



# City of Cincinnati

801 Plum Street  
Cincinnati, Ohio 45202

## CALENDAR

### Cincinnati City Council

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Wednesday, October 19, 2022

2:00 PM

Council Chambers, Room 300

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#### ROLL CALL

#### PRAYER AND PLEDGE OF ALLEGIANCE

#### FILING OF THE JOURNAL

#### MS. KEARNEY

1. [202201953](#) **RESOLUTION**, submitted by Vice Mayor Kearney, from Emily Smart Woerner, City Solicitor, **RECOGNIZING** and honoring Michele Young for her exceptional leadership as a tireless advocate, attorney, and breast cancer survivor who brought together legislators, survivors, and scientists to ensure that every Ohio woman has the right to early screening for breast cancer through the passage of Ohio House Bill 371, which requires coverage for advanced screenings and for screening decisions to be left to radiologists.

**Recommendation** PASS

**Sponsors:** Kearney

2. [202201960](#) **RESOLUTION**, submitted by Vice Mayor Kearney, from Emily Smart Woerner, City Solicitor, **RECOGNIZING** and honoring Sherry Hughes for her exceptional leadership as a community and health advocate and as a passionate breast cancer survivor who works tirelessly to educate and raise awareness about breast cancer to everyone, including women of color, who according the American Cancer Society, are 40% more likely to die of breast cancer than other women and are twice as likely to die if they are over age 50.

**Recommendation** PASS

**Sponsors:** Kearney

3. [202201918](#) **ORDINANCE (EMERGENCY)**, submitted by Vice Mayor Kearney, from Emily Smart Woerner, City Solicitor, **AUTHORIZING** the City Manager to accept and appropriate a donation in an amount of up to \$15,000 from the Greater Cincinnati Foundation to the City Manager's Office General Fund non-personnel operating budget account no. 050x101x7400 for the purpose of providing resources for a two-year membership with the Government Alliance on Race and Equity; and further **AUTHORIZING** the Director of Finance to deposit the donated funds into General Fund revenue account no. 050x8571.

**Recommendation** BUDGET AND FINANCE COMMITTEE

**Sponsors:** Kearney

4. [202201938](#) **MOTION**, submitted by Vice Mayor Kearney, **WE MOVE** that City Council approve the appropriations from the FY'22 carryover funds as stated in the City

Manager's October 17, 2022 "FY 2022 Carryover - Additional Recommendations" Memo with the following exception: The sum of \$1,994,178 suggested for a Catalytic Neighborhood Capital Investment Program would be allocated as follows: Queen Mother's Market Cooperative (servicing Walnut Hills, and other neighborhood groceries): \$500,000. (BALANCE ON FILE IN THE CLERK'S OFFICE) (STATEMENT ATTACHED).

**Recommendation** BUDGET AND FINANCE COMMITTEE

**Sponsors:** Kearney

## MS. KEARNEY

## MS. PARKS

5. [202201934](#) **MOTION**, submitted by Vice Mayor Kearney and Councilmember Parks, **WE MOVE** that City Council require that the \$5 million from the FY'22 carryover budget allocated to the Affordable Housing Trust Fund will be deposited into Fund 439. (STATEMENT ATTACHED)

**Recommendation** BUDGET AND FINANCE COMMITTEE

**Sponsors:** Kearney and Parks

6. [202201945](#) **MOTION**, submitted by Vice Mayor Kearney and Councilmember Parks, **WE MOVE** that City administration work with 3CDC, the Master Developer for the City of Cincinnati's Convention Center District Development Project, to establish a minority/women developer mentorship program to augment agreed upon diversity and inclusion goals for the Convention Center District Development Project and create pathways to growth for minority and women developers. (BALANCE ON FILE IN THE CLERK'S OFFICE) (STATEMENT ATTACHED)

**Recommendation** BUDGET AND FINANCE COMMITTEE

**Sponsors:** Kearney and Parks

## MS. OWENS

## MR. HARRIS

7. [202201917](#) **ORDINANCE**, submitted by Councilmembers Owens and Harris, from Emily Smart Woerner, City Solicitor, **MODIFYING** the provisions of Chapter 914, "Unlawful Discriminatory Practices," of the Cincinnati Municipal Code by **AMENDING** Section 914-1-S1, "Sex"; and **ORDAINING** new Section 914-1-S2, "Sexual or Reproductive Health Decisions."

**Recommendation** PUBLIC SAFETY & GOVERNANCE COMMITTEE

**Sponsors:** Owens and Harris

## CITY MANAGER

8. [202201902](#) **REPORT**, dated 10/19/2022 submitted by Sheryl M. M. Long, City Manager, on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for OTI LLC, DBA Old Timber Inn, 4330 Spring Grove Avenue. (#6589523, D5 D6, Transfer) [Objections: Yes]

Recommendation FILESponsors: City Manager

9. [202201906](#) **ORDINANCE** submitted by Sheryl M. M. Long, City Manager, on 10/19/2022, **AUTHORIZING** the City Manager to execute a *Grant of Easement* in favor of Market House, LLC, pursuant to which the City of Cincinnati will grant an access easement across a portion of City-owned real property in Over-the-Rhine.

Recommendation BUDGET AND FINANCE COMMITTEESponsors: City Manager

10. [202201907](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 10/19/2022, **APPROVING AND AUTHORIZING** the City Manager to execute a *Community Reinvestment Area Tax Exemption Agreement* with WDC, LLC, thereby authorizing a 10-year tax exemption for 100% of the value of improvements made to real property located at 1400 and 1408 Walnut Street, 106 and 110 E. 14th Street, and 1400 Clay Street in the Over-the-Rhine neighborhood of Cincinnati, in connection with the remodeling of 5 historic buildings into approximately 2,466 square feet of commercial space and approximately 13,746 square feet of residential space consisting of 24 residential units, at a total construction cost of approximately \$3,790,500.

Recommendation BUDGET AND FINANCE COMMITTEESponsors: City Manager

11. [202201915](#) **REPORT**, dated 10/19/2022, submitted Sheryl M. M. Long, City Manager, regarding Removal of Rush Hour Parking Restrictions (Updated).

Recommendation CLIMATE, ENVIRONMENT & INFRASTRUCTURE COMMITTEESponsors: City Manager

12. [202201916](#) **REPORT**, dated 10/19/2022, submitted Sheryl M. M. Long, City Manager, regarding Leading Pedestrian Intervals.

Recommendation CLIMATE, ENVIRONMENT & INFRASTRUCTURE COMMITTEESponsors: City Manager

13. [202201919](#) **ORDINANCE** submitted by Sheryl M. M. Long, City Manager, on 10/19/2022, **AUTHORIZING** the City Manager to apply for a grant in the amount of up to \$500,000 from the United States Environmental Protection Agency, the Brownfields Community-Wide Assessment Grant (ALN 66.818), through the Environmental Protection Agency's Brownfields Assessment Grant Program.

Recommendation

BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

14. [202201920](#) **REPORT**, dated 10/19/2022 submitted by Sheryl M. M. Long, City Manager, on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for Parkhurst Dining LLC, DBA Atrium Market, 201 E 4th Street. (#67007340020, C1 C2, New) [Objections: None]

Recommendation FILESponsors: City Manager

15. [202201921](#) **ORDINANCE** submitted by Sheryl M. M. Long, City Manager, on 10/19/2022, **AMENDING** Ordinance No. 0202-2022 to allow the City to provide for the defeasance of a portion of the City's outstanding general obligation bonds.  
**Recommendation** BUDGET AND FINANCE COMMITTEE  
**Sponsors:** City Manager
16. [202201922](#) **REPORT**, dated 10/19/2022 submitted by Sheryl M. M. Long, City Manager, on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for G2 Coffee Lounge & Bistro LLC, 151 W 4th Street. (#2975606, D3, New) [Objections: None]  
**Recommendation** FILE  
**Sponsors:** City Manager
17. [202201923](#) **REPORT**, dated 10/19/2022 submitted by Sheryl M. M. Long, City Manager, on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for Five Iron Golf Cincinnati LLC, 80 W 5th Street. (#2749488, D1 D2 D3 D6, Transfer) [Objections: None]  
**Recommendation** FILE  
**Sponsors:** City Manager
18. [202201924](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 10/19/2022, **APPROVING AND AUTHORIZING** the City Manager to execute a *Community Reinvestment Area Tax Exemption Agreement* with 2378 Park Owner, LLC, thereby authorizing a 15-year tax exemption for 100% of the value of improvements made to real property located at 2378 Park Avenue in the Walnut Hills neighborhood of Cincinnati, in connection with the remodeling of an existing building into approximately 26,078 square feet of residential space, consisting of 35 affordable residential rental units, at a total construction cost of approximately \$2,362,838.  
**Recommendation** BUDGET AND FINANCE COMMITTEE  
**Sponsors:** City Manager
- BUDGET AND FINANCE COMMITTEE**
19. [202201885](#) **REPORT**, dated 10/5/2022, submitted Sheryl M. M. Long, City Manager, regarding FY 2022 Carryover to FY 2023 Report.  
**Recommendation** APPROVE & FILE  
**Sponsors:** City Manager
20. [202201888](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 10/5/2022, **AUTHORIZING** the transfer of the sum of \$1,624,471 from the unappropriated surplus of General Fund 050 to the unappropriated surplus of Working Capital Reserve Fund 754 for the purpose of increasing the City's working capital reserve; **AUTHORIZING** the transfer of the sum of \$17,609,147 from the unappropriated surplus of General Fund 050 to balance sheet reserve account no. 050x2585, "Economic Downturn Reserve," for the purpose of increasing the City's emergency reserve; **AUTHORIZING** the transfer of the sum of \$2,830,482 from the unappropriated surplus of General Fund 050 to balance sheet reserve account no. 050x2580, "Reserve for Weather Events,

Other Emergency and One-Time Needs,” for the purpose of providing resources for unanticipated emergencies including those caused by unusual weather events, in order to increase the City’s reserve; ESTABLISHING new capital improvement program project account no. 980x162x231645, “Affordable Housing Trust Funding - GF CO,” for the purpose of providing resources for a one-time contribution to the City’s Affordable Housing Trust Fund; AUTHORIZING the transfer of the sum of \$5,000,000 from the unappropriated surplus of General Fund 050 to newly created capital improvement program project account no. 980x162x231645, “Affordable Housing Trust Funding - GF CO,” for the purpose of providing a one-time contribution to the City’s Affordable Housing Trust Fund; AUTHORIZING the transfer and appropriation of the sum of \$2,000,000 from the unappropriated surplus of General Fund 050, the source of which is the FY 2022 Carryover Balance, to the City Manager’s Office personnel operating budget account no. 050x101x7500 for the purpose of providing a one-time contribution to address the City’s pension obligation to the Cincinnati Retirement System; RENAMING balance sheet reserve account no. 050x2535 within the General Fund 050 from “Emergency Reserve” to “Reserve for Operating Budget Contingencies”; AUTHORIZING the transfer of the sum of \$500,000 from the unappropriated surplus of the General Fund 050 to the newly renamed balance sheet reserve account no. 050x2535, “Reserve for Operating Budget Contingencies,” for the purpose of providing resources for subsequent appropriation for one-time unforeseen operating needs that arise during the remainder of the ongoing fiscal year; AUTHORIZING the transfer and appropriation of the sum of \$250,000 from the balance sheet reserve account 050x2535, “Reserve for Operating Budget Contingencies,” to the various General Fund operating budget accounts according to the attached Schedule A of the General Fund Operating Budget Schedule of Appropriation for the purpose of providing one-time funds for the following: the Emergency Communications Center to extend the Alternate Response to Crisis mental health pilot program with Police Dispatch until the end of FY 2023 (\$140,000); the Cincinnati Police Department for Downtown Event Deployment Overtime (\$60,000); the Law Department for expungement efforts (\$25,000); and the Cincinnati Recreation Commission for the lifeguard recruitment and retention pay program (\$25,000); AUTHORIZING the transfer and appropriation of the sum of \$26,103,292 from the unappropriated surplus of General Fund 050 to various capital improvement program project accounts according to Schedule B of the Capital Budget Schedule of Transfer; ESTABLISHING new capital improvement program project account no. 980x164x231619, “Neighborhood Business District Support - GF CO,” for the purpose of providing resources for neighborhood projects that were submitted through the City’s Neighborhood Business District Improvement Program (“NBDIP”) or the Neighborhood Business District Support Grant Program but did not receive funding due to limited resources; AUTHORIZING the transfer of the sum of \$1,500,000 from the unappropriated surplus of General Fund 050 to newly created capital improvement program project account no. 980x164x231619, “Neighborhood Business District Support - GF CO,” for the purpose of providing resources for neighborhood projects that were submitted through the City’s NBDIP or the Neighborhood Business District Support Grant Program but did not receive funding due to limited resources; ESTABLISHING new capital improvement program project account no. 980x164x231618, “Convention Center District -

GF CO,” for the purpose of providing resources for improvements to the Convention Center District; AUTHORIZING the transfer of the sum of \$7,000,000 from the unappropriated surplus of General Fund 050 to newly created capital improvement program project account no. 980x164x231618, “Convention Center District - GF CO,” for the purpose of providing resources for improvements to the Convention Center District; ESTABLISHING new capital improvement program project account no. 980x164x231617, “OTR Outdoor Improvements - GF CO,” for the purpose of providing resources for outdoor improvements to the Ziegler Park area in Over-the-Rhine; AUTHORIZING the transfer of the sum of \$3,500,000 from the unappropriated surplus of General Fund 050 to newly created capital improvement program project account no. 980x164x231617, “OTR Outdoor Improvements - GF CO,” for the purpose of providing resources for outdoor improvements to the Ziegler Park area in Over-the-Rhine; ESTABLISHING new capital improvement program project account no. 980x164x231627, “CEAI - GF CO,” for the purpose of providing resources for Community Economic Advancement Initiatives (“CEAI”) for business district investment in the Bond Hill and Roselawn neighborhoods; AUTHORIZING the transfer of the sum of \$250,000 from the unappropriated surplus of General Fund 050 to newly created capital improvement program project account no. 980x164x231627, “CEAI - GF CO,” for the purpose of providing resources for CEAI for business district investment in the Bond Hill and Roselawn neighborhoods; ESTABLISHING new capital improvement program project account no. 980x164x231626, “Minority Business Accelerator-Ascend - GF CO,” for the purpose of providing resources to support the Lincoln & Gilbert initiative for minority business investment in Cincinnati; AUTHORIZING the transfer of the sum of \$1,000,000 from the unappropriated surplus of General Fund 050 to newly created capital improvement program project account no. 980x164x231626, “Minority Business Accelerator-Ascend - GF CO,” for the purpose of providing resources to support the Lincoln & Gilbert initiative for minority business investment in Cincinnati; AMENDING Ordinance No. 0196-2022 to identify the source of the unappropriated surplus as being FY 2022 Carryover Balance; AMENDING Ordinance No. 0224-2022 to identify the source of the unappropriated surplus as being FY 2022 Carryover Balance; AMENDING Ordinance No. 0257-2022 to identify the source of the unappropriated surplus as being FY 2022 Carryover Balance; AMENDING Ordinance No. 0278-2022 to identify the source of the unappropriated surplus as being FY 2022 Carryover Balance; ESTABLISHING new balance sheet reserve account no. 050x3440 within the General Fund 050, “Infrastructure and Capital Project Reserve,” for the purpose of providing resources for subsequent appropriation by Council for identified one-time infrastructure and capital projects for identified urgent needs or as part of the next annual budget cycle; AUTHORIZING the transfer of the sum of \$7,294,178 from the unappropriated surplus of the General Fund 050 to the newly established balance sheet reserve account no. 050x3440, “Infrastructure and Capital Project Reserve,” for the purpose of providing resources for subsequent appropriation by Council for identified one-time infrastructure and capital projects for identified urgent needs or as part of the next annual budget cycle; and DECLARING certain projects to be for a public purpose, all for the purpose of carrying out the Capital Improvement Program.

**Recommendation** PASS EMERGENCY

**Sponsors:** City Manager

21. [202201895](#) **ORDINANCE** submitted by Sheryl M. M. Long, City Manager, on 10/12/2022, **AUTHORIZING** the City Manager to accept and appropriate a grant of up to \$29,779 from the Ohio Urban Transit Program awarded by the Ohio Department of Transportation to the Streetcar Operations Fund non-personnel operating budget account no. 455x236x7200 for the purpose of providing resources for preventative maintenance on the streetcar system; and **AUTHORIZING** the Director of Finance to deposit the grant resources into Special Revenue Fund 455, "Streetcar Operations" revenue account no. 8534.

**Recommendation** PASS

**Sponsors:** City Manager

22. [202201896](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 10/12/2022, **Authorizing** a payment of \$33,800 to the Personnel Research and Development Corporation dba PRADCO from the Cincinnati Police Department ("CPD") General Fund non-personnel operating budget account no. 050x227x4200x7289 as a moral obligation for psychological services provided to police recruits from May 2022 to June 2022; **AUTHORIZING** a payment of \$16,824 to Axon Enterprise, Inc. from the CPD General Fund non-personnel operating budget account no. 050x222x1710x7289 as a moral obligation for outstanding charges for the annual assurance plan related to CPD's body-worn camera systems; and **AUTHORIZING** a payment of \$6,307 to Cincinnati State Technical and Community College from the CPD General Fund non-personnel operating budget account no. 050x226x3310x7289 as a moral obligation for CPR recertification training provided to 901 CPD officers between December 2021 and April 2022.

**Recommendation** PASS EMERGENCY

**Sponsors:** City Manager

23. [202201897](#) **ORDINANCE** submitted by Sheryl M. M. Long, City Manager, on 10/12/2022, **AUTHORIZING** the City Manager to accept an in-kind donation of a marker from The Lafayette Trail, Inc. valued at approximately \$1,550 for the purpose of installing the marker on City Park property in commemoration of the 200th anniversary of the Marquis de Lafayette's visit to Cincinnati on May 19, 1825; and **AUTHORIZING** the City Manager to execute a donation agreement with The Lafayette Trail, Inc. to accept the marker.

**Recommendation** PASS

**Sponsors:** City Manager

24. [202201898](#) **ORDINANCE**, submitted by Sheryl M. M. Long, City Manager, on 10/12/2022, **AUTHORIZING** the City Manager to accept and appropriate a donation in the amount of \$1,000 from the Mt. Washington Community Council for the purpose of hosting community events in the Mt. Washington Recreation Center service area; and **AUTHORIZING** the Finance Director to deposit the donated funds into Fund 319, "Contributions for Recreation Purposes," revenue account no. 319x8571.

**Recommendation** PASS

**Sponsors:** City Manager

25. [202201899](#) **ORDINANCE** submitted by Sheryl M. M. Long, City Manager, on



10/12/2022, **AUTHORIZING** the transfer and appropriation of the sum of \$45,000 from the unappropriated surplus of Madisonville Equivalent Fund 498 to the Department of Transportation and Engineering Madisonville Equivalent Fund non-personnel operating budget account no. 498x232x7200 the purpose of providing resources for a traffic study, which will determine appropriate improvements to promote pedestrian safety and access within the study area of Madison Road between Medpace Way and Camargo Road in the Madisonville neighborhood; and **DECLARING** the related expenditures from non-personnel operating budget account no. 498x232x7200 to constitute a "Public Infrastructure Improvement" (as defined by Section 5709.40(A)(8) of the Ohio Revised Code), that will benefit and/or serve the District 19 - Madisonville Incentive District, subject to compliance with ORC Sections 5709.40 through 5709.43.

**Recommendation**

PASS

**Sponsors:**

City Manager

26. [202201900](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 10/12/2022, **AUTHORIZING** the City Manager to accept and appropriate a donation of \$4,000 from the University of Cincinnati to existing capital improvement program project account no. 980x232x222313, "Neighborhood Gateways/Greenways Imprvmnt," for the purpose of providing resources for the design, fabrication, and installation of four new identification signs connecting the Ohio Avenue Steps to the Paw Paw Alley Steps between Ohio Avenue, Van Lear Alley, and Vine Street.

**Recommendation** PASS EMERGENCY**Sponsors:**

City Manager

27. [202201913](#) **MOTION**, submitted by Councilmember Harris, **WE MOVE** that the City Administration allocate \$15,000 for the 2023 Housing Solutions Summit and \$15,000 for a Black Developers Conference from one-time budget contingencies, the final adjustment ordinance, or any other funds the administration finds appropriate. (STATEMENT ATTACHED)

**Recommendation** ADOPT**Sponsors:**

Harris

## SUPPLEMENTAL ITEMS

### PUBLIC SAFETY & GOVERNANCE COMMITTEE

28. [202201914](#) **MOTION**, dated 10/05/2022, submitted by Vice Mayor Kearney and Councilmember Johnson, **WE MOVE** that the administration prepare a REPORT on the Hamilton County Court's "Housing Docket" to determine if disparate treatment exists for property owners according to the demographic factors of race, gender, age or zip code. The REPORT is to include available data from the past five (5) years on race, gender, age, address, and zip code for the following: 1. Citations issued by the City's Department of Building & Inspections for housing code violations. 2. Housing code violations penalties



added to the property owner's property tax. 3. Housing code violation penalties that resulted in foreclosure. 4. Housing code violation cases referred to the Hamilton County Court's "Housing Docket". 5. Actions taken on defendant-property owners in the Hamilton County Court on the "housing docket" involving any of the following: a. Issuance of electronic monitoring devices ("ankle bracelets"). b. Jail time. c. Transfer of title from the defendant-property owner to another owner or entity 1) The name of the entity that acquired title. 2) The status of the property: vacant land, occupied dwelling, vacant dwelling, other. 6. Any other information that the administration deems pertinent in determining whether property owners are treated disparately according to race, gender, age, address, or zip code. WE MOVE that the administration give an update on the status of the REPORT at the October 18, 2022 Public Safety and Governance Committee, present data gathered to date (e.g., information that the City has on citations as listed in Items 1, 2 and 3 above, and suggest a time frame for the completed report. (STATEMENT ATTACHED)

**Recommendation**

ADOPT

**Sponsors:**

Kearney and Johnson

29. [202201892](#) **MOTION**, submitted by Councilmembers Keating and Johnson, **WE MOVE** that the administration provide a report before the end of 2022 providing an update of the partnership between the City of Cincinnati and University of Cincinnati. The last presentation was May 17, 2022, since that date, a new school year has begun with record enrollment and a new City Manager is in place. (BALANCE ON FILE IN THE CLERK'S OFFICE).

**Recommendation** ADOPT**Sponsors:**

Keating and Johnson

30. [202201875](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 10/5/2022, **MODIFYING** the salary range schedule for the classification of Sign Painter by amending Section 620 of Division 1, Chapter 307 of the Cincinnati Municipal Code, in order to ensure that the new salary range is consistent with the level of responsibility of this position and competitive with similar positions across internal and external job markets.

**Recommendation** PASS EMERGENCY**Sponsors:**

City Manager

**ANNOUNCEMENTS**

Adjournment