



City of Cincinnati

801 Plum Street
Cincinnati, Ohio 45202

CALENDAR

Cincinnati City Council

Wednesday, September 22, 2021

2:00 PM

Council Chambers, Room 300

ROLL CALL

PRAYER AND PLEDGE OF ALLEGIANCE

FILING OF THE JOURNAL

MAYOR CRANLEY

Housing Advisory Board

1. [202102782](#)

APPOINTMENT, dated 09/14/2021, submitted by Mayor John Cranley, I hereby appoint Greg Landsman to the Housing Advisory Board for a term of four years. This appointment is submitted to City Council for its advice and consent pursuant to its Rules. (Male/White)

Recommendation

CONFIRM

Sponsors:

Mayor

2. [202102780](#)

APPOINTMENT, dated 09/14/2021, submitted by Mayor John Cranley, I hereby appoint Brendon Cull to the Advisory Board for a term of four years. This appointment is submitted to City Council for its advice and consent pursuant to its Rules. (Male/White)

Recommendation

CONFIRM

Sponsors:

Mayor

3. [202102825](#)

APPOINTMENT, submitted by Mayor John Cranley, I hereby appoint Jeniece Jones to the Housing Advisory Board for a term of four years. This appointment is submitted to City Council for its advice and consent pursuant to its rules.

Recommendation HOLD ONE WEEK PURSUANT TO THE RULES OF COUNCIL

Sponsors:

Mayor

Civil Service Commission - 1 Appointments: 1 Male; 1 White;

4. [202102779](#)

APPOINTMENT, dated 09/14/2021, submitted by Mayor John Cranley, I

hereby appoint Brian Griffin to the Civil Service Commission for a term of six years. This appointment is submitted to City Council for its advice and consent pursuant to its Rules. (Male/White)

Recommendation

CONFIRM

Sponsors:

Mayor

Children & Family - 15 Appointments: 7 Male; 8 Female; 2 White; 8 AA; 5 Unknown

5. [202102778](#) **APPOINTMENT**, submitted by Mayor John Cranley. I hereby appoint Chandra K Matthews-Smith to the Children & Families Cabinet for a term of three years. This appointment is submitted to City Council for its advice and consent pursuant to its rules. (Female/AA)

Recommendation CONFIRM

Sponsors:

Mayor

6. [202102783](#) **APPOINTMENT**, dated 09/2021, submitted by Mayor John Cranley, I hereby appoint Brandy Jones to the Children & Families Cabinet for a term of three years. This appointment is submitted to City Council for its advice and consent pursuant to its Rules. (Female/AA)

Recommendation CONFIRM

Sponsors:

Mayor

7. [202102784](#) **APPOINTMENT**, dated 9/2021 submitted by Mayor John Cranley. I hereby appoint Robert Kahn to the Children & Families Cabinet for a term of three years. This appointment is submitted to City Council for its advice and consent pursuant to its rules. (Male)

Recommendation CONFIRM

Sponsors:

Mayor

8. [202102785](#) **APPOINTMENT**, dated 9/2021 submitted by Mayor John Cranley. I hereby appoint Michael Patton to the Children & Families Cabinet for a term of three years. This appointment is submitted to City Council for its advice and consent pursuant to its rules. (Male/AA)

Recommendation

CONFIRM

Sponsors:

Mayor

9. [202102787](#) **APPOINTMENT**, dated 9/2021 submitted by Mayor John Cranley. I hereby appoint Thanapat Vichitchot to the Children & Families Cabinet for a term of three years. This appointment is submitted to City Council for its advice and consent pursuant to its rules. (Male)

Recommendation

CONFIRM

Sponsors:

Mayor

10. [202102788](#) **APPOINTMENT**, submitted by Mayor John Cranley, I hereby appoint Vanessa White to the Children & Families Cabinet for a term of three years. This

appointment is submitted to City Council for its advice and consent pursuant to its Rules. (Female/AA)

Recommendation CONFIRM

Sponsors: Mayor

11. [202102789](#)

APPOINTMENT, dated 09/14/2021, submitted by Mayor John Cranley, I hereby appoint Shauna Murphy to the Children & Families Cabinet for a term of three years. This appointment is submitted to City Council for its advice and consent pursuant to its Rules. (Female/AA)

Recommendation

CONFIRM

Sponsors: Mayor

12. [202102792](#)

APPOINTMENT, dated 9/2021 submitted by Mayor John Cranley. I hereby appoint Eric Kearney to the Children & Families Cabinet for a term of three years. This appointment is submitted to City Council for its advice and consent pursuant to its rules. (Male/AA)

Recommendation

CONFIRM

Sponsors: Mayor

13. [202102796](#)

APPOINTMENT, dated 9/2021 submitted by Mayor John Cranley. I hereby appoint Sylvia S. Hendon to the Children & Families Cabinet for a term of three years. This appointment is submitted to City Council for its advice and consent pursuant to its rules. (Female/White)

Recommendation

CONFIRM

Sponsors: Mayor

14. [202102826](#)

APPOINTMENT, submitted by Mayor John Cranley, I hereby appoint Greg Landsman to the Children & Families Cabinet for a term concurrent with his term as chair of the Major Projects & Smart Government Committee. This appointment is submitted to City Council for its advice and consent pursuant to its Rules. (Male/White)

Recommendation HOLD ONE WEEK PURSUANT TO THE RULES OF COUNCIL

Sponsors: Mayor

15. [202102786](#)

APPOINTMENT, submitted by Mayor John Cranley, I hereby appoint Jeremiah Thompson to the Children & Families Cabinet for a term of one year. This appointment is submitted to City Council for its advice and consent pursuant to its Rules. (Male)

Recommendation CONFIRM

Sponsors: Mayor

16. [202102790](#)

APPOINTMENT, submitted by Mayor John Cranley, I hereby appoint Gregory Johnson to the Children & Families Cabinet for a term of three years. This appointment is submitted to City Council for its advice and consent pursuant to

its Rules. (Male/AA)

Recommendation CONFIRM

Sponsors: Mayor

17. [202102791](#) **APPOINTMENT**, submitted by Mayor John Cranley, I hereby appoint Leslie Maloney to the Children & Families Cabinet for a term of three years. This appointment is submitted to City Council for its advice and consent pursuant to its Rules. (Female/White)

Recommendation CONFIRM

Sponsors: Mayor

18. [202102793](#) **APPOINTMENT**, submitted by Mayor John Cranley, I hereby appoint Rebecca Hammor to the Children & Families Cabinet for a term of one year. This appointment is submitted to City Council for its advice and consent pursuant to its Rules. (Female)

Recommendation CONFIRM

Sponsors: Mayor

19. [202102794](#) **APPOINTMENT**, submitted by Mayor John Cranley, I hereby appoint Ronald Holley to the Children & Families Cabinet for a term of one year. This appointment is submitted to City Council for its advice and consent pursuant to its Rules. (Male)

Recommendation CONFIRM

Sponsors: Mayor

20. [202102795](#) **APPOINTMENT**, submitted by Mayor John Cranley, I hereby appoint Denisha Porter to the Children & Families Cabinet for a term of three years. This appointment is submitted to City Council for its advice and consent pursuant to its Rules. (Female/AA)

Recommendation CONFIRM

Sponsors: Mayor

MS. KEATING

21. [202102822](#) **RESOLUTION**, dated 09/15/2021, submitted by Councilmember Liz Keating from Andrew Garth, City Solicitor, **RECOGNIZING** and JOINING the Library's senior leadership, staff, and local officials in commemorating the South Building of the Downtown Main Library in preparation for its closing as it undergoes improvements and renovations as part of its *Building the Next Generation Library* initiative.

Recommendation PASS

Sponsors: Keating

MR. LANDSMAN

22. [202102819](#) **MOTION**, submitted by Councilmember Landsman, **WE MOVE** that the Administration work with all youth job partners- such as Cincinnati Recreation Commission, ArtWorks, the Urban League, etc. - to determine the existing collective waiting list for all youth job programs that the city supports or financially participates in.

Recommendation EQUILTY, INCLUSION, YOUTH AND THE ARTS COMMITTEE**Sponsors:** Landsman

23. [202102820](#) **MOTION**, submitted by Councilmember Landsman, **WE MOVE** to request the Administration re-publish downloadable 1-pager overviews of each TIF for neighborhood leaders. We further move that Council and Communities are updated quarterly or semi-annually on all TIF spending.

Recommendation ECONOMIC GROWTH & ZONING COMMITTEE**Sponsors:** Landsman

24. [202102821](#) **MOTION**, submitted by Councilmember Landsman, **WE MOVE** to formally request accident data on e-scooters in dense areas of Cincinnati and any recommendations the Administration may have in terms of limiting the use of e-scooters in specific areas to improve pedestrian safety, based on that crash data and similar actions taken in other cities. (STATEMENT ATTACHED)

Recommendation LAW AND PUBLIC SAFETY COMMITTEE**Sponsors:** Landsman**MR. SEELBACH**

25. [202102823](#) **ORDINANCE**, dated 09/16/2021, submitted by Councilmember Chris Seelbach from Andrew Garth, City Solicitor, **DECLARING** that Sixth Street between Main Street and Walnut Street hereby receive the honorary, secondary name of Jean-Robert de Cavel Way in honor of Jean-Robert de Cavel, in recognition of his decades of influence on Greater Cincinnati's restaurant scene, including a decade as chef as The Maisonette, which was the highest rated restaurant in North America during his tenure.

Recommendation NEIGHBORHOODS COMMITTEE**Sponsors:** Seelbach**MS. SUNDERMANN**

26. [202102808](#) **ORDINANCE (EMERGENCY)**, dated 09/14/2021, submitted by Councilmember Sundermann, from Andrew Garth, City Solicitor, **AUTHORIZING** the transfer and appropriation of the sum of \$500,000 from the unappropriated surplus of General Fund 050 to existing capital improvement program project account no. 980x164x221623, "Warsaw Avenue Creative Campus," for the purpose of providing additional resources for the non-profit community development corporation Price Hill Will to develop the Warsaw Creative Campus project in East Price Hill.

Recommendation

BUDGET AND FINANCE COMMITTEE

Sponsors: Sundermann**CITY MANAGER**

27. [202102762](#) **REPORT**, dated 9/22/2021 submitted by Paula Boggs Muething, City Manager, on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for N&I MARKET INC, DBA N&I GROCERY

MARKET, 2923 Gilbert Avenue, Cincinnati, Ohio 45206. (#6277255, C1,C2, D6, TRANSFER) [Objections: YES]

Recommendation FILE

Sponsors: City Manager

28. [202102763](#) **REPORT**, dated 9/22/2021 submitted by Paula Boggs Muething, City Manager, on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for GENK13 INC, 3200 Vandercar Way & Patio, Cincinnati, Ohio 45209. (#3116265, D1, D2, TREX [Objections: NONE]

Recommendation FILE

Sponsors: City Manager

29. [202102764](#) **REPORT**, dated 9/22/2021 submitted by Paula Boggs Muething, City Manager, on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for ATELIER DU VIN LIMITED, 1725 Madison Rd, Cincinnati, Ohio 45206. (#0139575, D4, NEW) [Objections: NONE]

Recommendation FILE

Sponsors: City Manager

30. [202102765](#) **REPORT**, dated 9/22/2021 submitted by Paula Boggs Muething, City Manager, on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for KATCH THE KITCHEN LLC, DBA, KATCH THE KITCHEN, 4172 Hamilton Av, Cincinnati, Ohio 45223. (#4504172, D5J, NEW) [Objections: NONE]

Recommendation FILE

Sponsors: City Manager

31. [202102767](#) **REPORT**, dated 9/22/2021 submitted by Paula Boggs Muething, City Manager, on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for CINCINNATI BALLET CO INC, DBA, CINCINNATI BALLET, 1801 Gilbert Avenue, Cincinnati, Ohio 45202. (#14899600005, D5H, NEW) [Objections: NONE]

Recommendation FILE

Sponsors: City Manager

32. [202102777](#) **REPORT**, dated 9/22/2021 submitted by Paula Boggs Muething, City Manager, on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for SUSHI CAFÉ WORLD OF CINCINNATI LLC, DBA MR SUSHI, 580 Walnut Street STE D, Cincinnati, Ohio 45202. (#8717554, D5, D6, STCK) [Objections: NONE]

Recommendation FILE

Sponsors: City Manager

33. [202102797](#) **REPORT**, dated 9/22/2021, submitted by Paula Boggs Muething, City Manager, regarding Special Event Permit Application for PAWTY PALOOZA.

Recommendation FILE

Sponsors: City Manager

34. [202102800](#) **REPORT**, dated 9/22/2021 submitted by Paula Boggs Muething, City Manager, on a communication from the State of Ohio, Division of Liquor Control,

advising of a permit application for SPICY & TASTY CULINARY LLC, DBA SICHUAN PALACE, 343 Calhoun Street, Cincinnati, Ohio 45219. (#8421595, D5, TRANSFER) [Objections: YES]

Recommendation FILE

Sponsors: City Manager

35. [202102801](#) **REPORT**, dated 9/22/2021 submitted by Paula Boggs Muething, City Manager, on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for COSMIC GORILLA LLC, DBA COSMIC GORILLA, 1834 Race Street, Cincinnati, Ohio 45202. (#1761834, D5J, NEW) [Objections: NONE]

Recommendation FILE

Sponsors: City Manager

36. [202102806](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 9/22/2021, **AUTHORIZING** the payment of \$4,600 from the Recreation Department's non-personnel operating budget account no. 323x197x1760x7289 as a moral obligation to Diamond Pro Umpires Association for services rendered to the City of Cincinnati from March 2021 to July 2021; and **AUTHORIZING** the payment of \$9,700 from the Recreation Department's non-personnel operating budget account no. 308x199x5960x7279 as a moral obligation to Junior Achievement of OKI Partners for platform sharing, user support, and curriculum for the Mayor's Career Expo job fair in April 2021.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

37. [202102807](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 9/22/2021, **AUTHORIZING** the City Manager to accept a donation from Talbert House Services of 500 unexpired Narcan kits to the Cincinnati Police Department valued at a total of \$42,000.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

38. [202102809](#) **ORDINANCE** submitted by Paula Boggs Muething, City Manager, on 9/22/2021, **AUTHORIZING** the City Manager to execute a Property Sale Agreement with Barrow Outlot LLC for the sale of City-owned real property located at the northeast corner of the intersection of Ridge and Alamo Avenues in Oakley.

Recommendation BUDGET AND FINANCE COMMITTEE

39. [202102810](#) **REPORT**, dated 9/22/2021, submitted by Paula Boggs Muething, City Manager, regarding crossing guard and pedestrian safety improvements for schools. (SEE DOC. #202102676)

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

40. [202102811](#) **REPORT**, dated 9/22/2021, submitted by Paula Boggs Muething, City Manager, regarding mental health services available to law enforcement officers. (SEE DOC. #202100943)

Recommendation LAW AND PUBLIC SAFETY COMMITTEE**Sponsors:** City Manager

41. [202102812](#) **REPORT**, dated 9/22/2021, submitted by Paula Boggs Muething, City Manager, regarding City roadway improvements and traffic calming in the FY 2022 Budget. (SEE DOC. #202102165)

Recommendation BUDGET AND FINANCE COMMITTEE**Sponsors:** City Manager

42. [202102824](#) **REPORT**, dated 9/22/2021, submitted by Paula Boggs Muething, City Manager, regarding use of Fleet Replacement budget for West Fork Incinerator. (SEE DOC. #202102306)

Recommendation BUDGET AND FINANCE COMMITTEE**Sponsors:** City Manager**BUDGET AND FINANCE COMMITTEE**

43. [202102725](#) **REPORT**, dated 9/10/2021, submitted by Paula Boggs Muething, City Manager, regarding Department of Finance Report for the Fiscal Year Ended June 30, 2021 (unaudited)

Recommendation APPROVE & FILE**Sponsors:** City Manager

44. [202102726](#) **REPORT**, dated 9/8/2021, submitted by Paula Boggs Muething, City Manager, regarding FY 2021 Carryover to FY 2022 Report

Recommendation APPROVE & FILE**Sponsors:** City Manager

45. [202102772](#) **MOTION**, dated 9/9/2021, submitted by Councilmember Landsman, Establishing Performance Measurement Goals for the Distribution of Eviction Prevention Funding. **WE MOVE** that the Administration work with the Community Action Agency (CAA) and other relevant partners to immediately establish performance measurement goals for the distribution of the eviction prevention emergency funding. We further move that these results-based performance measurement goals are reported to Council - along with any potential areas of support (e.g. Additional staffing or enhanced communication) - so as to allow us to act more aggressively and purposefully to ensure money is getting to people faster. (STATEMENT ATTACHED)

Recommendation

ADOPT

Sponsors: Landsman

46. [202102805](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 9/20/2021, **AUTHORIZING** the City Manager to execute a *Property Sale and Development Agreement* with Nassau Avenue Investments, LLC, an affiliate of The Model Group, Inc., for the sale of City-owned property located at 114-116 W. Elder Street in the Over-the-Rhine neighborhood of Cincinnati, for a mixed-use development consisting of first floor commercial space and approximately 16 residential units.

Recommendation PASS EMERGENCY**Sponsors:** City Manager

47. [202102814](#) **ORDINANCE (B VERSION) (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 9/20/2021, **PROVIDING** for potential income tax refund claims for calendar year 2021 based on state legislation authorizing such refund claims for taxpayers whose employers withheld municipal income tax for the City of Cincinnati even though the underlying income may not be taxable by the City of Cincinnati due to work location during calendar year 2021 by notwithstanding the provisions of Sections 14, 15, and 16 of Ordinance No. 0213-2019, which amended the policy of managing the Stabilization Funds for the City of Cincinnati and established the Waterfall Funding Mechanism for funding the Stabilization Funds, to establish a new balance sheet reserve account no. 050x3421, "Income Tax Reserve for Refunds," within the General Fund 050 and to authorize the transfer of funds to the newly established "Income Tax Reserve for Refunds" balance sheet reserve account; **AUTHORIZING** the transfer of the sum of \$50,015,389 from the unappropriated surplus of General Fund 050 to balance sheet reserve account no. 050x3421, "Income Tax Reserve for Refunds," for the purpose of providing resources for income tax refunds to taxpayers whose employers withheld municipal income tax for the City of Cincinnati even though the underlying income may not be taxable by the City of Cincinnati due to work location during calendar year 2021; **AUTHORIZING** the transfer of the sum of \$3,162,738 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 \$3,258,579 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 \$4,397,435 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; **AUTHORIZING** the appropriation of the sum of \$1,062,737 from the unappropriated surplus of General Fund 050 to the various General Fund operating budget accounts according to the attached Section A of the General Fund Operating Budget Schedule of Appropriation for the purpose of providing funds for: the Department of Human Resources for sworn testing (\$45,237) and the HR Centralization Initiative (\$102,500); the Department of Parks for a mower and other maintenance equipment (\$22,000); the Cincinnati Police Department for records management software to be used in conjunction with the Law Department (\$85,000); the City Manager's Office for leveraged support to the Chamber of Commerce - Immigration

Center Partnership (COMPASS) (\$50,000), funding for the Manager's Advisory Group (MAG) for a Youth Violence Reduction Initiative (\$200,000), funding for the Cincinnati Citizens Respect Our Witnesses (CCROW) program (\$208,000), and funding for Equitas Health for a Mobile Outreach Vehicle (MOVE) to provide for the health care needs of those living with HIV or at risk of HIV transmission (\$100,000); and the Department of Public Services for a safe and clean neighborhood fund (\$250,000); AUTHORIZING the transfer and return to source Fund 758 of the sum of \$525,000 from various capital improvement program project accounts according to the attached Section A of the Capital Budget Schedule of Transfer for the purpose of realigning the expenditures sought within the various scopes of work associated with certain projects to utilize operating budget resources as opposed to capital resources; ESTABLISHING new capital improvement program project account no. 980x164x221616, "King Records Building Restoration," for the purpose of providing resources to preserve, restore, and renovate the former King Records building in the Evanston neighborhood; AUTHORIZING the transfer and appropriation of the sum of \$1,000,000 from the unappropriated surplus of General Fund 050 and Income Tax Capital Fund 758 to new capital improvement program project account no. 980x164x221616, "King Records Building Restoration," for the purpose of providing resources to preserve, restore, and renovate the former King Records building in the Evanston neighborhood according to the attached Section B of the Capital Budget Schedule of Transfer; DECLARING expenditures from capital improvement program project account no. 980x164x221616, "King Records Building Restoration," to be for a public purpose; AUTHORIZING the appropriation of the sum of \$525,000 from the unappropriated surplus of General Fund 050 to the various General Fund operating budget accounts according to the attached Section B of the General Fund Operating Budget Schedule of Appropriation for the purpose of realigning the expenditures sought within the various scopes of work associated with certain projects to utilize operating budget resources instead of capital resources; ESTABLISHING new capital improvement program project account no. 980x164x221606, "Cincinnati Contemporary Arts Center," for the purpose of providing resources to renovate the 6th floor Creativity Center at the Contemporary Arts Center; AUTHORIZING the transfer and appropriation of the sum of \$100,000 from the unappropriated surplus of General Fund 050 to new capital improvement program project account no. 980x164x221606, "Cincinnati Contemporary Arts Center" for the purpose of providing resources to renovate the 6th floor Creativity Center at the Contemporary Arts Center; DECLARING expenditures from capital improvement program project account no. 980x164x221606, "Cincinnati Contemporary Arts Center," to be for a public purpose; ESTABLISHING new capital improvement program project account no. 980x232x222353, "Central Parkway Streetscape," for the purpose of providing resources

for the design and construction of streetscape improvements on Central Parkway in the area of the FC Cincinnati stadium; AUTHORIZING the transfer and appropriation of the sum of \$1,000,000 from the unappropriated surplus of the General Fund to new capital improvement program project account 980x232x222353, "Central Parkway Streetscape," for the purpose of providing resources for the design and construction of streetscape improvements on Central Parkway in the area of the FC Cincinnati stadium; ESTABLISHING new capital improvement program project account no. 980x203x222009, "Freedom Center Park," for the purpose of providing resources for the design and construction of improvements to the park located adjacent to the Freedom Center; AUTHORIZING the transfer and appropriation of the sum of \$1,000,000 from the unappropriated surplus of Downtown South/Riverfront Equivalent Fund 481 to new capital improvement program project account no. 980x203x222009, "Freedom Center Park," for the purpose of providing resources for Freedom Center Park at the Banks; and DECLARING expenditures from capital improvement program project account no. 980x203x222009, "Freedom Center Park," to be for a public purpose and constitute a "Public Infrastructure Improvement" (as defined in Section 5709.40(A)(8) of the Ohio Revised Code), that will benefit and/or serve the District 2-Downtown South/Riverfront District Incentive District, subject to compliance with Ohio Revised Code Sections 5709.40 through 5709.43.

Recommendation PASS EMERGENCY

Sponsors: City Manager

ANNOUNCEMENTS

Adjournment