEs or matching funds associated with the grant.

The GCF Summertime Kids Grant is in accordance with the “Collaborate” goal to “[w]ork in synergy with the Cincinnati community” and the strategy to “[u]nite our communities,” as described on pages 207-212 of Plan Cincinnati (2012).

The Administration recommends passage of this Ordinance.

cc: Andrew M. Dudas, Budget Director
Karen Alder, Finance Director



Attachment

AUTHORIZING the City Manager to apply for, accept, and appropriate a grant of up to \$1,000 from the Greater Cincinnati Foundation for the purpose of providing resources to fund the Cincinnati Recreation Commission’s Winton Hills summertime field trip to the Indianapolis Children’s Museum for children residing in the Winton Hills neighborhood; and **AUTHORIZING** the Finance Director to deposit the grant funds into Contributions for Recreation Purposes Fund 319 revenue account no. 319x8571.

WHEREAS, the 2023 Winton Hills summertime field trip to the Indianapolis Children’s Museum will provide the children of Winton Hills an opportunity to travel outside of their own neighborhood and have an experience they may not otherwise be afforded; and

WHEREAS, the Greater Cincinnati Foundation is offering up to \$1,000 in grant funds to support the Winton Hills summertime field trip (the “Grant”); and

WHEREAS, the Grant award will be used to offset the cost of museum admission and yellow bus transportation to and from the museum; and

WHEREAS, the Grant application deadline is March 6, 2023, and the Grant awards will be announced in April 2023; and

WHEREAS, the Grant will not be accepted without the approval of Council; and

WHEREAS, there are no additional FTEs associated with the Grant, and there are no matching fund requirements; and

WHEREAS, the Grant is in accordance with the “Collaborate” goal to “[w]ork in synergy with the Cincinnati community” as well as the strategy to “[u]nite our communities,” as described on pages 207-212 of Plan Cincinnati (2012); now, therefore,

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

Section 1. That the City Manager is authorized to apply for, accept, and appropriate a grant of up to \$1,000 from the Greater Cincinnati Foundation for the purpose of providing resources to fund the Cincinnati Recreation Commission’s Winton Hills summertime field trip to the Indianapolis Children’s Museum for children residing in the Winton Hills neighborhood.

Section 2. That the Finance Director is authorized to deposit the funds into Contributions for Recreation Purposes Fund 319 revenue account no. 319x8571.

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 take effect and be in force from and after the earliest period allowed by law.

Passed: _____, 2023

Aftab Pureval, Mayor

Attest: _____
Clerk

January 25, 2023

To: Mayor and Members of City Council 202300391

From: Sheryl M. M. Long, City Manager

Subject: Ordinance – Fire: Hamilton County Public Health Monetary Donation for Social Services Pilot Program

Attached is an Ordinance captioned:

AUTHORIZING the City Manager to accept and appropriate a donation from Hamilton County Public Health in an amount of up to \$500,000 for the purpose of providing additional funding for a multidisciplinary social services outreach pilot program; **AUTHORIZING** the Director of Finance to deposit the donated funds into General Fund 050; and further **AUTHORIZING** the transfer and appropriation of up to \$500,000 from the unappropriated surplus of General Fund 050 to the Cincinnati Fire Department General Fund non-personnel operating budget account no. 050x271x7200 for the purpose of providing additional funding for a multidisciplinary social services outreach pilot program.

Approval of this Ordinance authorizes the City Manager to accept and appropriate a donation from Hamilton County Public Health in the amount of up to \$500,000 for the purpose of providing additional funding for a multidisciplinary social services outreach pilot program. This Ordinance further authorizes the Finance Director to deposit the donated funds into General Fund 050. Finally, this Ordinance authorizes the transfer and appropriation of up to \$500,000 from the unappropriated surplus of General Fund 050 to the Cincinnati Fire Department General Fund non-personnel operating budget account no. 050x271x7200 for the purpose providing additional funding for a multidisciplinary social services outreach pilot program.

On June 23, 2022, the City Council approved Ordinance No. 0171-2022, which authorized the City Manager to accept and deposit a donation from Hamilton County Public Health in an amount of up to \$100,000 and authorized the transfer and appropriation of up to \$100,000 from the unappropriated surplus of General Fund 050 to the Cincinnati Fire Department General Fund non-personnel operating budget for the purpose of creating a social services outreach pilot program.

Hamilton County Public Health intends to donate an additional \$500,000 from the Centers for Disease Control and Prevention's (CDC) Overdose Data to Action Program to the Cincinnati Fire Department to extend the multidisciplinary social services program established through the previous ordinance. The outreach team will continue to coordinate and deliver services to the community, Fire Department members, and Emergency Communications Center (ECC) employees.

There is no local match required and no FTEs are associated with this donation.

This Ordinance is in accordance with the “Sustain” goal to “[b]ecome a healthier Cincinnati” as described on pages 181-192 of Plan Cincinnati (2012).

The Administration recommends passage of this Ordinance.

cc: Andrew M. Dudas, Budget Director
Karen Alder, Finance Director



Attachment

AUTHORIZING the City Manager to accept and appropriate a donation from Hamilton County Public Health in an amount of up to \$500,000 for the purpose of providing additional funding for a multidisciplinary social services outreach pilot program; **AUTHORIZING** the Director of Finance to deposit the donated funds into General Fund 050; and further **AUTHORIZING** the transfer and appropriation of up to \$500,000 from the unappropriated surplus of General Fund 050 to the Cincinnati Fire Department General Fund non-personnel operating budget account no. 050x271x7200 for the purpose of providing additional funding for a multidisciplinary social services outreach pilot program.

WHEREAS, on June 23, 2022, Council approved Ordinance No. 171-2022, which authorized the City Manager to accept and deposit a donation from Hamilton County Public Health in an amount of up to \$100,000, and authorized the transfer and appropriation of up to \$100,000 from the unappropriated surplus of General Fund 050 to the Cincinnati Fire Department for the purpose of creating a social services outreach pilot program; and

WHEREAS, Hamilton County Public Health intends to donate an additional \$500,000 of funding from the Centers for Disease Control and Prevention’s Overdose Data to Action Program to the Cincinnati Fire Department; and

WHEREAS, this additional funding will extend the multidisciplinary social services outreach program previously established in Ordinance No. 171-2022; and

WHEREAS, the social services outreach team will continue to coordinate and deliver services to the community, Fire Department members, and Emergency Communications Center employees, and to identify, engage, and connect individuals to the appropriate medical, behavioral, and/or social services in the community; and

WHEREAS, there is no local match required, and no new FTEs are associated with this donation; and

WHEREAS, this ordinance is in accordance with “Sustain” goal to “[b]ecome a healthier Cincinnati” as described on pages 181-192 of Plan Cincinnati (2012); now, therefore,

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

Section 1. That the City Manager is hereby authorized to accept and appropriate a donation in an amount of up to \$500,000 from Hamilton County Public Health for the purpose of providing additional funding for a multidisciplinary social services outreach pilot program.

Section 2. That the Director of Finance is hereby authorized to deposit the donated funds into General Fund 050.

Section 3. That the transfer and appropriation of an amount of up to \$500,000 from the unappropriated surplus of General Fund 050 to the Cincinnati Fire Department General Fund non-personnel operating budget account no. 050x271x7200 is hereby authorized for the purpose of providing additional funding for a multidisciplinary social services outreach pilot program.

Section 4. That the proper City officials are hereby authorized to do all things necessary and proper to carry out the provision of Sections 1 through 3 hereof.

Section 5. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed: _____, 2023

Aftab Pureval, Mayor

Attest: _____
Clerk

January 25, 2023

To: Mayor and Members of City Council 202300393

From: Sheryl M. M. Long, City Manager

Subject: **Ordinance – DOTE: OPWC Grant for CTCS in Over-the-Rhine**

Attached is an Ordinance captioned:

ESTABLISHING new capital improvement program project account no. 980x239x232393, “CTCS OTR Fiber OPWC Grant,” for the purpose of providing Ohio Public Works Commission (“OPWC”) grant resources to upgrade and install a fiber optic Coordinated Traffic Control System (“CTCS”) in the Over-the-Rhine (“OTR”) neighborhood (HAM VAR CTCS OTR West End PID 115277); **AUTHORIZING** the City Manager to accept and appropriate a grant in an amount of up to \$7,500,000 from the OPWC Funding Round 37 program to newly established capital improvement program project account no. 980x239x232393, “CTCS OTR Fiber OPWC Grant,” for the purpose of providing OPWC grant resources to upgrade and install a fiber optic CTCS in the OTR neighborhood; **AUTHORIZING** the City Manager to enter into any agreements necessary for the receipt and administration of these grant resources; and further **AUTHORIZING** the Director of Finance to deposit such grant resources in an amount up to \$7,500,000 into newly established capital improvement program project account no. 980x239x232393, “CTCS OTR Fiber OPWC Grant.”

This Ordinance establishes new capital improvement program project account no. 980x239x232393, “CTCS OTR Fiber OPWC Grant,” for the purpose of providing Ohio Public Works Commission (OPWC) grant resources to upgrade and install a fiber optic Coordinated Traffic Control System (CTCS) in the Over-the-Rhine (OTR) neighborhood. This Ordinance also authorizes the City Manager to accept and appropriate a grant in an amount of up to \$7,500,000 from the OPWC Funding Round 37 program to newly established capital improvement program project account no. 980x239x232393, “CTCS OTR Fiber OPWC Grant” for the purpose of providing OPWC grant resources to upgrade and install a fiber optic CTCS in the OTR neighborhood. The City Manager is authorized by this Ordinance to enter into any agreements necessary for the receipt and administration of the grant resources. Finally, this Ordinance authorizes the Director of Finance to deposit the grant resources into newly established capital improvement program project account no. 980x239x232393, “CTCS OTR Fiber OPWC Grant.”

On November 16, 2022, the City Council approved Ordinance No. 0351-2022, which authorized the City Manager to apply for grants, loans, and loan assistance awarded by Hamilton County from the Municipal Road Fund (MRF) Program and the Ohio

Public Works Commission (OPWC) State Capital Improvement Program (SCIP), the Local Transportation Improvement Program (LTIP), and the Revolving Loan Program (Funding Round 37) for the purpose of ensuring the timely completion of various road and bridge construction projects throughout the City. The City was awarded a \$7,500,000 grant by the OPWC for the fiber optic CTCS project in OTR, which will not be accepted without approval from the City Council.

Acceptance of the grant requires a local match of \$6,000,000, which would come from an anticipated Congestion Mitigation/Air Quality (CMAQ) grant in an amount up to \$6,000,000, which is awarded through the Ohio-Kentucky-Indiana (OKI) Regional Council of Governments and from the Southwest Ohio Regional Transit Authority (SORTA) Transit Infrastructure Fund grants. No additional FTEs are associated with the acceptance of these grant resources.

Upgrading and installing a fiber optic CTCS in the OTR neighborhood is in accordance with the “Connect” goal to “[d]evelop an efficient multi-modal transportation system that supports neighborhood livability,” and strategy to “[p]lan, design, and implement a safe and sustainable transportation system,” as described on pages 129-138 of Plan Cincinnati (2012).

The Administration recommends passage of this Ordinance.

cc: Andrew M. Dudas, Budget Director
Karen Alder, Finance Director



Attachment

ESTABLISHING new capital improvement program project account no. 980x239x232393, “CTCS OTR Fiber OPWC Grant,” for the purpose of providing Ohio Public Works Commission (“OPWC”) grant resources to upgrade and install a fiber optic Coordinated Traffic Control System (“CTCS”) in the Over-the-Rhine (“OTR”) neighborhood (HAM VAR CTCS OTR West End PID 115277); **AUTHORIZING** the City Manager to accept and appropriate a grant in an amount of up to \$7,500,000 from the OPWC Funding Round 37 program to newly established capital improvement program project account no. 980x239x232393, “CTCS OTR Fiber OPWC Grant,” for the purpose of providing OPWC grant resources to upgrade and install a fiber optic CTCS in the OTR neighborhood; **AUTHORIZING** the City Manager to enter into any agreements necessary for the receipt and administration of these grant resources; and further **AUTHORIZING** the Director of Finance to deposit such grant resources in an amount up to \$7,500,000 into newly established capital improvement program project account no. 980x239x232393, “CTCS OTR Fiber OPWC Grant.”

WHEREAS, on November 16, 2022, Council approved Ordinance No. 351-2022, which authorized 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 (“OPWC”) State Capital Improvement Program, the Local Transportation Improvement Program, and the Revolving Loan Program (Funding Round 37) for the purpose of ensuring the timely completion of various road and bridge construction projects throughout the City; and

WHEREAS, a grant in an amount of up to \$7,500,000 is available from the OPWC Funding Round 37 program for the purpose of providing resources to upgrade and install a fiber optic Coordinated Traffic Control System (“CTCS”) in the Over-the-Rhine (“OTR”) neighborhood; and

WHEREAS, acceptance of the grant requires a local match of \$6,000,000, which would come from an anticipated Congestion Mitigation/Air Quality grant in an amount up to \$6,000,000, which is awarded through the Ohio-Kentucky-Indiana Regional Council of Governments and Southwest Ohio Regional Transit Authority Transit Infrastructure Fund grants; and

WHEREAS, there are no new FTEs are associated with this grant; and

WHEREAS, upgrading and installing a fiber optic CTCS in the OTR neighborhood is in accordance with the “Connect” goal to “[d]evelop an efficient multi-modal transportation system that supports neighborhood livability,” and strategy to “[p]lan, design, and implement a safe and sustainable transportation system,” as described on pages 129-138 of Plan Cincinnati (2012); now, therefore,

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

Section 1. That the Director of Finance is hereby authorized to establish capital improvement program project account no. 980x239x232393, “CTCS OTR Fiber OPWC Grant,” for the purpose of providing Ohio Public Works Commission (“OPWC”) grant resources to upgrade and install a fiber optic Coordinated Traffic Control System (“CTCS”) in the Over-the-Rhine (“OTR”) neighborhood (HAM VAR CTCS OTR West End PID 115277).

Section 2. That the City Manager is hereby authorized to accept and appropriate grant resources in an amount up to \$7,500,000 from OPWC Funding Round 37 to newly established capital improvement program project account no. 980x239x232393, “CTCS OTR Fiber OPWC Grant,” for the purpose of providing OPWC grant resources to upgrade and install a fiber optic CTCS in the OTR neighborhood.

Section 3. That the City Manager is hereby authorized to enter into any agreements necessary for the receipt and administration of these grant resources.

Section 4. That the Director of Finance is authorized to deposit such grant resources in an amount up to \$7,500,000 into newly established capital improvement program project account no. 980x239x232393, “CTCS OTR Fiber OPWC Grant.”

Section 5. That the proper City officials are authorized to do all things necessary and proper to carry out the terms of the grant and Sections 1 through 4 hereof.

Section 6. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed: _____, 2023

Aftab Pureval, Mayor

Attest: _____
Clerk

January 25, 2023

To: Mayor and Members of City Council 202300396
From: Sheryl M. M. Long, City Manager
Subject: Ordinance – DOTE: OKI Grant for CTCS in Over-the-Rhine

Attached is an Ordinance captioned:

ESTABLISHING new capital improvement program project account no. 980x239x232370, “CTCS OTR Fiber OKI Grant,” for the purpose of providing grant resources to upgrade and install a fiber optic Coordinated Traffic Control System (“CTCS”) in the Over-the-Rhine (“OTR”) neighborhood (HAM VAR CTCS OTR West End PID 115277); **AUTHORIZING** the City Manager to accept and appropriate a grant in the amount of up to \$6,000,000 from the Congestion Mitigation/Air Quality program awarded through the Ohio-Kentucky-Indiana (“OKI”) Regional Council of Governments (ALN 20.205) to newly established capital improvement program project account no. 980x239x232370, “CTCS OTR Fiber OKI Grant,” for the purpose of providing resources to upgrade and install a fiber optic CTCS in the OTR neighborhood; **AUTHORIZING** the City Manager to enter into any agreements necessary for the receipt and administration of these grant resources; and further **AUTHORIZING** the Director of Finance to deposit such grant resources in an amount up to \$6,000,000 into newly established capital improvement program project account no. 980x239x232370, “CTCS OTR Fiber OKI Grant.”

This Ordinance establishes new capital improvement program project account no. 980x239x232370, “CTCS OTR Fiber OKI Grant,” for the purpose of providing grant resources to upgrade and install a fiber optic Coordinated Traffic Control System (CTCS) in the Over-the-Rhine (OTR) neighborhood. This Ordinance also authorizes the City Manager to accept and appropriate a grant in an amount of up to \$6,000,000 from the Congestion Mitigation/Air Quality program awarded through the Ohio-Kentucky-Indiana (OKI) Regional Council of Governments (ALN 20.205) to newly established capital improvement program project account no. 980x239x232370, “CTCS OTR FIBER OKI Grant” for the purpose of providing grant resources to upgrade and install a fiber optic CTCS in the OTR neighborhood. The City Manager is authorized by this Ordinance to enter into any agreements necessary for the receipt and administration of the grant resources. Finally, this Ordinance authorizes the Director of Finance to deposit the grant resources into newly established capital improvement program project account no. 980x239x232370, “CTCS OTR Fiber OKI Grant.”

On May 30, 2019, the City Council approved Ordinance No. 0165-2019, which authorized the City Manager to apply for a Federal Surface Transportation Program grant in an amount up to \$6,000,000, and a Congestion Mitigation/Air Quality grant in an amount up to \$6,000,000, both of which are awarded through the OKI Regional Council of Governments (ALN 20.205), for the purpose of providing resources for a number of transportation projects managed by the Department of Transportation and Engineering within the City of Cincinnati. The City was awarded a \$6,000,000 grant by the Congestion Mitigation/Air Quality grant program through OKI for the fiber optic CTCS project in OTR, which will not be accepted without approval from the City Council.

Acceptance of the grant requires a \$2,000,000 match, which will come from upcoming Ohio Public Works Commission (OPWC) and Southwest Ohio Regional Transit Authority (SORTA) Transit Infrastructure Fund grants. No additional FTEs are associated with the acceptance of these grant resources.

Upgrading and installing a fiber optic CTCS in the OTR neighborhood is in accordance with the “Connect” goal to “[d]evelop an efficient multi-modal transportation system that supports neighborhood livability,” and strategy to “[p]lan, design, and implement a safe and sustainable transportation system,” as described on pages 129-138 of Plan Cincinnati (2012).

The Administration recommends passage of this Ordinance.

cc: Andrew M. Dudas, Budget Director
Karen Alder, Finance Director



Attachment

ESTABLISHING new capital improvement program project account no. 980x239x232370, “CTCS OTR Fiber OKI Grant,” for the purpose of providing grant resources to upgrade and install a fiber optic Coordinated Traffic Control System (“CTCS”) in the Over-the-Rhine (“OTR”) neighborhood (HAM VAR CTCS OTR West End PID 115277); **AUTHORIZING** the City Manager to accept and appropriate a grant in an amount of up to \$6,000,000 from the Congestion Mitigation/Air Quality program awarded through the Ohio-Kentucky-Indiana (“OKI”) Regional Council of Governments (ALN 20.205) to newly established capital improvement program project account no. 980x239x232370, “CTCS OTR Fiber OKI Grant,” for the purpose of providing resources to upgrade and install a fiber optic CTCS in the OTR neighborhood; **AUTHORIZING** the City Manager to enter into any agreements necessary for the receipt and administration of these grant resources; and further **AUTHORIZING** the Director of Finance to deposit such grant resources in an amount up to \$6,000,000 into newly established capital improvement program project account no. 980x239x232370, “CTCS OTR Fiber OKI Grant.”

WHEREAS, on May 30, 2019, Council approved Ordinance No. 0165-2019, which authorized the City Manager to apply for a Federal Surface Transportation Program grant in an amount up to \$6,000,000 and a Congestion Mitigation/Air Quality (“CMAQ”) grant in an amount up to \$6,000,000, both of which are awarded through the Ohio-Kentucky-Indiana (“OKI”) Regional Council of Governments (ALN 20.205), for the purpose of providing resources for a number of transportation projects managed by the Department of Transportation and Engineering within the City of Cincinnati; and

WHEREAS, resources in the amount of up to \$6,000,000 are available from the CMAQ program through the OKI Regional Council of Governments for the purpose of providing resources to upgrade and install a fiber optic Coordinated Traffic Control System (“CTCS”) in the Over-the-Rhine (“OTR”) neighborhood; and

WHEREAS, acceptance of the grant requires a \$2,000,000 match, which will come from upcoming Ohio Public Works Commission and Southwest Ohio Regional Transit Authority Transit Infrastructure Fund grants; and

WHEREAS, acceptance of grant resources does not require additional FTEs; and

WHEREAS, upgrading and installing a fiber optic CTCS in the OTR neighborhood is in accordance with the “Connect” goal to “[d]evelop an efficient multi-modal transportation system that supports neighborhood livability,” and strategy to “[p]lan, design, and implement a safe and sustainable transportation system,” as described on pages 129-138 of Plan Cincinnati (2012); now, therefore,

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

Section 1. That the Director of Finance is hereby authorized to establish capital improvement program project account no. 980x239x232370, "CTCS OTR Fiber OKI Grant," for the purpose of providing grant resources to upgrade and install a fiber optic Coordinated Traffic Control System ("CTCS") in the Over-the-Rhine ("OTR") neighborhood (HAM VAR CTCS OTR West End PID 115277).

Section 2. That the City Manager is hereby authorized to accept and appropriate a Congestion Mitigation/Air Quality grant, awarded by the Ohio-Kentucky-Indiana Regional Council of Governments (ALN 20.205), in an amount up to \$6,000,000 to newly established capital improvement program project account no. 980x239x232370, "CTCS OTR Fiber OKI Grant," for the purpose of providing grant resources to upgrade and install a fiber optic CTCS in the OTR neighborhood.

Section 3. That the City Manager is authorized to enter into any agreements necessary for the receipt and administration of these grant resources.

Section 4. That the Director of Finance is authorized to deposit such grant resources in an amount up to \$6,000,000 into newly established capital improvement program project account no. 980x239x232370, "CTCS OTR Fiber OKI Grant."

Section 5. That the proper City officials are authorized to do all things necessary and proper to carry out the terms of the grant and Sections 1 through 4 hereof.

Section 6. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed: _____, 2023

Aftab Pureval, Mayor

Attest: _____
Clerk

January 25, 2023

To: Mayor and Members of City Council 202300394
From: Sheryl M. M. Long, City Manager
Subject: **Emergency Ordinance – Office of Human Relations: Greater Cincinnati Foundation Grant**

Attached is an Emergency Ordinance captioned:

AUTHORIZING the City Manager to accept and appropriate a grant in the amount of \$1,000 from the Greater Cincinnati Foundation Harry F. and Mary Ann Fry Fund for the purpose of providing resources for the operation of the Office of Human Relations.

This Emergency Ordinance authorizes the City Manager to accept and appropriate a grant in the amount of \$1,000 from the Greater Cincinnati Foundation Harry F. and Mary Ann Fry Fund for the purpose of providing resources for the operation of the Office of Human Relations.

The grant requires no local match and there are no new FTEs associated with this grant. The Director of Finance is authorized to deposit the grant funds into the General Fund revenue account no. 050x8571 and appropriate the sum of \$1,000 from the unappropriated surplus of the General Fund to the City Manager's Office non-personnel operating budget account no. 050x101x7400.

This Emergency Ordinance is in accordance with the "Collaborate" goal to "[w]ork in synergy with the Cincinnati community" and the strategy to "[u]nite our communities," as described on page 207-212 of Plan Cincinnati.

The reason for the emergency is the immediate need to accept grant resources in a timely manner.

The Administration recommends passage of this Emergency Ordinance.

cc: Andrew M. Dudas, Budget Director
Karen Alder, Finance Director



Attachment



EMERGENCY

City of Cincinnati

An Ordinance No. _____

CFG

EESW/RAK

-2023

AUTHORIZING the City Manager to accept and appropriate a grant in the amount of \$1,000 from the Greater Cincinnati Foundation Harry F. and Mary Ann Fry Fund for the purpose of providing resources for the operation of the Office of Human Relations.

WHEREAS, there is a funding opportunity available from the Greater Cincinnati Foundation Harry F. and Mary Ann Fry Fund in the amount of \$1,000 for the purpose of providing resources for the operation of the Office of Human Relations; and

WHEREAS, there was no application process for the grant as the Foundation approached the City to offer the grant, which is similar to other grants provided by the Fry Fund to the City in past years;

WHEREAS, the grant requires no local match, and there are no new FTEs associated with this grant; and

WHEREAS, this ordinance is in accordance with the "Collaborate" goal to "[w]ork in synergy with the Cincinnati community" and the strategy to "[u]nite our communities" as described on pages 207-212 of Plan Cincinnati (2012); now, therefore,

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

Section 1. That the City Manager is hereby authorized to accept and appropriate a grant in the amount of \$1,000 from the Greater Cincinnati Foundation Harry F. and Mary Ann Fry Fund for the purpose of providing resources for the operation of the Office of Human Relations.

Section 2. That the Director of Finance is hereby authorized to deposit the grant funds into General Fund revenue account no. 050x8571.

Section 3. That the sum of \$1,000 is appropriated from the unappropriated surplus of the General Fund to the City Manager's Office non-personnel operating budget account no. 050x101x7400.

Section 4. That the proper City officials are authorized to use and expend the sum of \$1,000 in accordance with the terms of the grant and Sections 1 through 3 hereof.

Section 5. That this ordinance shall be an emergency measure necessary for the preservation of 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 accept grant resources in a timely manner.

Passed: _____, 2023

Aftab Pureval, Mayor

Attest: _____
Clerk

January 25, 2023

To: Mayor and Members of City Council 202300395
From: Sheryl M. M. Long, City Manager
Subject: **Emergency Ordinance – Law: Moral Obligation Payment to Women Helping Women (WHW)**

Attached is an Emergency Ordinance captioned:

AUTHORIZING a payment of \$10,795.86 to Women Helping Women (“WHW”), a gender-based abuse prevention and victim assistance organization, as a moral obligation for services provided to the City of Cincinnati over the past year as part of WHW’s victim advocate program in Hamilton County Municipal Court, to be paid from the Law Department’s General Fund non-personnel operating budget account no. 050x112x7000x7281.

This Emergency Ordinance authorizes a payment of \$10,795.86 to Women Helping Women as a moral obligation for services provided to the City of Cincinnati over the past year as part of WHW’s victim advocate program in Hamilton County Municipal Court, to be paid from the Law Department’s General Fund non-personnel operating budget account no. 050x112x7000x7281. Sufficient funds exist in this account for the payment.

The annual funding agreement between the City and Women Helping Women was inadvertently not submitted to the Solicitor’s Office by Women Helping Women in September 2021, resulting in the provision of victim advocate services being provided to the City for domestic violence cases in Hamilton County Municipal Court between September 2021 and November 2022 without a contract.

The Law Department is implementing a software solution for document management and contract tracking which will improve current administrative processes to aid in identifying expiring contracts.

The reason for the emergency is the immediate need to pay Women Helping Women as a moral obligation for victim advocate services provided to the City of Cincinnati.

The Administration recommends passage of this Emergency Ordinance.

cc: Andrew M. Dudas, Budget Director
Karen Alder, Finance Director

Attachment

EMERGENCY

RDH

- 2023

AUTHORIZING a payment of \$10,795.86 to Women Helping Women (“WHW”), a gender-based abuse prevention and victim assistance organization, as a moral obligation for services provided to the City of Cincinnati over the past year as part of WHW’s victim advocate program in Hamilton County Municipal Court, to be paid from the Law Department’s General Fund non-personnel operating budget account no. 050x112x7000x7281.

WHEREAS, the City of Cincinnati and Women Helping Women (“WHW”) have had a decades-long, effective partnership in collaborating to assist victims of gender-based violence within the criminal justice system and to determine effective educational methods to reduce rates of gender-based violence in the Greater Cincinnati region; and

WHEREAS, the City of Cincinnati consistently partners with WHW and other regional stakeholders annually to equitably share the costs incurred by WHW to provide multiple victim advocates to assist prosecuting witnesses in domestic violence and related cases heard in the Hamilton County Courthouse, including Hamilton County Municipal Court where domestic violence cases and related cases filed in the City of Cincinnati are prosecuted by attorneys from the City of Cincinnati Solicitor’s Office; and

WHEREAS, WHW advocates provide ongoing crisis intervention and advocacy and maintain regular communications with City of Cincinnati prosecutors in order to sustain effective working relationships and collaboration with domestic violence survivors as they proceed through the criminal justice system; and

WHEREAS, the annual funding agreement between the City of Cincinnati and Women Helping Women was inadvertently not submitted to the City of Cincinnati Solicitor’s Office by Women Helping Women in September of 2021, resulting in WHW providing victim advocate services to the City in City of Cincinnati domestic violence cases in Hamilton County Municipal Court between September 2021 and November 2022 without a contract, at which time the discrepancy was noted; and

WHEREAS, the City of Cincinnati’s ongoing efforts to implement OnBase software and related document management and contract tracking software will greatly assist impacted departments, including the Law Department, with improving current administrative processes related to contract tracking and will assist City departments in improving accuracy and accountability related to the City’s contracting processes; and

WHEREAS, sufficient resources are available from the Law Department’s General Fund non-personnel operating budget to provide the necessary payment to WHW; and

WHEREAS, Council desires to provide payment for the services of WHW for victim advocate services in Hamilton County Municipal Court in the amount of \$10,795.86, which constitutes the City of Cincinnati's share of the services provided by WHW between September 2021 and November 2022; now, therefore,

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

Section 1. That the Finance Director is hereby authorized to make a payment of \$10,795.86 to Women Helping Women ("WHW"), a gender-based abuse prevention and victim assistance organization, as a moral obligation for services provided to the City of Cincinnati over the past year as part of WHW's victim advocate program in Hamilton County Municipal Court, to be paid from the Law Department's General Fund non-personnel operating budget account no. 050x112x7000x7281.

Section 2. That the proper City officials are authorized to do all things necessary and proper to carry out the provisions 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 pay Women Helping Women as a moral obligation for victim advocate services previously provided to the City of Cincinnati.

Passed: _____, 2023

Aftab Pureval, Mayor

Attest: _____
Clerk

Date: January 25, 2023

202300406

To: Mayor and Members of City Council
From: Sheryl M. M. Long, City Manager
Subject: EMERGENCY ORDINANCE – MODIFYING CMC 723-16 - SIDEWALK VENDING

Attached is an emergency ordinance captioned as follows:

MODIFYING Title VII, “General Regulations,” of the Cincinnati Municipal Code by amending Section 723-16, “Sidewalk Vending,” of Chapter 723, “Streets and Sidewalks, Use Regulations,” to clarify the definition of the University District and ensure consistency in the Cincinnati Municipal Code.

This change is being requested due to street name changes in University Hospital Vending District. It will reflect the current map area.

The Administration recommends passage of the attached emergency ordinance.

cc: John S. Brazina, Director, Transportation and Engineering

EMERGENCY

City of Cincinnati

JRS

EESW/RAK

An Ordinance No. _____

- 2023

MODIFYING Title VII, “General Regulations,” of the Cincinnati Municipal Code by amending Section 723-16, “Sidewalk Vending,” of Chapter 723, “Streets and Sidewalks, Use Regulations,” to clarify the definition of the University District and ensure consistency in the Cincinnati Municipal Code.

WHEREAS, revocable street privileges are the primary tool used by the City to provide sidewalk vendors access to the public right-of-way and to manage those vendors’ occupancy of the public right-of-way; and

WHEREAS, Cincinnati Municipal Code Section 723-16, “Sidewalk Vending,” establishes a process whereby the City Manager may grant revocable street privileges to sidewalk vendors, allowing them to establish merchandise and food vending locations on City sidewalks within sidewalk vending districts; and

WHEREAS, the Council wishes to amend Cincinnati Municipal Code Section 723-16, “Sidewalk Vending,” to clarify the boundaries of the University District for the City’s sidewalk vendors and ensure the Cincinnati Municipal Code is consistent and accurate; now, therefore,

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

Section 1. That Section 723-16, “Sidewalk Vending,” of Chapter 723, “Streets and Sidewalks, Use Regulations,” of the Cincinnati Municipal Code is hereby amended to read as follows:

Sec. 723-16. - Sidewalk Vending.

- (a) Sidewalk Vending Program. The city manager or his or her designee is authorized to grant revocable street privileges for the placement of sidewalk vending locations in accordance with this section. This section governs merchandise and food vending on the sidewalks in the City’s right-of-way. Mobile food vending within city streets is governed by Sections 723-41 through 723-50 of the Cincinnati Municipal Code.
- (b) Sidewalk Vending Rules and Regulations. The city manager is authorized to establish rules and regulations for the orderly and efficient administration of this chapter, including but not limited to rules governing application fees, vending practices, displays at vending locations, equipment and materials,

health and safety standards, and authorized hours of operation. Changes to the rules and regulations must be approved by the city manager.

(c) Vending Districts. The following sidewalk vending districts are the only areas in which individual sidewalk vending locations may be established by the city manager or his or her designee. Peddlers and itinerant vendors authorized to operate under Chapter 839 of the Cincinnati Municipal Code are prohibited from operating in these sidewalk vending districts, as stated in Section 839-13 of the Cincinnati Municipal Code.

1. The “Downtown Vending District” shall be defined as follows: the area within the public right-of-way within the bounds beginning at the intersection of the north property line of East Central Parkway and the east property line of Eggleston Avenue as projected northeastwardly; thence southeastwardly along the projected east property line, the actual east property line and the projected east property line of Eggleston Avenue to the south city corporate limit; thence west along the south city corporate limit to the west property line of Central Avenue as projected southwardly to the city corporate limit; thence northwardly along the west property line of projected Central Avenue and the actual west property line of Central Avenue to the north property line of West Court Street; thence eastwardly along the north property line of West Court Street to the west property line of Plum Street; thence northwardly along the west property line of Plum Street to the projected north property line of West Central Parkway; thence east along the projected and actual north property line of Central Parkway; continuing eastwardly along the north property line of East Central Parkway to the point of beginning.

2. The “Liberty/Dalton Street Vending District” shall be defined as the area within the public right-of-way beginning at a point being the intersection of the west right-of-way line of Dalton Street and the north right-of-way line of Flint Street. Thence north along the west right-of-way line of Dalton Street to the point of intersection with the south right-of-way line of Findlay Street. Thence east along the south right-of-way line of Findlay Street to the point of intersection with the east right-of-way line of Dalton Street. Thence south along the east right-of-way line of Dalton Street to the point of intersection with the north right-of-way line of Flint Street. Thence west along the north right-of-way line of Flint Street to the point of intersection with the west right-of-way line of Dalton Street, being the point and place of beginning.

3. The “Short Vine Vending District” shall be defined as the area beginning at a point being the intersection of the north right-of-way line of Corry Street and the east right-of-way line of Vine Street. Thence north along the east right-of-way line of Vine Street to the point of intersection with

the south right-of-way line of Martin Luther King Jr. Drive. Thence west along the south right-of-way line of Martin Luther King Jr. Drive to the point of intersection with the west right-of-way line of Vine Street. Thence south along the west right-of-way line of Vine Street to the point of intersection with the north right-of-way line of Corry Street. Thence east along the north right-of-way line of Corry Street to the east right-of-way line of Vine Street, being the point and place of beginning.

4. The “University Hospital Vending District” shall be defined as the area beginning at a point being the intersection of the south right-of-way line of Piedmont Avenue and the west right-of-way line of Eden Avenue. Thence north along the west right-of-way line of Eden Avenue to the point of intersection with the north right-of-way line of Albert Sabin Way Bethesda Avenue. Thence east along the north right-of-way line of ~~Bethesda Avenue~~ Albert Sabin Way to the point of intersection with ~~the northeast right-of-way line of Elland Avenue. Thence southeast and east along that right-of-way line and that right-of-way line extended to the~~ east right-of-way line of Burnet Avenue. Thence south along the east right-of-way line of Burnet Avenue to the point of intersection with the south right-of-way line extended of Piedmont Avenue. Thence west along the south right-of-way line extended and the right-of-way line of Piedmont Avenue to the point of intersection with the west right-of-way of Eden Avenue, being the point and place of beginning.

5. The “FC Cincinnati Vending District” shall be defined as follows: the area within the public right-of-way within the bounds beginning at the intersection of the north property line of West Liberty Street and the west property line of John Street as projected easterly; thence to the east property line of Elm Street projected southerly to the south property line of West Liberty Street then projecting westerly along the south property line of West Liberty Street to the east property line of Central Parkway; thence projected southerly on the east property line of Central Parkway to the south property line of Charles Street; thence projecting westerly along the south property line of Charles Street to the west property line of Central Avenue; thence projecting northerly along the west property line of Central Avenue to the south property line of Ezzard Charles Drive; thence projecting westerly to the west property line of John Street; thence projecting northwesterly to the north property line of West Liberty Street.

(d) Vending Locations. The city manager or his or her designee may designate sites within the defined vending districts for either food vending or merchandise vending and shall identify approved sites by maps, approximate address, or both. Additional sites may be requested in writing by persons

interested in vending at specific locations which have not been designated for vending of the type proposed in the request. The city manager or his or her designee shall exercise sole discretion in determining the appropriateness of the requested location and shall notify the applicant in writing of the decision.

- (e) Temporary Locations. Temporary locations within the vending districts established in subsection (c) of this section for use in relocating sidewalk vendors from special event areas or for handling short-term (under seven days) demand for vending locations prompted by special events, holidays, sports championships, and other such occurrences, may be established and withdrawn by the city manager or his or her designee at any time.
- (f) Applications for Sidewalk Vending Locations. Persons desiring to obtain a revocable street privilege for a vending location shall submit an application on a form to be provided by the city manager or his or her designee. The city manager or his or her designee is authorized to charge a non-refundable application fee to be determined by the city manager.
- (g) Assignment of Vending Locations. Vending revocable street privileges for sidewalk vending locations will be awarded in accordance with the following:
 - 1. Each year, vendors with existing sidewalk vending locations may retain up to eight of their vending locations, upon provision of written notice to the city.
 - 2. New vending locations, and newly open vending locations not retained by a vendor, are to be awarded on a first come, first served basis.
 - 3. Applications for new or newly available vending locations shall be considered and awarded, in the order in which they are received, only to qualified applicants who submit proper and complete applications.
 - 4. Existing vendors seeking to retain one or more (up to eight) of their vending locations, and applicants seeking a new vending location, all must submit their applications within the deadlines for each step of the process. The application periods and deadlines shall be established in the rules and regulations governing the sidewalk vending program.
 - 5. In a given year, if deemed necessary because of high demand for new vending locations, the city manager or his or her designee may implement another method for awarding new locations, including but not limited to a lottery or another random drawing method, to ensure fairness both to existing vendors and new vendors.

6. The provisions of this subsection (g) do not change the revocability of vending revocable street privileges addressed in subsection (h) of this section and in Chapter 718 of the Cincinnati Municipal Code.
- (h) Vending Revocable Street Privilege. The city manager or his designee shall issue a vending revocable street privilege for each vending location awarded upon payment of the required fee set forth in the rules and regulations for the sidewalk vending program. Vending revocable street privileges for vending locations issued pursuant to this chapter are also governed by Chapter 718 of the Cincinnati Municipal Code and are revocable at any time as set forth in Chapter 718. In the event of revocation not caused by any act or omission of the vendor, the city shall make good faith efforts to accommodate the vendor by identifying an alternative vending location, or, if no alternative locations are available, the city will refund a prorated amount of the annual fee for the vending revocable street privilege based on the number of months of the year that the vendor had the vending revocable street privilege.
- (i) Vending During Special Events. When city council passes an ordinance in connection with a special event which temporarily prohibits vending in a specified area within any vending district except that which is authorized by the special event sponsor, and such area includes established sidewalk vending locations, or when, as a result of lawful construction or demolition or a significant change in the use of the street or sidewalk space in the vending district, it is necessary to eliminate an established vending site, the city manager or his or her designee may designate a temporary alternative sidewalk vending location within one of the defined vending districts established in subsection (c) of this section. The city manager or his or her designee shall designate temporary locations for sidewalk vending on an as-needed basis. The location of such temporary sites shall be at the sole discretion of the city manager or his or her designee.

Section 2. That existing Section 723-16, "Sidewalk Vending," is hereby repealed.

Section 3. That the proper City officials are hereby authorized to take all necessary and proper actions to carry out the provisions of this ordinance.

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 clarify the University District’s boundaries for the 2023 sidewalk vending year.

Passed: _____, 2023

Aftab Pureval, Mayor

Attest: _____
Clerk

Additions indicated by underline; Deletions indicated by strikethrough.