



City of Cincinnati

801 Plum Street
Cincinnati, Ohio 45202

CALENDAR

Cincinnati City Council

Wednesday, January 31, 2024

2:00 PM

Council Chambers, Room 300

ROLL CALL

PRAYER AND PLEDGE OF ALLEGIANCE

FILING OF THE JOURNAL

MS. KEARNEY

1. [202400371](#) **RESOLUTION**, submitted by Vice Mayor Kearney, from Emily Smart Woerner, City Solicitor, **RECOGNIZING** Hoxworth Blood Center, University of Cincinnati ("Hoxworth") and **EXPRESSING** the appreciation of the Mayor and the Council of the City of Cincinnati for Hoxworth being the premier organization to provide a reliable and economical supply of blood, hemotherapy services, transfusion medicine, and blood center technology to the Greater Cincinnati community.

Recommendation PASS

Sponsors: Kearney

MS. OWENS

2. [202400380](#) **RESOLUTION**, submitted by Councilmember Owens, from Emily Smart Woerner, City Solicitor, **RECOGNIZING** Kevin Finn and the staff of Strategies to End Homelessness as a 2024 Housing Month honoree and **EXPRESSING** the appreciation of the Mayor and the Council of the City of Cincinnati for being a housing champion for Cincinnati.

Recommendation PASS

Sponsors: Owens

3. [202400381](#) **ORDINANCE (EMERGENCY)**, submitted by Councilmember Owens, from Emily Smart Woerner, **ADOPTING** a Council Code of Conduct pursuant to Section 101-45, "Code of Conduct," of the Cincinnati Municipal Code to govern conduct by Councilmembers and their staff.

Recommendation PUBLIC SAFETY & GOVERNANCE COMMITTEE

Sponsors: Owens

CITY MANAGER

4. [202400295](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 1/24/2024, **AUTHORIZING** the transfer and return to source of \$410,000 from capital improvement program project account no. 980x164x221616, "King Records Building Restoration," to unappropriated surplus of General Fund 050; **AUTHORIZING** the

transfer and appropriation of \$410,000 from the unappropriated surplus of General Fund 050 to the Department of Community and Economic Development FY 2024 non-personnel operating budget account no. 050x164x7200 to provide resources for professional services and operating support to allow King Records Legacy, Inc. d/b/a King Records Legacy Foundation to undertake pre-development activities related to the eventual renovation of the former King Records building; and **DECLARING** that the King Records Legacy, Inc. d/b/a King Records Legacy Foundation's pre-development activities related to the eventual renovation of the former King Records building serve a public purpose because the eventual renovation of the former King Records building will foster local improvements and investment and increase neighborhood vitality.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

5. [202400344](#) **REPORT**, dated 1/31/2024 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 Saint Francis Apizza, 3392 Erie Avenue. (#7638617, New, C1 C2 D6) [Objections: None]

Recommendation FILE

Sponsors: City Manager

6. [202400345](#) **REPORT**, dated 1/31/2024, submitted by Sheryl M. M. Long, City Manager, regarding Special Event Permit Application for Freedom Center Juneteenth.

Recommendation FILE

Sponsors: City Manager

7. [202400346](#) **REPORT**, dated 1/31/2024, submitted by Sheryl M. M. Long, City Manager, regarding Special Event Permit Application for Everybody's Favorite BBQ & Hot Sauce Festival.

Recommendation FILE

Sponsors: City Manager

8. [202400348](#) **REPORT**, dated 1/31/2024, submitted by Sheryl M. M. Long, City Manager, regarding Special Event Permit Application for Grail Gate at the Banks.

Recommendation FILE

Sponsors: City Manager

9. [202400350](#) **REPORT**, dated 1/31/2024, submitted by Sheryl M. M. Long, City Manager, regarding Special Event Permit Application for Banks Community Authority Viewing Party.

Recommendation FILE

Sponsors: City Manager

10. [202400355](#) **REPORT**, dated 1/31/2024, submitted by Sheryl M. M. Long, City Manager, regarding Special Event Permit Application for 2024 Red Leprechaun St. Patrick's Day Block Party.
Recommendation FILE
Sponsors: City Manager
11. [202400356](#) **REPORT**, dated 1/31/2024, submitted by Sheryl M. M. Long, City Manager, regarding Special Event Permit Application for Pride Festival and Parade 2024.
Recommendation FILE
Sponsors: City Manager
12. [202400357](#) **REPORT**, dated 1/31/2024 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 Honky Tonk & Emporium LLC, DBA The Honky Tonk & Emporium, 2404-06 Spring Grove Avenue & patio. (#3960206, TRFO, D1 D2 D3 D3A D6) [Objections: None]
Recommendation FILE
Sponsors: City Manager
13. [202400358](#) **REPORT**, dated 1/31/2024 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 Boswells Cincinnati LLC, DBA Boswells, 1686 Blue Rock Street 1st floor & patio. (#0855795, TRFO, D5 D6) [Objections: None]
Recommendation FILE
Sponsors: City Manager
14. [202400364](#) **REPORT**, dated 1/31/2024, submitted by Sheryl M. M. Long, City Manager, regarding Special Event Permit Application for Walk to End Gun Violence.
Recommendation FILE
Sponsors: City Manager
15. [202400382](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 1/31/2024, **AUTHORIZING** the City Manager to apply for, accept, and appropriate a grant of up to \$2,000,000 from the Ohio Department of Development Lead Safe Ohio Program (ALN 21.027) to provide resources to the Cincinnati Health Department to assist with lead-free building certification, screening and testing for lead poisoning, education and outreach, and early intervention for children and families impacted by lead; and **AUTHORIZING** the Director of Finance to deposit the grant funds into Public Health Research Fund revenue account no. 350x8556.
Recommendation BUDGET AND FINANCE COMMITTEE
Sponsors: City Manager
16. [202400383](#) **ORDINANCE** submitted by Sheryl M. M. Long, City Manager, on 1/31/2024, **AUTHORIZING** the City Manager to apply for and accept a technical assistance grant valued at up to \$2,500,000 from the

Bloomberg Philanthropies American Sustainable Cities Grant program to assist with green workforce development, minority-owned business support, energy poverty reduction via energy efficiency upgrades and community-owned renewable energy projects, and climate resilience adaptations.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

17. [202400385](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 1/31/2024, **Authorizing** the payment of \$17,324.59 from the Department of Public Services Street Construction Maintenance and Repair Fund non-personnel operating budget account no. 301x252x6000x7399 to Neenah Foundry Company, pursuant to the attached certificate from the Director of Finance, for outstanding charges for foundry materials used by the Traffic and Road Operations Division to replace stormwater inlet grates in October 2023.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

18. [202400386](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 1/31/2024, **Authorizing** the payment of \$90,000 from the Cincinnati Police Department Criminal Activities Forfeiture State Fund non-personnel operating budget account no. 369x227x4010x7299 as a moral obligation to Joy Outdoor Education Center Foundation, Inc. dba Camp Joy, for outstanding charges related to services rendered for two camps, in June 2023 and November 2023, funded by the Cincinnati Police Department Community Preventive Education Grant.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

19. [202400387](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 1/31/2024, **AUTHORIZING** the City Manager to apply for, accept, and appropriate a grant of up to \$96,717.12 from the Ohio Department of Public Safety, Office of Criminal Justice Services, FY 2024 State of Ohio Violent Crime Reduction Grant, to enhance targeted enforcement for the existing Crime Gun Intelligence Center; and **AUTHORIZING** the Director of Finance to deposit the grant funds into Law Enforcement Grant Fund 368, project account no. 24SVCR.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

20. [202400388](#) **ORDINANCE** submitted by Sheryl M. M. Long, City Manager, on 1/31/2024, **AUTHORIZING** the City Manager to execute a plat entitled WSL No. 3462 Watermain Easement Vacation Plat, Springdale Commerce Park, E-718Q to release and quitclaim a portion of a public utility easement held by the City of Cincinnati for the use and benefit of Greater Cincinnati Water Works for a water main and associated appurtenances located in and upon certain real property located in the City of Springdale, Hamilton County, Ohio.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

21. [202400389](#) **ORDINANCE** submitted by Sheryl M. M. Long, City Manager, on 1/31/2024, **AUTHORIZING** the City Manager to execute a plat entitled WSL No. 3462 Watermain Easement Vacation Plat, Springdale Commerce Park, E-710Q to release and quitclaim a portion of a public utility easement held by the City of Cincinnati for the use and benefit of Greater Cincinnati Water Works for a water main and associated appurtenances located in and upon certain real property located in the City of Springdale, Hamilton County, Ohio.
- Recommendation** BUDGET AND FINANCE COMMITTEE
- Sponsors:** City Manager
22. [202400390](#) **ORDINANCE** submitted by Sheryl M. M. Long, City Manager, on 1/31/2024, **AUTHORIZING** the City Manager to execute a plat entitled Water Main Easement Vacation Plat E1107-Q to release and quitclaim a portion of a public utility easement held by the City of Cincinnati for the use and benefit of Greater Cincinnati Water Works for a water main and associated appurtenances located in and upon certain real property located in the J. Eggleston Military Survey No. 609, Anderson Township, Hamilton County, Ohio.
- Recommendation** BUDGET AND FINANCE COMMITTEE
- Sponsors:** City Manager
23. [202400394](#) **ORDINANCE** submitted by Sheryl M. M. Long, City Manager, on 1/31/2024, **ACCEPTING AND CONFIRMING** the grant of a public utility easements in favor of the City of Cincinnati for water mains and related fixtures, equipment, and appurtenances through certain real property in Green Township, Hamilton County, Ohio in accordance with the plat entitled Watermain Easement Dedication Plat, WSL #3688, E1096, Rybolt Run Subdivision, as recorded in Plat Book 492, Page 37, Hamilton County, Ohio Recorder's Office.
- Recommendation** BUDGET AND FINANCE COMMITTEE
- Sponsors:** City Manager
24. [202400397](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 1/31/2024, **PROVIDING FOR THE ISSUANCE, SALE, AND DELIVERY OF NOT TO EXCEED \$23,000,000 OF ECONOMIC DEVELOPMENT REVENUE BONDS (CONVENTION CENTER RENOVATION URBAN RENEWAL PROJECT), OR NOTES IN ANTICIPATION THEREOF, OF THE CITY OF CINCINNATI, COUNTY OF HAMILTON, STATE OF OHIO, FOR THE PURPOSE OF PROVIDING FUNDS FOR THE IMPROVEMENT OF THE DUKE ENERGY CONVENTION CENTER AND ADJACENT PROPERTIES; AUTHORIZING A PLEDGE AND LIEN ON CERTAIN REVENUES AND OTHER CITY RESOURCES, AS APPROPRIATE, TO SECURE SUCH BONDS OR NOTES; AND AUTHORIZING NECESSARY DOCUMENTS TO SECURE SUCH BONDS OR NOTES.**
- Recommendation**
BUDGET AND FINANCE COMMITTEE
- Sponsors:** City Manager
25. [202400398](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City

Manager, on 1/31/2024, **AUTHORIZING** the City Manager to execute a Development Agreement with 3CDC Development Manager LLC and the Board of County Commissioners of Hamilton County, Ohio, acting for and on behalf of Hamilton County, Ohio, pertaining to the major renovation and expansion of the City-owned property known as Duke Energy Convention Center (the "DECC"), and other adjacent properties, all in the Central Business District; **ESTABLISHING** new capital improvement program project account no. 980x164x241620, "Convention Center District Urban Renewal TIF," to provide resources for improvements to the DECC and other adjacent properties; **AUTHORIZING** the transfer and appropriation of \$23,000,000 from the unappropriated surplus of Urban Renewal - Tax Increment Bond Fund 852 to newly established capital improvement program project account no. 980x164x241620, "Convention Center District Urban Renewal TIF," to provide resources for the improvements to the DECC and other adjacent properties as required by the Development Agreement between the City of Cincinnati, 3CDC Development Manager LLC, and the Board of County Commissioners of Hamilton County, Ohio, acting for and on behalf of Hamilton County, Ohio; and **DECLARING** this capital improvement project an urban renewal project located in an urban renewal area, each as defined in Ohio Revised Code Chapter 725.

Recommendation

BUDGET AND FINANCE COMMITTEE

Sponsors:

City Manager

26. [202400399](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 1/31/2024, **PLEDGING** a portion of the City's transient occupancy tax (the "City TOT") to secure obligations of the Port of Greater Cincinnati Development Authority (the "Port Authority") to be issued to refinance existing obligations and to finance the costs to renovate, expand, improve, and develop the City-owned Duke Energy Convention Center and related properties; **ESTABLISHING** the priority of the City's pledge of the City TOT relative to other authorized pledges and uses of the City TOT; and **AUTHORIZING** the City Manager to enter into and execute a Cooperative Agreement with Hamilton County, Ohio (the "County"), the Port Authority, and, for limited purposes, the Convention Facilities Authority for Hamilton County, Ohio (the "CFA"), and the Greater Cincinnati Convention and Visitors Bureau, Inc. (the "GCCVB"); and a Residual TOT Fund Cooperative Agreement with the County, and, for limited purposes, the CFA and the GCCVB; and authorizing and approving related matters.

Recommendation BUDGET AND FINANCE COMMITTEESponsors:

City Manager

CLERK OF COUNCIL

27. [202400392](#) **COMMUNICATION**, (application) submitted by the Clerk of Council from Cardinal Land Conservancy, 790 Garfield Ave, Milford, Ohio 45150, for Farmland in an Agricultural District located at 969 North Bend Road.

Recommendation EQUITABLE GROWTH & HOUSING COMMITTEE**Sponsors:** Clerk of Council

28. [202400393](#) **PETITION**, submitted by the Clerk of Council, from Margaret Waller, regarding a Proposed Amendment to the City Charter, Article XVII - Membership in a Metropolitan Planning Organization.

Recommendation FILE**Sponsors:** Clerk of Council

29. [202400396](#) **REGISTRATION (UPDATED)**, submitted by the Clerk of Council from Legislative Agent Kylie Jane Johnson, Policy Advocate, 1145 Chesapeake Ave, Suite I, Columbus, Ohio 43212.

Recommendation FILE**Sponsors:** Clerk of Council**BUDGET AND FINANCE COMMITTEE**

30. [202400221](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 1/18/2024, **APPROVING, AND AUTHORIZING** the City Manager to execute a Community Reinvestment Area Tax Exemption Agreement with The Beta Nu of Beta Theta Pi Building Company and the State of Ohio, for the use of the University of Cincinnati, thereby authorizing an eight-year tax exemption for 100 percent of the value of improvements made to real property located at 2630 University Court in the CUF neighborhood of Cincinnati, in connection with the remodeling of an existing building into nine residential units as well as meeting, academic, and social space consisting of approximately 12,690 square feet in aggregate, at a total remodeling costs of approximately \$5,084,640.

Recommendation PASS EMERGENCY**Sponsors:** City Manager

31. [202400306](#) **ORDINANCE (EMERGENCY)**, submitted by Councilmember Harris, from Emily Smart Woerner, City Solicitor, **AMENDING** Ordinance No. 275-2017, as previously amended by Ordinance Nos. 339-2018, 370-2020, and 24-2022, regarding the commercial policies of Community Reinvestment Area real property tax exemptions, to set a policy by which Council authorizes the Administration to approve the maximum Community Reinvestment Area real property tax exemption for projects awarded under the Notice of Funding Availability program and/or the Affordable Housing Leverage Fund program, without further approval by Council.

Recommendation PASS EMERGENCY**Sponsors:** Harris

32. [202400292](#) **ORDINANCE** submitted by Sheryl M. M. Long, City Manager, on 1/24/2024, **AUTHORIZING** the City Manager to apply for and accept a grant from the Federal Emergency Management Agency Building Resilience in Communities Direct Technical Assistance grant program (ALN 97.047) to provide technical assistance on project plans focused on building resilience in communities facing severe storms, landslides,

and stormwater challenges.

Recommendation PASS

Sponsors: City Manager

33. [202400293](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 1/24/2024, **AUTHORIZING** the City Manager to apply for, accept, and appropriate a grant of up to \$15,000 from the Hamilton County R3Source program, Waste Reduction Innovation Grant, to purchase and install community freezers and associated supplies in Avondale and Millvale; and **AUTHORIZING** the Director of Finance to deposit the grant funds into Public Health Research Fund revenue account no. 350x8571.

Recommendation PASS EMERGENCY

Sponsors: City Manager

34. [202400291](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 1/24/2024, **ESTABLISHING** new capital improvement program project account no. 980x234x242384, "Lunken Runway 3L-21R 2024 FAA AIP Grant," for the purpose of decommissioning runway 3L-21R at Lunken Airport; **AUTHORIZING** the City Manager to apply for, accept, and appropriate a grant of up to \$1,400,000 from the Federal Aviation Administration Airport Improvement Program (ALN 20.106) to newly established capital improvement program project account no. 980x234x242384, "Lunken Runway 3L-21R 2024 FAA AIP Grant," for the purpose of decommissioning Runway 3L-21R at Lunken Airport; and **AUTHORIZING** the Director of Finance to deposit the grant resources into capital improvement program project account no. 980x234x242384, "Lunken Runway 3L-21R 2024 FAA AIP Grant."

Recommendation PASS EMERGENCY

Sponsors: City Manager

35. [202400294](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 1/24/2024, **ESTABLISHING** new capital improvement program project account no. 980x232x242380, "Red Bank Rd SUP (PID 86461) ODOT," for the purpose of completing the Red Bank Road Shared Use Path (SUP) project; **AUTHORIZING** the City Manager to accept and appropriate up to \$1,070,173.60 from the Ohio Department of Transportation ("ODOT") (ALN 20.205) to newly established capital improvement program project account no. 980x232x242380, "Red Bank Rd SUP (PID 86461) ODOT"; **AUTHORIZING** the Director of Finance to deposit ODOT resources in an amount up to \$1,070,173.60 into capital improvement program project account no. 980x232x242380, "Red Bank Rd SUP (PID 86461) ODOT"; **AUTHORIZING** the City Manager to enter into a Local Public Agency Agreement with the Director of ODOT to complete the Red Bank Road Shared Use Path project; and **AUTHORIZING** the City Manager to do all things necessary to cooperate with the Director of ODOT in order to complete the Red Bank Road Shared Use Path project.

Recommendation PASS EMERGENCY

Sponsors: City Manager

SUPPLEMENTAL ITEMS**CLIMATE, ENVIRONMENT & INFRASTRUCTURE COMMITTEE**

36. [202400225](#) **MOTION**, submitted by Councilmember Jeffreys and Owens, **WE MOVE** that the Administration compile a report back to Council within sixty (60) days on the use of “energy benchmarking” practices and building performance standards in other cities and their effectiveness on reducing energy consumption and carbon emissions from residential, commercial, and industrial buildings. **WE MOVE** that the Administration share as a part of this report any learning as a result of the energy benchmarking involving companies in the 2030 District. (BALANCE ON FILE IN THE CLERK’S OFFICE) (STATEMENT ATTACHED)

Recommendation ADOPT

Sponsors: Jeffreys and Owens

EQUITABLE GROWTH & HOUSINGS COMMITTEE

37. [202400067](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 1/10/2024, **DESIGNATING** the First Baptist Church of Walnut Hills located at 2926 Park Avenue in the Walnut Hills neighborhood as a local historic landmark. (Subject to the Temporary Prohibition List <<https://www.cincinnati-oh.gov/law/ethics/city-business>>).

Recommendation PASS EMERGENCY

Sponsors: City Manager

38. [202400065](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 1/10/2024, **DESIGNATING** the H. & S. Pogue Service Building located at 310 Race Street in the Central Business District as a local historic landmark. (Subject to the Temporary Prohibition List <<https://www.cincinnati-oh.gov/law/ethics/city-business>>).

Recommendation PASS EMERGENCY

Sponsors: City Manager

39. [202400066](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 1/10/2024, **DESIGNATING** the St. Leo the Great School Building located at 2569 St. Leo Place in the North Fairmount neighborhood as a historic landmark. (Subject to the Temporary Prohibition List <<https://www.cincinnati-oh.gov/law/ethics/city-business>>).

Recommendation PASS EMERGENCY

Sponsors: City Manager

40. [202400096](#) **ORDINANCE** submitted by Sheryl M. M. Long, City Manager, on 1/10/2024, **AMENDING** the official zoning map of the City of Cincinnati to rezone certain real property located at 3024 Lavinia Avenue in Hyde Park neighborhood from RMX, “Residential Mixed,” zoning district to CN-M, “Commercial Neighborhood-Mixed,” zoning district to facilitate the construction of a 19-unit apartment building. (Subject to the Temporary Prohibition List

<<https://www.cincinnati-oh.gov/law/ethics/city-business>>).

Recommendation PASS EMERGENCY

Sponsors: City Manager

41. [202400210](#) **ORDINANCE** submitted by Sheryl M. M. Long, City Manager, on 1/17/2024, **MODIFYING** Chapter 1411, "Downtown Development Districts," of the Cincinnati Municipal Code by **AMENDING** the provisions of Sections 1411-25, "Location of Parking," and 1411-27 "Accessory Surface Parking," and by **ORDAINING** new Section 1411-32, "Temporary Surface Parking Facility Design Standards," and **REPEALING** Sections 1411-29, "Off-Site Parking," and 1441-13, "Temporary Parking Uses in Urban Renewal Areas," to restrict the development of surface parking lots in the DD, "Downtown Development," zoning district.

Recommendation PASS

Sponsors: City Manager

42. [202400307](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 1/24/2024, **AMENDING** Ordinance No. 415-2023 to renumber new Section 871-10, "Landlord's Obligation to Provide Tenant Relocation Assistance," to Section 871-14, "Landlord's Obligation to Provide Tenant Relocation Assistance," because Section 871-10 already exists in the Cincinnati Municipal Code.

Recommendation PASS EMERGENCY

Sponsors: City Manager

ANNOUNCEMENTS

Adjournment