



City of Cincinnati

801 Plum Street
Cincinnati, Ohio 45202

CALENDAR

Cincinnati City Council

Wednesday, April 21, 2021

2:00 PM

Council Chambers, Room 300

ROLL CALL

PRAYER AND PLEDGE OF ALLEGIANCE

FILING OF THE JOURNAL

MR. GOODIN

MS. KEARNEY

1. [202101511](#) **MOTION**, submitted by Councilmembers Goodin and Kearney, Since 2003, the Wesley Chapel Mission Center (WCMC) has been a stable influence in Over-the-Rhine, serving at-risk youth by providing educational programs, guiding social and moral development, and collaborating with community partners. Unlike most recreational centers, the WCMC remained open throughout the pandemic as a haven offering food and tutoring programs to over a hundred students, and as a daycare center for area youth. The Center also continued to employ staff and attract volunteer aides to assist families impacted by COVID-19. Accordingly, **WE MOVE** that a portion of Cincinnati's American Rescue Plan appropriation be committed to the Wesley Chapel Mission Center to fund its numerous programs and building site improvements.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: Goodin and Kearney

MS. KEATING

2. [202101506](#) **MOTION**, submitted by Councilmember Keating, The water reservoir to the south east of Eden Park's Mirror Lake has two large grassplots. Cincinnati residents have proposed to plant a grove of Japanese Cherry Trees in one of those grassplots to celebrate the role of Cincinnati's own Helen Taft as First Lady of the United States of America. **WE MOVE** for the City Administration to provide a REPORT on the physical feasibility and agricultural capability of planting a grove of cherry trees around the water reservoir near Eden Park's Mirror Lake (Photo Attached). (STATEMENT ATTACHED)

Recommendation NEIGHBORHOODS COMMITTEE

Sponsors: Keating

MR. LANDSMAN

3. [202101473](#) **MOTION**, submitted by Councilmember Landsman, We hereby move that the start time of Cincinnati City Council's Major Projects and Smart Government

Committee be moved from 1pm to 2pm.

Recommendation MAJOR PROJECTS & SMART GOVERNMENT COMMITTEE

Sponsors: Landsman

MS. SUNDERMANN

4. [202101491](#) **MOTION**, submitted by Councilmember Sundermann, **WE MOVE** the Administration provide a report on the potential impact that passage of ISSUE 3, the charter amendment that would mandate at least \$50 million each year be allocated solely for affordable housing, could have on the financial health of the Cincinnati Retirement System given the predictions of mass layoffs in the event of its passage. (STATEMENT ATTACHED)

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: Sundermann

MS. SUNDERMANN

MS. KEARNEY

MS. KEATING

5. [202101499](#) **MOTION**, submitted by Councilmembers Sundermann, Kearney and Keating, **WE MOVE** that the Administration draft an ordinance to provide \$60,000 to The Salvation Army of Southwest Ohio and Northeast Kentucky's Anti-Human Trafficking Program and End Slavery Cincinnati to support their work conducting outreach to identify and serve human trafficking victims within the City of Cincinnati. The source of these funds should be anticipated relief funds from the American Rescue Plan. (STATEMENT ATTACHED)

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: Sundermann, Kearney and Keating

CITY MANAGER

6. [202101422](#) **REPORT**, dated 4/21/2021 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 BREWERY DISTRICT APARTMENTS LLC, 1908 Elm Street, Cincinnati, Ohio 45202. (#1489139, D5J, D6, NEW) [Objections: YES]

Recommendation FILE

Sponsors: City Manager

7. [202101423](#) **REPORT**, dated 4/21/2021 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 TWIN CAPTAINS LLC, 4333 River Road & Patio, Cincinnati, Ohio 45204. (#9118551, D5F, D6, TRANSFER) [Objections: YES]

Recommendation FILE

Sponsors: City Manager

8. [202101449](#) **ORDINANCE** submitted by Paula Boggs Muething, City Manager, on 4/21/2021, **AUTHORIZING** the City Manager to apply for, accept, and appropriate a grant of up to \$95,035 from the Department of Homeland Security, Federal Emergency Management Agency FY 2020 Assistance to Firefighters Grant Program (CFDA No. 97.044) to Fire Grants Fund 472 for the purpose of funding the purchase of a gear washer and extractor and six gear drying cabinets for the Cincinnati Fire Department.
- Recommendation** BUDGET AND FINANCE COMMITTEE
- Sponsors:** City Manager
9. [202101475](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 4/21/2021, **APPROVING AND AUTHORIZING** the City Manager to execute a *Community Reinvestment Area Tax Exemption Agreement (LEED or Living Building Challenge)* with Melrose IHNGC Limited Partnership, thereby authorizing a 15-year tax exemption for 100% of the value of improvements made to real property located at 835-849 Oak Street in the Walnut Hills neighborhood of Cincinnati, in connection with the construction of a new building comprised of approximately 595 square feet of office space and approximately 26,204 square feet of residential space, consisting of 26 affordable residential rental units, which construction shall be completed in compliance with Leadership in Energy and Environmental Design Silver, Gold or Platinum standards or Living Building Challenge standards, at a total construction cost of approximately \$3,592,000.
- Recommendation** BUDGET AND FINANCE COMMITTEE
- Sponsors:** City Manager
10. [202101476](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 4/21/2021, **APPROVING AND AUTHORIZING** the City Manager to execute a *Community Reinvestment Area Tax Exemption Agreement* with MKRB 1 LLC, thereby authorizing a 15-year tax exemption for 100% of the value of improvements made to real property located at 1646 Vine Street in the Over-the-Rhine neighborhood of Cincinnati, in connection with the remodeling of the existing building into approximately 1,200 square feet of commercial retail space and approximately 5,250 square feet of residential space, consisting of 8 apartments, at a total remodeling cost of approximately \$138,480.
- Recommendation** BUDGET AND FINANCE COMMITTEE
- Sponsors:** City Manager
11. [202101477](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 4/21/2021, **AUTHORIZING** the City Manager to execute a *Lease Agreement* with UC Health, LLC, pursuant to which the City will lease for up to sixty-two years a portion of Goodman Street located west of Burnet Avenue, a portion of Highland Avenue located north of Piedmont Avenue, and certain other real property used for transportation purposed in the Corryville neighborhood.
- Recommendation** BUDGET AND FINANCE COMMITTEE
- Sponsors:** City Manager
12. [202101479](#) **ORDINANCE** submitted by Paula Boggs Muething, City Manager, on

4/21/2021, **AMENDING** the official zoning map of the City of Cincinnati to rezone the real property located at 4804-4810 Whetsel Avenue in the Madisonville neighborhood from the T4N.SF, "T4 Neighborhood Small Footprint," and T4N.SF-O, "T4 Neighborhood Small Footprint - Open," transect zones to the T5MS-O, "T5 Main Street - Open," transect zone to facilitate the establishment of a new restaurant.

Recommendation ECONOMIC GROWTH & ZONING COMMITTEE

Sponsors: City Manager

13. [202101480](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 4/21/2021, **APPROVING AND AUTHORIZING** the City Manager to execute a *Community Reinvestment Area Tax Exemption Agreement* with 1923 Elm, LLC, thereby authorizing a 15-year tax exemption for 100% of the value of improvements made to real property located at 1923-1927 Elm Street and 205-207 Henry Street in the Over-the-Rhine neighborhood of Cincinnati, in connection with the remodeling of an existing building into approximately 13,398 square feet of commercial space, consisting of a 20-room boutique hotel, which remodeling shall be completed in compliance with Leadership in Energy Environmental Design Silver, Gold, or Platinum standards or Living Building Challenge standards, a total construction cost of approximately \$4,147,682.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

14. [202101481](#) **ORDINANCE** submitted by Paula Boggs Muething, City Manager, on 4/21/2021, **MODIFYING** the provisions of Chapter 730, "Commercial Waste Franchises," of the Cincinnati Municipal Code by **AMENDING** Section 730-1-A, "Applicant," Section 730-1-C2, "Clean Hard Fill," Section 730-1-C3, "Commercial Waste," Section 730-1-C6, "Construction and Demolition Debris," Section 730-1-R, "Recyclable Materials," Section 730-3, "Applicability; Requirement for Franchise; Term of Franchise," Section 730-5, "General Provisions," Section 730-7, "Award of Franchises," Section 730-9, "Basis for Award of Franchise," Section 730-19, "Bond Requirements," Section 730-21, "Insurance Requirements," and Section 730-25, "Methods of Solid Waste Collection"; **ORDAINING** new Sections 730-1-C2, "Clean Hard Fill," 730-1-L, "Legitimate Recycling Facility," 730-1-R2, "Recycling," and 730-27, "Program Rules and Regulations,"; and **REPEALING** Section 730-1-D, "Department," to clarify the definition of "commercial waste" and the application process for franchisees.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

15. [202101482](#) **ORDINANCE** submitted by Paula Boggs Muething, City Manager, on 4/21/2021, **AUTHORIZING** the City Manager to extend the term of existing commercial waste collection service franchise agreements between the City and commercial waste collection service franchisees for two additional one-year periods, notwithstanding the provisions of Chapter 730 of the Cincinnati Municipal Code, in order to align the terms of existing franchise agreements with those of prospective franchise agreements to be executed in 2021.

Recommendation BUDGET AND FINANCE COMMITTEE**Sponsors:** City Manager**CLERK OF COUNCIL**

16. [202101507](#) **STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Jason Nathan Cooper/City Manager's Office/Division Manager.

Recommendation FILE**Sponsors:** Clerk of Council

17. **202101508** **STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Rajesh Ranjit/Community and Economic Development- Division Manager.

Recommendation FILE**Sponsors:** Clerk of Council

18. [202101509](#) **STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Greg J. Landsman/Member of Council (CITY).

Recommendation FILE**Sponsors:** Clerk of Council

19. [202101510](#) **STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Christopher E. Smitherman/Vice Mayor (ETHICS).

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

20. [202100672](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 2/18/2021, **MODIFYING** the salary range schedule for the classification of Sewer Construction Inspector by repealing existing Section 725, Division I, of Chapter 307 of the Cincinnati Municipal Code in order to ensure that the new salary range is consistent with the level of responsibility and competitive with similar positions across internal and external job markets.

Recommendation PASS EMERGENCY**Sponsors:** City Manager

21. [202101409](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 4/14/2021, **ESTABLISHING** new capital improvement program project account no. 980x232x212372, "Wasson Way Trail - COTF," for the purpose of providing resources for the construction of Phases 4 and 5 of the Wasson Way Trail project; **AUTHORIZING** the City Manager to accept and appropriate grant resources in an amount up to \$500,000 from the Clean Ohio Trails Fund program as awarded by the Ohio Department of Natural Resources to newly established capital improvement program project account no. 980x232x212372 "Wasson Way Trail - COTF," for the purpose of providing resources for the construction of Phases 4 and 5 of the Wasson Way Trail

project; and AUTHORIZING the City Manager to execute any agreements necessary for the receipt and administration of these grant resources.

Recommendation PASS

Sponsors: City Manager

22. [202101411](#) **ORDINANCE** submitted by Paula Boggs Muething, City Manager, on 4/14/2021, **AUTHORIZING** the City Manager to accept an in-kind donation from the Ohio Blue Ribbon Arson Committee of equipment valued at \$1,000 for use by the Cincinnati Fire Department Fire Investigation Unit.

Recommendation PASS

Sponsors: City Manager

23. [202101414](#) **ORDINANCE** submitted by Paula Boggs Muething, City Manager, on 4/14/2021, **AUTHORIZING** the City Manager to vacate and sell to Auburn land Holdings LLC approximately 0.5046 acres of the public right-of-way known as Macauley Street in the Mt. Auburn neighborhood.

Recommendation PASS

Sponsors: City Manager

24. [202101415](#) **ORDINANCE** submitted by Paula Boggs Muething, City Manager, on 4/14/2021, **AUTHORIZING** the City Manager to apply for, accept, and appropriate a grant in an amount up to \$30,000 from the Greater Cincinnati Foundation, Educational Success Program, for the purpose of providing low-to no-cost programming for families in need; and AUTHORIZING the Finance Director to deposit these funds in Recreation Special Activities Fund revenue account no. 323x199x8571.

Recommendation PASS

Sponsors: City Manager

25. [202101416](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 4/14/2021, **AMENDING** Ordinance No. 304-2020 to authorize the City Manager to apply for, accept, and appropriate a grant in the amount of up to \$3,500,000 from the United States Department of Housing and Urban Development Office of Lead Hazard Control and Healthy Homes, Lead Hazard Reduction Grant Program (CFDA 14.905) to Lead Hazard Control Research Grant Fund 387 for the purpose of identifying and controlling lead-based paint hazards in eligible, privately owned housing for low-income occupants.

Recommendation PASS EMERGENCY

Sponsors: City Manager

26. [202101417](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 4/14/2021, **AUTHORIZING** the acceptance and appropriation of the sum of \$1,281,332 from the United States Department of Housing and Urban Development to Housing Opportunities for Persons with HIV/AIDS Fund 465; and ANNOUNCING the City's intention to use said sum for various projects and operating allocations for the Housing Opportunities for Persons with HIV/AIDS Grant Program for Calendar Year 2021 and to file the 2021 Annual Action Plan, in accordance with the attached Appropriation Schedule.

Recommendation PASS EMERGENCY

Sponsors: City Manager

27. [202101418](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 4/14/2021, **AUTHORIZING** the acceptance and appropriation of the sum of \$2,737,925 from the U.S. Department of Housing and Urban Development to various Home Investment Trust Fund 411 project accounts in accordance with Section 1 of the attached Appropriation Schedule; **AUTHORIZING** the appropriation of the sum of \$170,329.05 to Home Investment Trust Fund 411 project accounts in accordance with Section 1 of the attached Appropriation Schedule; **ANNOUNCING** the City's intention to use said sum for various projects and operating allocations for the HOME Investment Partnerships Grant Program for Calendar Year 2021 according to Section 1 of the attached Appropriation Schedule; **AUTHORIZING** the return to source of the sum of \$219,778.89 from various existing Home Investment Trust Fund 411 project accounts for the purpose of correcting a HUD Entitlement Grant calculation error and to reflect available grant resources in accordance with Section 2 of the attached Appropriation Schedule; and **AUTHORIZING** the appropriation of the sum of \$222,875.89 from the unappropriated surplus of Home Investment Trust Fund 411 to various Home Investment Trust Fund 411 project accounts for the purpose of aligning resources with program needs in accordance with Section 3 of the attached Appropriation Schedule.

Recommendation PASS EMERGENCY

Sponsors: City Manager

28. [202101419](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 4/14/2021, **AUTHORIZING** the acceptance and appropriation of the sum of \$997,610 from the U.S. Department of Housing and Urban Development to Emergency Shelter Grant Fund 445, in accordance with the attached Appropriation Schedule; and **ANNOUNCING** the City's intention to use said sum for various projects and operating allocations for the Emergency Solutions Grant Program for calendar year 2021 and filing of the 2021 Annual Action Plan, in accordance with the attached Appropriation Schedule.

Recommendation PASS EMERGENCY

Sponsors: City Manager

29. [202101424](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 4/14/2021, **APPROVING AND AUTHORIZING** the City Manager to execute a Community Reinvestment Area Tax Exemption Agreement with CH KeyMark LLC, thereby authorizing a 15-year tax exemption for 100% of the value of improvements made to real property located at 5920 Hamilton Avenue in the College Hill neighborhood of Cincinnati, in connection with the remodeling of the existing building to create approximately 5,200 square feet of commercial restaurant space, at a total construction cost of approximately \$848,000.

Recommendation PASS EMERGENCY

Sponsors: City Manager

30. [202101464](#) **ORDINANCE (EMERGENCY)**, submitted Paula Boggs Muething, City Manager, **ESTABLISHING** new Fund 469, "Local Fiscal Recovery," for receipt

of funds from the American Rescue Plan (ARP) due to the COVID-19 pandemic; AUTHORIZING the City Manager to accept the sum of up to \$291,590,000 from the United States Department of the Treasury as an initial allocation provided by the ARP Act as part of the Coronavirus Local Fiscal Recovery Fund (LFRF) for the purpose of providing significant stimulus and recovery funding to local governments throughout the United States related to COVID-19; and AUTHORIZING the Finance Director to deposit the funds in Fund 469, "Local Fiscal Recovery," revenue account no. 469x8543.

Recommendation PASS EMERGENCY

Sponsors: City Manager

31. [202101478](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 4/19/2021, **AUTHORIZING** the acceptance and appropriation of a grant of \$11,603,976 from the U.S. Department of Housing and Urban Development ("HUD") to various Community Development Block Grant Fund 304 project accounts in accordance with Section 1 of the attached Appropriation Schedule; **ANNOUNCING** the City's intention to use said funds for various projects and operating allocations for the Community Development Block Grant Program for Calendar Year 2021 and filing of the 2021 Annual Action Plan according to Section 1 of the attached Appropriation Schedule; **AUTHORIZING** the return to source of \$54,952.99 from various existing Community Development Block Grant Fund 304 project accounts for the purpose of correcting a HUD Entitlement Grant calculation error and to reflect the reprioritization of certain projects in accordance with Section 2 of the attached Appropriation Schedule; and **AUTHORIZING** the appropriation of the sum of \$404,058.10 from the unappropriated surplus of the Community Development Block Grant Fund 304 to various Community Development Block Grant Fund 304 project accounts for the purpose of reprioritizing certain projects and providing funding for the continuation of vital programs in accordance with Section 3 of the attached Appropriation Schedule.

Recommendation PASS EMERGENCY

Sponsors: City Manager

EDUCATION, INNOVATION & GROWTH COMMITTEE

32. [202101406](#) **MOTION**, submitted by Councilmembers Sundermann, Kearney, and Keating, **WE MOVE** the City Administration pursue policy changes of indefinitely preserving the ability of members of the public, the city administration, the mayor and city council to fully participate in city council business virtually. Full participation for the public includes virtual access to public comment and presentations. Full participation for the mayor and councilmembers includes virtual access to participation and voting during committee and council meetings. **WE FURTHER MOVE** if this is found to be an option that the City Administration take the necessary steps to provide for and implement for option of full virtual participation. (STATEMENT ATTACHED)

Recommendation ADOPT

Sponsors: Sundermann, Kearney and Keating

ANNOUNCEMENTS

Adjournment