



# City of Cincinnati

801 Plum Street  
Cincinnati, OH 45202

## Agenda

### Budget and Finance Committee

*Chairperson Jeff Cramerding*  
*Vice Chair Scotty Johnson*  
*Vice Mayor Jan-Michele Kearney*  
*Councilmember Anna Albi*  
*Councilmember Mark Jeffreys*  
*Councilmember Evan Nolan*  
*Councilmember Meeka Owens*  
*President Pro Tem Victoria Parks*  
*Councilmember Seth Walsh*

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Monday, January 13, 2025

1:00 PM

Council Chambers, Room 300

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#### AGENDA

#### MOTIONS

1. [202402596](#) **MOTION**, submitted by Councilmember Walsh, **WE MOVE** that the Administration provide a report within 30 days, or before the held fee adjustments (item # 202402562) are considered by Council, on the rationale and impacts of the fee adjustments for planning-related services. (STATEMENT ATTACHED)

**Sponsors:** Walsh

**Attachments:** [202402596](#)

#### REPORTS

2. [202402565](#) **REPORT**, dated 12/18/2024, submitted Sheryl M. M. Long, City Manager, regarding moving the Bomb Squad Out of the Mill Creek Corridor. (Reference Document # 202401577)

**Sponsors:** City Manager

**Attachments:** [Report](#)

3. [202500010](#) **REPORT**, dated 1/8/2025, submitted Sheryl M. M. Long, City Manager, regarding the Finance and Budget Monitoring Report for the Period Ending October 31, 2024.

**Sponsors:** City Manager

**Attachments:** [Report](#)  
[Attachment I](#)  
[Attachments II](#)  
[Attachment III](#)

4. [202500013](#) **REPORT**, dated 1/8/2025, submitted Sheryl M. M. Long, City Manager, regarding Appointing Representatives to the Board of Directors of

Organizations Receiving City Funding. (Ref. Doc. # 202401578)

**Sponsors:** City Manager

**Attachments:** [Report](#)

## GRANTS

5. [202402569](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 12/18/2024, **AUTHORIZING** the City Manager to apply for and accept a grant of in-kind services valued at up to \$46,800 from the Ohio Community Development Corporation Association AmeriCorps VISTA Project through the Corporation for National and Community Service to provide one full-time contracted position to carry out key portions of the 2023 Green Cincinnati Plan.

**Sponsors:** City Manager

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

6. [202402572](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 12/18/2024, **ESTABLISHING** new permanent improvement project account no. 758x164x251631, "West Fork Incinerator Demolition - GF," to provide resources to the Port of Greater Cincinnati Development Authority ("the Port") to remediate the West Fork Incinerator site; **AUTHORIZING** the transfer and return to source of \$1,000,000 from capital improvement program project account no. 980x104x251029, "Green Cincinnati Sustainability Initiatives - GF," to the unappropriated surplus of the General Fund; **AUTHORIZING** the transfer and return to source of \$562,000 from capital improvement program project account no. 980x164x251623, "Property Development Improvements - GF," to the unappropriated surplus of the General Fund; and **AUTHORIZING** the transfer and appropriation of \$1,562,000 from the unappropriated surplus of the General Fund to newly established permanent improvement project account no. 758x164x251631, "West Fork Incinerator Demolition - GF," to provide resources to the Port to remediate the West Fork Incinerator site.

**Sponsors:** City Manager

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

7. [202500005](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 1/8/2025, **AUTHORIZING** the City Manager to apply for, accept, and appropriate a grant of up to \$100,000 from the Bloomberg Philanthropies Youth Climate Action Fund to Environment and Sustainability Fund 436 to continue funding the Cincinnati Youth Climate Action Program; and **AUTHORIZING** the Director of Finance to deposit grant revenues into Environment and Sustainability Fund 436 revenue account no. 436x8571.

**Sponsors:** City Manager

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

8. [202500006](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 1/8/2025, **ESTABLISHING** new capital improvement program project

account no. 980x232x252347, "Ped Safety ODOT FY25 Grant PID 119754," to implement pedestrian safety at six locations throughout the City (the "PID 119754 projects"); **AUTHORIZING** the City Manager to apply for, accept, and appropriate a Highway Safety Improvement Program Systemic Safety grant awarded by the Ohio Department of Transportation ("ODOT") of up to \$981,000 to newly established capital improvement program project account no. 980x232x252347, "Ped Safety ODOT FY25 Grant PID 119754"; **AUTHORIZING** the Director of Finance to deposit the grant resources into capital improvement program project account no. 980x232x252347, "Ped Safety ODOT FY25 Grant PID 119754"; **AUTHORIZING** the City Manager to enter into a Local Public Agency agreement with ODOT to complete the PID 119754 projects; and **AUTHORIZING** the City Manager to do all things necessary to cooperate with the Director of ODOT to complete the pedestrian safety PID 119754 projects.

**Sponsors:** City Manager

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

### **PAYMENTS**

9. [202402566](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 12/18/2024, **AUTHORIZING** a payment of \$32,046.46 to PowerDMS, Inc. (Innovative Data Solutions, Inc.) from Cincinnati Recreation Commission non-personnel operating account no. 323x199x1910x7418 as a moral obligation for outstanding charges related to software subscription services.
- Sponsors:** City Manager
- Attachments:** [Transmittal](#)  
[Ordinance](#)
10. [202402574](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 12/18/2024, **AUTHORIZING** the payment of \$10,816.14 from Department of Economic Inclusion Special Events Fund non-personnel operating budget account no. 314x281x0000x7299 as a moral obligation to Xavier University for outstanding charges related to the 2024 Business Enterprise Expo.
- Sponsors:** City Manager
- Attachments:** [Transmittal](#)  
[Ordinance](#)
11. [202500007](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 1/8/2025, **AUTHORIZING** the payment of \$42,918.38 from Department of Transportation and Engineering capital improvement program project account no. 980x233x5000x7666x192367, "Maintenance Fund for Bridges 2017-2021," to Michael Baker International, Inc. for charges related to the inspection of the Western Hills Viaduct, pursuant to the attached then and now certificate from the Director of Finance.
- Sponsors:** City Manager

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

### **APPROPRIATE TO PUBLIC USE**

12. [202402576](#) **RESOLUTION (LEGISLATIVE) (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 12/18/2024, **DECLARING** the intent to appropriate to public use certain real-property interests necessary to restructure a portion of Yoast Avenue and Saffer Street with a new horizontal and vertical alignment, to construct a mechanically stabilized earth retaining wall along said roadways, and replace portions of the water main and storm sewer system in order to alleviate periodic flooding and erosion concerns in or near said roadways, and to replace and upgrade resident access to the roadway and upgrade traffic control signage in conjunction with the aforementioned flooding and erosion control work.

**Sponsors:** City Manager

**Attachments:** [Transmittal](#)  
[Emergency Legislative Resolution](#)  
[Attachment I](#)  
[Attachment II](#)

13. [202402577](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 12/18/2024, **APPROPRIATING** to public use certain real property interests necessary to restructure a portion of Yoast Avenue and Saffer Street with a new horizontal and vertical alignment, to construct a mechanically stabilized earth retaining wall along said roadways, and replace portions of the water main and storm sewer system in order to alleviate periodic flooding and erosion concerns in or near said roadways, and to replace and upgrade resident access to the roadway and upgrade traffic control signage in conjunction with the aforementioned flooding and erosion control work.

**Sponsors:** City Manager

**Attachments:** [Transmittal](#)  
[Emergency Ordinance](#)  
[Attachment I](#)  
[Attachment II](#)

### **TRANSFERS AND APPROPRIATIONS**

14. [202500004](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 1/6/2025, **ESTABLISHING** new capital improvement program project account no. 980x104x251061, "Green Cincinnati Sustainability Initiatives," to provide resources to implement capital improvements that advance the goals of the City's 2023 Green Cincinnati Plan; **AUTHORIZING** the transfer and return of \$250,000 to source Income Tax Permanent Improvement Fund 758 from permanent improvement program project account no. 758x104x251060, "Green

Project Workforce Development - GFCO,” to realign sources with uses; **AUTHORIZING** the transfer and appropriation of \$250,000 from the unappropriated surplus of Income Tax Permanent Improvement Fund 758 to newly established capital improvement program project account no. 980x104x251061, “Green Cincinnati Sustainability Initiatives,” to realign sources with uses; **AUTHORIZING** the transfer and return of \$250,000 to source General Fund 050 from capital improvement program project account no. 980x104x251029, “Green Cincinnati Sustainability Initiatives - GF,” to realign sources with uses; **AUTHORIZING** the transfer and appropriation of \$250,000 from the unappropriated surplus of General Fund 050 to Office of Environment and Sustainability General Fund non-personnel operating budget account no. 050x104x7200 to provide resources for Green Project Workforce Development as described below; **AUTHORIZING** the expenditure of \$1,000,000 from permanent improvement program project account no. 758x104x251058, “Green Project Home Repairs - GFCO,” to provide local matching resources to support the Port of Greater Cincinnati Development Authority in its application for Robert Wood Johnson Foundation funding to support housing stability; **AUTHORIZING** the expenditure of \$500,000 from permanent improvement program project account no. 758x104x251059, “Green Project Green Bank - GFCO,” for the Cincinnati Development Fund to support the establishment and formalization of a Cincinnati green bank to compete for funding awarded through the Environmental Protection Agency Greenhouse Gas Reduction Fund; **AUTHORIZING** the expenditure of \$250,000 from Office of Environment and Sustainability General Fund non-personnel operating budget account no. 050x104x7200 for Green Umbrella to support a coalition of organizations working to cultivate workforce development training programs in support of green bank programs; and **AUTHORIZING** the City Manager to enter into any agreements necessary for the administration of these resources.

**Sponsors:** City Manager

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

[Ordinance](#)

15. [202500011](#) **ORDINANCE**, submitted by Councilmember Parks from Emily Smart Woerner, City Solicitor, **AUTHORIZING** the transfer of \$2,800 within the General Fund from President Pro Tem Parks’ General Fund personnel operating budget account no. 050x027x7100 to President Pro Tem Parks’ General Fund non-personnel operating budget account no. 050x027x7200 to realign the office budget for President Pro Tem Parks.

**Sponsors:** Parks

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

[Ordinance](#)

ADJOURNMENT





202402562

**Seth Walsh**  
Councilmember

12/19/2024

## **MOTION**

*To provide a report on the plan to adjust fees charged for planning-related services*

**WE MOVE** that the Administration provide a report within 30 days, or before the held fee adjustments (item #202402562) are considered by Council, on the rationale and impacts of the fee adjustments for planning-related services.

## **STATEMENT**

Council held item #202402562 to receive more information regarding the potential impacts and outcomes associated with raising fees for planning-related services and ensure that Cincinnati remains competitive both in comparative cost and quality of service.

The report on this proposed fee increase should include a rationale on the fee adjustments for planning-related services, comparisons to costs for similar processes in peer cities including Columbus, Indianapolis, Louisville, Cleveland, Pittsburgh and Kansas City as well as neighboring cities, villages and townships, potential impacts on development in the City and small or emerging developers, what impacts a fee increase would have on service delivery, and any other pertinent information.

Councilmember Seth Walsh

December 18, 2024

To: Mayor and Members of City Council  
From: Sheryl M.M. Long, City Manager **202402565**  
Subject: Moving the Bomb Squad Out of the Mill Creek Corridor

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**REFERENCE DOCUMENT #202401577**

On June 12, 2024, the Council referred the following for a report:

**MOTION**, submitted by Councilmembers Jeffreys, Walsh, Albi, Owens, Parks, Johnson and Cramerding, To address concerns of Mill Creek Corridor neighborhoods about the impact of the Bomb Squad at the Fire Training Center, **WE MOVE** that the Administration report back to Council within sixty (60) days on: Plans to relocate the Bomb Squad's storage and detonation operation to a facility outside of a residential area and school zones. Share any costs that might be associated with the move and potential timing.

**Executive Summary**

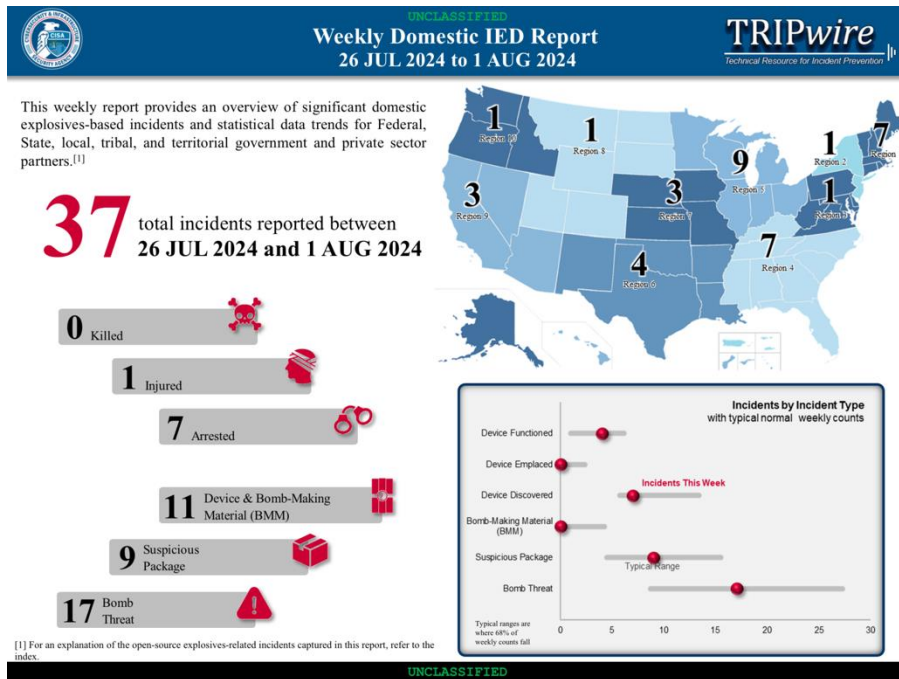
The current Cincinnati Fire Department (CFD) bomb squad training area is used infrequently for explosives training. Moving to a new site would require the purchase of a minimum of 5-acre site with improvements and buildings placed, costs for which could run \$5-10M depending on location. Fire has options to continue to minimize impacts at the current site by training in other locations when possible and coordinating more closely with all stakeholders whenever use of the local site is needed.

**Why do we have a bomb squad?**

The City of Cincinnati is a major city with both the blessings and challenges that come from our role as a regional leader. With our high profile, we are subject to the threats of bad actors who challenge the fabric of a community. In a recent DHS Terrorism Advisory System briefing, local governments were advised "The United States remains in a heightened threat environment. Lone offenders and small groups motivated by a range of ideological beliefs and personal grievances continue to pose a persistent and lethal threat to the Homeland".

This summer notes that our FEMA region five experienced the highest number of bombing incidents of any region in the US. Both the local Threat and Hazard Incident Risk Analysis (THIRA) and the county Mitigation Plan list bombing incidents as threats to the community. The FBI regularly states that attacks of this type should be considered "when, not if" they occur in our city. Additionally, there is a requirement for providing bomb response and investigation resources for large events such as NFL games or MLS matches.





## EOD Unit Definitions and history

The CFD has maintained an Explosive Ordnance Disposal (EOD) unit for nearly 50 years. Commonly referred to as the Bomb Squad, the unit is comprised of Cincinnati Firefighters whose mission is to investigate, locate, and render safe any explosive or potentially explosive materials, whether or not they are placed by criminal means.

The EOD unit's members are trained by the Federal Bureau of Investigation (FBI) following extensive screening and background check processes. The EOD unit is staffed by bomb technicians 24/7/365 from CFD headquarters at 430 Central Ave. downtown. The unit responds to nearly 100 incidents per year and also conducts safety screenings at all large city events such as festivals and sporting events.

Interestingly, the EOD Bomb technician's primary duty is as a firefighter. The on-duty bomb technicians' staff CFD Engine 14, which responds to nearly 4,000 fire and EMS incidents per year in the Central Business District. When needed, those same firefighters staff the EOD unit and respond to calls throughout the city and greater Cincinnati region. Performing a dual role allows for the department to maintain this advanced capability within our normal operating budget and resources.

## EOD Site Locations and use

The CFD's bomb technicians train regularly on tools and equipment used to keep our community safe. Training takes place in a variety of locations varying on the requirements of the job and the latest research into incidents involving explosive and incendiary devices. Much of this training involves the use of the department's robotics and detection equipment, none of which involves the use of live explosives.

Despite the infrequency of explosions, the CFD's EOD unit is prepared to train on the use of explosives. Currently, the department maintains space at the Fire Training Center located in South Cumminsville. The training area consists of a small equipment building, a secure storage area and open space for training evolutions.



- EOD Training Site



- Fire Training Site

### **EOD Training operations including frequency and type of explosions**

While EOD training is constant, use of explosives in training is rare. Because the CFD's EOD unit partners with federal agencies to provide services, all explosions by the CFD, including training, are reported to the Bureau of Alcohol Tobacco and Firearms (ATF) using their Bomb-Arson Tracking System (BATS). For the last 18 months, only three explosions of any type from our South Cumminsville facility were reported by CFD to BATS. One was a detonation to destroy homemade explosives recovered from an incident, and the other two were for training purposes, known as PAN (Percussion-Actuated, Non-electric) shots. The so-called PAN shots are used by bomb technicians to disrupt or destroy bomb components, typically using water. While PAN shots are technically not explosions, they do involve a small amount of explosive material, and the result is a loud report similar to a firecracker. Any other loud noises heard in the area could be from a variety of other sources, including from the fire training facility, industrial facilities in the area, or from the nearby rail yard.

### **EOD Training site requirements**

Due to the nature of explosives training, finding a suitable site can be challenging. ATF guidance lists as much as 500 feet of clearance in all directions for certain training activities. The current site for EOD training experiences limitations on these clearances, and the

additional concerns of the Fire Department around the nearby Mill Creek waterway, residential areas and the increased activity at the Fire Training Center itself. These limitations are a key reason that the current training site is used by the EOD Unit in a limited manner.

Despite limitations, the current training site does have immense value to the EOD operation. The site is located in the community, which allows staff to train on duty while remaining available for emergencies, negating the need to pay overtime or additional costs. Use of the local site also ensures that the EOD unit, the Fire Department and the City comply with all laws and standards around this training, and the use of the unit's tools and materials.

### **Local Options for EOD training**

Due to existing partnerships with other local agencies, there are some limited opportunities for the CFD EOD unit to utilize other facilities for some, but not all, explosives training. The first option is to use the Hamilton County Sheriff's firearms range in Colerain Township. Unfortunately, this range has many of the limitations as our current site, in terms of size, and is also limited by scheduling conflicts with the Sheriff's use of the range for their own training needs. We are also unable to store tools and materials at this site, which leads to additional logistical issues anytime training occurs. Another option is the use of the Butler County Sheriff's range. This site offers a larger clearance area, but is a considerable distance from the city, which will cause response and scheduling problems for our EOD unit. The Butler County site also has the same storage and scheduling conflicts as use of the Hamilton County Site.

### **Requirements for replacement EOD site**

Ideally, a site could be created that would allow for full-scale EOD training in accordance with applicable standards and the needs of the community. Requirements for such a site include the following:

- Large site, five-acre land area
- Security fencing around entire perimeter and interior fencing around range area
- Construction of storage building, including restroom and decontamination showers, etc.
- Placement of ATF compliant storage magazines
- Site utilities including lighting, network and security systems
- Site work including access roads, grading and building earthen berms for explosive range

### **Public Notifications and resources for community involvement**

Due to the nature of the EOD mission, not every part of the bomb squad's work can be conducted within public view. However, the Cincinnati Fire Department wants to ensure that we are as open as possible with how, when and why we conduct our EOD training and operations. While the CFD performs some regular notifications whenever we conduct detonations at the training site, this procedure should be enhanced to include public notifications via the Cincy Alert system. The CFD should also commit to using the Fire Training Center in ways that minimize disruptions to the nearby neighborhood. This commitment should include coordination with the nearby school and Community Council leadership so that we can work to strike an appropriate balance between conducting vital training and striving for a positive quality of life in our neighborhoods.

### **Safety is vital to the community and the EOD mission**

Use of explosives is inherently dangerous. The primary mission of the CFD is to protect lives and property, and the EOD mission places the safety of the public and our technicians as the highest priority during operations. The CFD EOD unit works to incorporate safety into every operation by the following actions:

- Conduct a safety briefing prior to any explosive detonations
- Utilize the minimum amount of explosive material to achieve operational objectives.
- Restrict use of devices to trained and authorized personnel with the highest level of training on site.
- Set and secure an operational perimeter to keep everyone clear.
- Use technology such as PAN shots which minimize flying or dangerous debris from explosions
- Coordinate explosions with local stakeholders or those on scene.

The CFD will also work to continue to minimize explosive use throughout the city.

### **Invitation to demonstration**

Many times, seeing is believing. The CFD would like to invite council members and involved stakeholders to tour the EOD training area at the Fire Training Center, and to participate in a demonstration of a PAN shot as described above. We want our community members to know the advanced capabilities of the CFD to respond to bombing or explosive incidents, and we trust our community leaders to make their own informed decisions about the impact that EOD training activities have on the public.

cc: Virginia Tallent, Assistant City Manager  
Frank McKinley, Fire Chief

**January 8, 2025**

**To:** Mayor and Members of City Council

202500010

**From:** Sheryl M. M. Long, City Manager

**Subject: Finance and Budget Monitoring Report for the Period Ending October 31, 2024**

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The purpose of this report is to provide the City Council with the status of the City's Fiscal Year (FY) 2025 financial and operating budget conditions as of October 31, 2024, to note any significant variances, identify potential budget issues, and provide recommendations. The report is divided into two sections: revenues and expenditures. Various supplemental reports are attached to reflect forecasted revenue, actual revenue, expenditures, and commitments through October 31, 2024.

The following Citywide issues may impact the General Fund 050, Special Revenue Funds, and Enterprise Funds.

1. General Fund revenues are greater than projected by \$6.3 million through the end of October. However, this report highlights increased potential expenditure needs in the amount of \$12.0 million.
2. Overtime in the Cincinnati Fire Department (CFD) and the Cincinnati Police Department (CPD) is currently outpacing the budget. In CFD, the increased overtime is primarily driven by increased leave and the assignment of sworn positions to administrative tasks. Additionally, CFD operates one engine and two medical units due to increased demand. The temporary engine is expected to retire in November, which should reduce overtime. The graduation of Recruit Class #122 in September 2024 is expected to reduce overtime usage. If trends do not curtail, CFD projects an overtime need of \$7.2 million. In CPD, the increased overtime is primarily due to Police Visibility Overtime (PVO) related to Downtown Event Deployment to curb violence and for large public events such as BLINK, FC Cincinnati soccer games, and Cincinnati Bengals home football games. If overtime trends do not curtail, CPD projects a need of up to \$4.1 million by fiscal year end.
3. The Approved FY 2024 Budget included a 2.0% wage increase for sworn International Association of Fire Fighters (IAFF) employees and sworn Fraternal Order of Police (FOP) employees. Labor agreements were not

approved until September 2024 and included a 5.0% across-the-board increase retroactive to FY 2024 for both labor units. The unused FY 2024 resources for wage adjustments were included as General Fund savings in the Year-End Report [#202402132](#). As a result, FY 2024 Closeout Ordinance No. 0320-2024 appropriated \$6.0 million to the Fire Department for the retroactive payments for IAFF and \$3.6 million to the Police Department for FOP. While the retroactive payments will not occur until November 2024, no budget needs are anticipated given supplemental appropriations were already approved in the Closeout Ordinance.

4. The Approved FY 2025 Budget Update includes a 2.0% wage increase for sworn International Association of Fire Fighters (IAFF) employees and sworn Fraternal Order of Police (FOP) employees. As noted above, labor agreements were not approved until September 2024 and included a 4.0% across-the-board wage increase for both labor units. FY 2024 Closeout Ordinance No. 0320-2024 transferred \$5.8 million to the Reserve for Weather Events, Other Emergency and One-Time Needs General Fund balance sheet reserve account to cover the additional costs related to the newly agreed to bargaining agreements. These resources will be transferred as part of the Final Adjustment Ordinance (FAO) as necessary.
5. The Approved FY 2025 Budget Update assumes a 2.0% wage increase for the Cincinnati Organized and Dedicated Employee (CODE) employees. The collective bargaining agreement with CODE expires in March 2025 and negotiations are expected to begin closer to the contract's expiration. Any agreements that exceed budgeted wage increase amounts, or any agreements that provide additional wage item increases, may result in a budget need. If necessary, supplemental appropriations may be required.

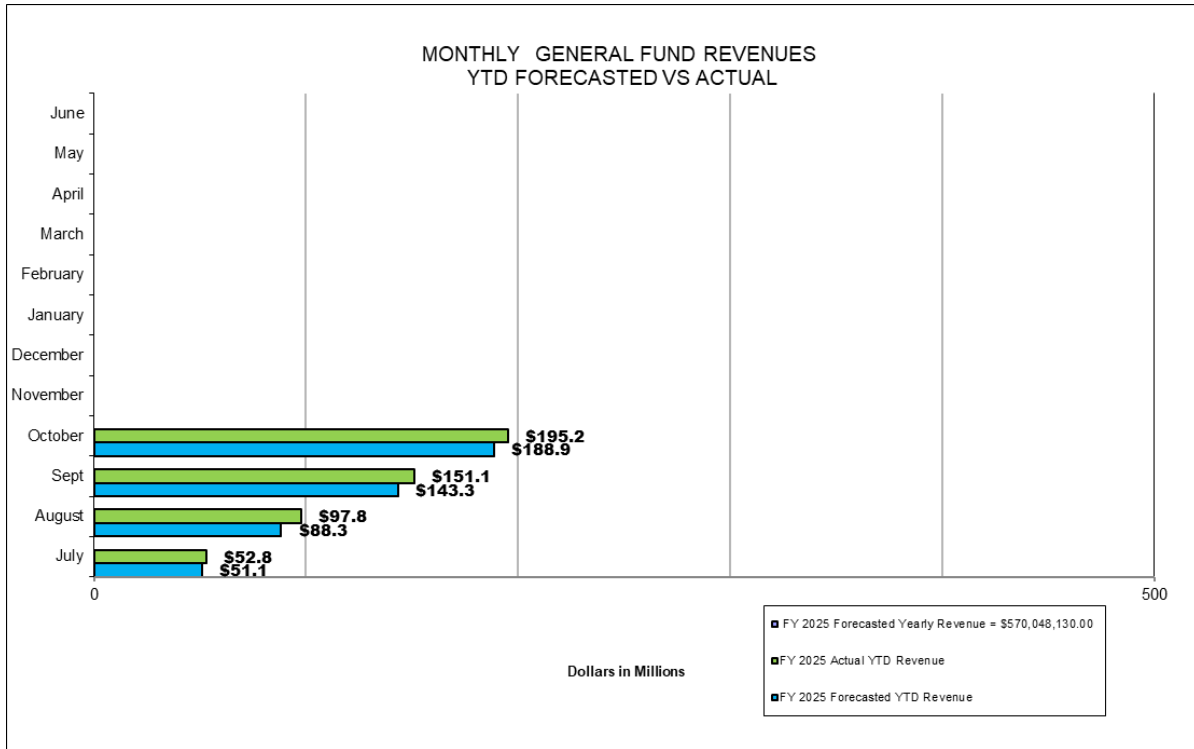
## **REVENUE**

The following report provides an update on the City of Cincinnati's financial condition as of the month ending October 31, 2024. This represents the fourth month's revenue report for the new fiscal year, ending June 30, 2025. Variances are based on current year estimates and prior year activity in attached schedules.

A more detailed explanation of revenues and expenditures is attached for review, including reports comparing the current year's actual revenue versus forecasted revenue and prior year's actual revenue versus current year actual revenue. Both of those reports are presented on a monthly and year-to-date basis.

## I. GENERAL FUND 050

The chart below portrays the performance of actual revenue collected against the forecasted revenue collected through October 31, 2024 and shows that actual revenue of \$195.2 million was above forecasted revenue of \$188.9 million by \$6.3 million.



The major revenue components of the General Fund are listed in the table below. This table highlights the year-to-date variance (favorable and unfavorable) in General Fund revenue collections as compared to forecasted revenue collections. Each major category that differs significantly from forecasted collections will be discussed in further detail.

## GENERAL FUND REVENUE SOURCES

	FAVORABLE VARIANCE	(UNFAVORABLE) VARIANCE	PERCENTAGE VARIANCE
General Property Tax		(\$627,592)	-2.63%
City Income Tax	6,872,120		10.58%
Admissions Tax	535,662		0.53%
Short Term Rental Excise Tax	265,076		19.97%
Licenses & Permits	2,483,409		18.18%
Fines, Forfeitures, & Penalties		(\$452,310)	-24.63%
Investment Income	713,573		18.09%
Local Government	285,972		0.71%
Casino		(\$123,117)	-2.51%
Police	616,892		11.85%
Buildings and Inspections	184,381		9.63%
Fire		(\$1,326,281)	-75.95%
Parking Meter	7		0.04%
Other		(\$3,164,311)	-36.52%
	11,957,090	(\$5,693,611)	
Difference	6,263,479		

**General Fund (favorable variance) is \$6.3 million above** the amount forecasted through October in the FY 2025 Budget. This is the fourth month's revenue report for the new fiscal year. What follows is an explanation of significant variances of individual General Fund revenue components.

**Property Tax (unfavorable variance) is down \$628k** below the forecasted amount. Property value challenges and delinquent taxes are most likely contributing to the variance.

**Income Taxes (favorable variance) is \$6.9 million above** the forecasted amount. An adjustment will be made in November to increase revenue estimates to offset the use of the Mercy claw back.

**Admissions Tax (favorable variance) is up \$535k above** the forecasted amount. Concert revenue is trending higher than expected in this first quarter.

**License & Permits (favorable variance) is \$2.5 million up** from the forecasted amount. General Building permits are strongly exceeding first quarter estimates.

**Investment Income (favorable variance) is up \$714k above** the forecasted amount. Finance is actively managing more cash than originally planned to take advantage of the current market conditions.



**Police (favorable variance) is \$617k above** the forecasted amount. Detail revenues are exceeding estimates so far this year.

**Fire (unfavorable variance) is \$1.3 million below** the forecasted amount. The Cincinnati Fire Department's EMS collector is starting to submit payments as a result of their cyberattack earlier this calendar year. This variance should decrease in the coming months as more receipts get entered.

**Other (unfavorable variance) is down \$3.2 million** from the forecasted amount. A large portion of this variance is due to timing of billing for overhead. This variance should decrease next month when the billing and receipts are applied.

## II. RESTRICTED FUNDS

**A. Parking Systems Facilities (favorable variance) is up \$545k** from the forecasted amount. Special events have created higher demand than estimated. There was also a receipt that was made this year from a prior year billing that increased the variance. Finance is also seeing more activity as businesses are establishing hybrid work schedules.

**B. Convention Center (favorable variance) is \$744k above** the forecasted amount. The facility's final receipts for FY 2024 were received this fiscal year. New revenue is not estimated for FY 2025 as no shows will be taking place. In addition, transient occupancy tax (TOT) revenue is exceeding estimates.

**C. Sawyer Point (favorable variance) is \$114k up** from the forecasted amount. Parking revenue at the park increased from last year's reports, which is leading to the positive variance.

**D. Recreation Special Activities (favorable variance) is \$478k above** the forecasted amount. The variance is a result of timing in recording the receipts. This revenue should level out during the fiscal year and this category should finish closer to the estimate.

## EXPENDITURES

The following provides an update on the City of Cincinnati's operating budget position as of the month ending October 31, 2024. The attached Fund Summary Report provides the current budget, expenditures, and commitments of each appropriated fund. This report is presented on a year-to-date basis.

## **I. GENERAL FUND 050**

As shown on the attached report, total expenditures are 29.3% of budget, and commitments are 35.0% of budget in the General Fund 050 as compared to the estimated period ending October 31, 2024, or 33.0% of the fiscal year. "Non-personnel expenses" are trending higher at 49.1% committed year to date due to encumbering twelve months of expenditures for certain commodities such as gas and electric costs, contractual services, and materials and supplies. This is not unusual for this reporting period.

The majority of departments have indicated their FY 2025 General Fund 050 appropriation will meet their budgetary needs through the end of the fiscal year. However, budget transfers may be necessary to move funds from divisions and programs with savings to others within the respective departments that have budget needs. These transfers will be included in the Final Adjustment Ordinance (FAO), which will be presented to the City Council in May 2025.

### **A. Budget Savings Identified**

As of October 31, 2024, no General Fund 050 departments are projecting savings at the end of FY 2025. Any savings identified will be available to support budget needs in other departments and programs as necessary. Interdepartmental transfers of funds from one department to another will be included in the FAO as appropriate.

### **B. Budget Needs Identified**

Based on current expenditure projections, the following General Fund 050 departments are forecasting a budget need in FY 2025. The departments have been advised to manage their appropriated resources so that supplemental appropriations will not be required. However, the Administration will continue to closely monitor departments in the coming months and work with them to mitigate the need for supplemental appropriations. As appropriate, any remaining budget needs will be addressed within the FAO.

#### **1. Department of City Planning and Engagement (\$100,000)**

The Department of City Planning and Engagement projects a salary and benefits need of up to \$100,000 related to a new administrative staffing plan, which will be monitored closely. A possible non-personnel need related to presenting Connected Communities at the International City/County Management Association (ICMA) conference and onboarding new staff will be monitored.

#### **2. Cincinnati Police Department (\$4.1 million)**

The Cincinnati Police Department (CPD) projects a total personnel need of \$4.1 million primarily due to overtime. This need does not include any needs related to

the newly executed labor contract. This personnel overage is attributed to increased Police Visibility Overtime (PVO) related to Downtown Event Deployment to curb violence and for large public events such as BLINK, and FC Cincinnati and Cincinnati Bengals home games. The graduation of Recruit Class 115 in late August is expected to help curtail the overtime spending. Overtime spending and lump sum payments will be closely monitored as the fiscal year progresses.

### **3. Cincinnati Fire Department (\$7.5 million)**

The Cincinnati Fire Department (CFD) projects a total need of up to \$7.5 million primarily due to overtime. This need does not include any needs related to the newly executed labor contract. The department added a new engine company to Westwood Station 35 in November 2022, as well as two new peak demand medical units at Avondale Station 32 and Winton Place Station 38 in July 2024, resulting in additional staffing requirements and associated overtime. The department plans to run the additional engine and medic units until the number of runs performed daily reverts to the mean. The temporary engine in Westwood is expected to retire in November, which should reduce overtime. The graduation of Recruit Class #122 in September 2024 is expected to reduce overtime usage and the next recruit class is scheduled to start in January 2025. If overtime trends do not curtail, the CFD projects a need of up to \$7.2 million by fiscal year end due to increased overtime. Finally, the department projects a non-personnel need of \$300,000 related to increased collections fees from the department's EMS billing provider. Both the department and the Office of Budget and Evaluation will continue to closely monitor staffing trends and overtime needs.

### **4. Non-Departmental Accounts (\$281,641)**

A prior year encumbrance related to the False Alarm Settlement was mistakenly closed in the Judgments Against the City non-departmental account. These resources will need to be restored in a future budget adjustment ordinance.

## **C. Within Budget, Intradepartmental Budget Transfers May Be Needed**

Numerous General Fund 050 departments have indicated the ability to manage their resources within their appropriation. However, budget adjustments within their departments may be required. These transfers are referred to as Intradepartmental Budget Transfers. Unless noted otherwise, these Intradepartmental Budget Transfers will be included in the FAO, which will be presented to the City Council for approval in May 2025.

### **1. Clerk of Council**

The Clerk of Council's Office projects no budget savings or need at this time.

- 2. Enterprise Technology Solutions**  
The Department of Enterprise Technology Solutions projects no budget savings or need at this time, pending reimbursement processing.
- 3. City Manager's Office**  
The City Manager's Office projects no budget savings or need at this time.
- 4. City Manager's Office: Office of Budget and Evaluation**  
The Office of Budget and Evaluation projects no budget savings or need at this time, pending reimbursement processing.
- 5. City Manager's Office: Office of Environment and Sustainability**  
The Office of Environment and Sustainability projects no budget savings or need at this time.
- 6. City Manager's Office: Emergency Communications Center**  
The Emergency Communications Center projects no budget savings or need at this time.
- 7. City Manager's Office: Office of Procurement**  
The Office of Procurement projects no budget savings or need at this time, pending reimbursement processing.
- 8. City Manager's Office: Office of Performance and Data Analytics**  
The Office of Performance and Data Analytics (OPDA) projects potential personnel savings, which will be monitored. No savings or needs are anticipated in the non-personnel budget.
- 9. City Manager's Office: Internal Audit**  
Internal Audit projects a possible personnel savings, which will be monitored.
- 10. Department of Law**  
The Department of Law projects no net budget savings or need. Transfers within appropriations may be required as part of the Final Adjustment Ordinance (FAO).
- 11. Department of Human Resources**  
The Department of Human Resources projects no budget savings or needs, pending reimbursement processing.
- 12. Department of Finance**  
The Department of Finance projects no budget savings or need, pending reimbursement processing.

- 13. Department of Community and Economic Development**  
The Department of Community and Economic Development (DCED) projects no budget savings or need.
- 14. Citizen Complaint Authority**  
The Citizen Complaint Authority (CCA) projects personnel savings due to position vacancies. The department projects a small non-personnel need due to temporary staffing services as well as travel expenses, which can be offset by personnel savings.
- 15. Cincinnati Recreation Commission**  
The Cincinnati Recreation Commission projects no budget savings or need, pending reimbursement processing for the summer 2024 aquatics season.
- 16. Cincinnati Parks Department**  
The Parks Department projects no budget savings or need at this time, pending reimbursement processing.
- 17. Department of Buildings and Inspections**  
The Department of Buildings and Inspections projects no budget savings or need at this time. Budgeted reimbursements into the General Fund will continue to be prioritized and aligned with various department programs.
- 18. Department of Transportation and Engineering**  
The Department of Transportation and Engineering projects a potential personnel need of up to \$120,000 due to lower than expected capital improvement program project reimbursements. This need may be partially offset with position vacancy savings as well as increased reimbursements from other sources. Additionally, DOTE projects a non-personnel need of \$100,000 due to increased utility expenses for street lighting. This need may be offset by reimbursements from other sources.
- 19. Department of Public Services**  
The Department of Public Services (DPS) projects a possible non-personnel need due to increased stormwater expenses and City Hall maintenance.
- 20. Department of Economic Inclusion**  
The Department of Economic Inclusion projects a potential non-personnel need related to the hiring of a diversity consultant. This potential need will be offset by salary and benefits savings generated through position vacancies.

## **II. ENTERPRISE FUNDS**

Enterprise Funds account for any activity for which a fee is charged to external users for goods or services. If an activity's principal revenue source meets any one of the following criteria, it is required to be reported as an enterprise fund: (1) an activity financed with debt that is secured solely by pledge of the net revenues from fees and charges for the activity; (2) laws or regulations which require that the activity's costs of providing services, including capital costs, be recovered with fees and charges, rather than with taxes or similar revenues; or (3) pricing policies which establish fees and charges designed to recover the activity's costs.

### **A. Water Works Fund 101**

Water Works Fund 101 is 22.4% expended year to date. The Greater Cincinnati Water Works (GCWW) projects personnel savings due to position vacancies and increased reimbursements. The Division of Business Services projects a non-personnel need in contractual services related to the Hydrant Flow Test Project and the Division of Water Distribution projects a non-personnel need in materials and supplies due to increased valve and fire hydrant component replacements. These needs can be offset with personnel savings.

### **B. Parking System Facilities Fund 102**

Parking System Facilities Fund 102 includes the budget for off-street parking enterprises, including garages. Fund 102 is currently 12.4% expended year to date. The Division of Parking Facilities within the Department of Community and Economic Development projects no budget savings or needs at this time.

### **C. Duke Energy Convention Center Fund 103**

Duke Energy Convention Center Fund 103 is 15.2% expended year to date. The Convention Center reports no budget savings or need. A supplemental appropriation of \$200,000 was provided by Ordinance No. 0355-2024, which was passed by the City Council on October 30, 2024.

### **D. General Aviation Fund 104**

General Aviation Fund 104 is 19.2% expended year to date. The Department of Transportation and Engineering projects no significant budget savings or need.

### **E. Municipal Golf Fund 105**

Municipal Golf Fund 105 is 40.9% expended year to date. Water utility expenses are greater than expected due to the dry summer season. Additionally, petroleum and contractual services expenses exceed estimates due to an increased number of golf rounds played. The Cincinnati Recreation Commission projects no budget savings or need at this time, but non-personnel expenses will be monitored.

#### **F. Stormwater Management Fund 107**

Stormwater Management Fund 107 provides resources to various City departments. The major recipient of resources from this fund is the Stormwater Management Utility (SMU). The Department of Public Services, the Parks Department, the Office of Environment and Sustainability, the Cincinnati Recreation Commission, and the Department of Buildings and Inspections also receive appropriations from this fund. The Stormwater Management Fund is 16.1% expended year to date. SMU, the Office of Environment and Sustainability, the Cincinnati Recreation Commission, the Parks Department, and the Department of Public Services all project no budget savings or need at this time. The Department of Buildings and Inspections projects a potential non-personnel need that could be offset by salary and benefits savings within Fund 107. A transfer within appropriations may be necessary in the Final Adjustment Ordinance.

### **III. DEBT SERVICE FUNDS**

Debt Service Funds account for the accumulation of resources for, and the payment of, principal and interest on the City's bonds issued in support of governmental activities.

#### **A. Bond Retirement Fund 151**

Bond Retirement Fund 151 is 0.3% expended year to date. The Finance Department projects no budget savings or need at this time.

### **IV. APPROPRIATED SPECIAL REVENUE FUNDS**

Special Revenue Funds account for the proceeds of specific revenue sources (other than trusts for individuals, private organizations, or other governments, or for major capital projects) that are legally restricted to expenditures for specific purposes.

The Office of Budget and Evaluation, in cooperation with various City departments, reviewed appropriated special revenue funds to ensure the Approved FY 2025 Budget Update remains in balance. Based on expenditures and revenues through October 31, 2024, most special revenue funds are on target with regards to their budget and require no additional appropriations at this time. Any identified issues are highlighted in the narrative summaries provided below. If warranted, budget adjustments will be addressed in the FAO later in the fiscal year.

#### **A. Street Construction, Maintenance & Repair Fund 301**

Street Construction, Maintenance & Repair Fund 301 is 25.7% expended year to date. The Department of Public Services anticipates no savings or needs at this

time. This will be monitored as forthcoming winter weather events may occur. The Department of Transportation and Engineering projects no budget savings or needs.

**B. Income Tax-Infrastructure Fund 302**

Income Tax-Infrastructure Fund 302 provides resources to several City departments. The Department of Transportation and Engineering (DOTe) is the largest recipient of resources from this fund. The Department of Public Services (DPS) also receives Income Tax-Infrastructure Fund resources. Fund 302 is 25.2% expended year to date. DOTe currently projects a net savings of \$120,000 due to position vacancies; however, transfers will be required in the Final Adjustment Ordinance. This net savings will offset needs in other funds. Additionally, DPS projects a non-personnel need of \$200,000 related to unexpected city facility maintenance as well as an \$80,000 need in personnel due to unmet budgeted position vacancy allowance. A supplemental appropriation may be required to address the needs in DPS. The Law Department, the Human Resources Department, the Department of Building and Inspections, and the Department of Economic Inclusion project no budget savings or need.

**C. Parking Meter Fund 303**

Parking Meter Fund 303 includes the budget for on-street parking enterprises, including parking meters. Fund 303 is currently 31.7% expended year to date. The Division of Parking Facilities within the Department of Community and Economic Development projects neither a savings nor a need in the fund.

**D. Municipal Motor Vehicle License Tax Fund 306**

Municipal Motor Vehicle License Tax Fund 306 is 17.6% expended year to date. The Department of Public Services anticipates neither a savings nor a need in this fund. The Department of Transportation and Engineering projects a small personnel need of \$20,000 due to overtime and lump sum payments.

**E. Sawyer Point Fund 318**

Sawyer Point Fund 318 is 17.7% expended year to date. The Parks Department projects a non-personnel need due to increased credit card fees. This need is offset by increased revenue.

**F. Recreation Special Activities Fund 323**

Recreation Special Activities Fund 323 is currently 24.7% expended year to date. The Cincinnati Recreation Commission (CRC) previously reported a \$1,251,000 need in Fund 323 due to prior year energy expenses, and the acquisition of minibuses and fitness equipment. Ordinance No. 0355-2024 was subsequently passed by the City Council on October 30, 2024 to address this need. CRC reports an outstanding need of \$110,000 in non-personnel related to summer



programming, which may be offset with personnel savings. Additional transfers may be required as part of the Final Adjustment Ordinance (FAO).

**G. Cincinnati Riverfront Park Fund 329**

Cincinnati Riverfront Park Fund 329 is the appropriated fund for Smale Park. Fund 329 is currently 6.4% expended year to date. The Parks Department projects no budget savings or need in Fund 329.

**H. Hazard Abatement Fund 347**

Hazard Abatement Fund 347 is 0.5% expended year to date. The Department of Buildings and Inspections projects no budgeted savings or need within Fund 347 at this time.

**I. 9-1-1 Cell Phone Fees Fund 364**

9-1-1 Cell Phone Fees Fund 364 is the appropriated fund that governs the City portion of state collected revenue from mobile device fees. Fund 364 is currently 5.2% expended year to date. The Emergency Communications Center projects no budget savings or needs in Fund 364.

**J. Safe and Clean Fund 377**

Safe and Clean Fund 377 is the appropriated fund that collects revenue associated with billboard leases. These resources are allocated to Keep Cincinnati Beautiful (KCB) expenditures. The fund is currently 0.0% expended year to date. The Department of Public Services anticipates neither a savings nor a need in this fund.

**K. Community Health Center Activities Fund 395**

Community Health Center Activities Fund 395 is 24.3% expended year to date. The Cincinnati Health Department (CHD) projects potential personnel savings resulting from position vacancies. This will offset a projected need in non-personnel for temporary staffing services, nursing uniform allowances, and the unbudgeted repair and replacement of equipment.

**L. Cincinnati Health District Fund 416**

General operational support to the Cincinnati Health Department is provided by Cincinnati Health District Fund 416. This fund is 26.2% expended year to date. The Cincinnati Health Department (CHD) projects potential personnel savings resulting from position vacancies. This will offset a projected need in non-personnel for temporary staffing services, nursing uniform allowances, and unbudgeted repair expenses to clinic sites and other Health Department facilities.

**M. Cincinnati Area Geographic Information System (CAGIS) Fund 449**

Cincinnati Area Geographic Information System Fund 449 is 24.1% expended year to date. The Office of Performance and Data Analytics projects no budget savings or need at this time.

**N. Streetcar Operations Fund 455**

Streetcar Operations Fund 455 is 16.6% expended year to date. The Department of Transportation and Engineering projects no budget savings or need at this time.

**O. County Law Enforcement Applied Regionally (CLEAR) Fund 457**

The CLEAR Fund is 15.1% expended year to date. Enterprise Technology Solutions projects no budget savings or need for FY 2025.

**Summary**

Through October 31, 2024, major budget issues include overtime needs for both the Fire Department and Police Department as well as the pending labor contract for CODE. Departments have identified possible savings and shortfalls, which will continue to be monitored and updated monthly.

Submitted herewith are the following Office of Budget & Evaluation reports:

1. Fund Summary Report for the month ended October 31, 2024.

Submitted herewith are the following Department of Finance reports:

2. Comparative Statement of Revenue (Actual, Forecast and Prior Year) as of October 31, 2024.
3. Audit of the City Treasurer's Report for the month ended September 30, 2024.
4. Statement of Balances in the various funds as of October 31, 2024.

By approval of this report, City Council appropriates the revenues received in the various restricted funds on the attached Statement of Balances and as stated in greater detail on the records maintained by the Department of Finance, Division of Accounts & Audits. Such revenues are to be expended in accordance with the purposes for which the funds were established.

cc: William "Billy" Weber, Assistant City Manager  
Karen Alder, Finance Director  
Andrew M. Dudas, Budget Director

**CITY OF CINCINNATI  
FUND SUMMARY  
FOR FISCAL YEAR 2025  
AS OF 10/31/2024**

FUND	FUND NAME	EXPENDITURE CATEGORY	CURRENT BUDGET	EXPENDED	PERCENT EXPENDED	ENCUMBERED	TOTAL COMMITTED	PERCENT COMMITTED	REMAINING BALANCE
050	General	PERSONNEL SERVICES	314,068,650.00	91,827,761.54	29.2%	.00	91,827,761.54	29.2%	222,240,888.46
		EMPLOYEE BENEFITS	121,175,920.00	43,104,343.03	35.6%	79,093.48	43,183,436.51	35.6%	77,992,483.49
		NON-PERSONNEL EXPENSES	121,957,952.00	28,536,228.05	23.4%	31,397,912.99	59,934,141.04	49.1%	62,023,810.96
		PROPERTIES	20,200.00	.00	0.0%	.00	.00	0.0%	20,200.00
<b>*TOTAL FUND_CD 050</b>			<b>557,222,722.00</b>	<b>163,468,332.62</b>	<b>29.3%</b>	<b>31,477,006.47</b>	<b>194,945,339.09</b>	<b>35.0%</b>	<b>362,277,382.91</b>
101	Water Works	PERSONNEL SERVICES	50,170,110.00	11,476,223.21	22.9%	.00	11,476,223.21	22.9%	38,693,886.79
		EMPLOYEE BENEFITS	20,452,890.00	5,250,438.06	25.7%	.00	5,250,438.06	25.7%	15,202,451.94
		NON-PERSONNEL EXPENSES	56,700,170.00	9,119,574.53	16.1%	19,744,800.40	28,864,374.93	50.9%	27,835,795.07
		DEBT SERVICE	48,846,880.00	13,570,615.48	27.8%	57,500.00	13,628,115.48	27.9%	35,218,764.52
<b>*TOTAL FUND_CD 101</b>			<b>176,170,050.00</b>	<b>39,416,851.28</b>	<b>22.4%</b>	<b>19,802,300.40</b>	<b>59,219,151.68</b>	<b>33.6%</b>	<b>116,950,898.32</b>
102	Parking System Facilities	PERSONNEL SERVICES	378,700.00	130,383.42	34.4%	.00	130,383.42	34.4%	248,316.58
		EMPLOYEE BENEFITS	165,260.00	38,824.19	23.5%	.00	38,824.19	23.5%	126,435.81
		NON-PERSONNEL EXPENSES	5,462,870.00	809,371.01	14.8%	2,510,957.26	3,320,328.27	60.8%	2,142,541.73
		DEBT SERVICE	1,866,760.00	.00	0.0%	.00	.00	0.0%	1,866,760.00
<b>*TOTAL FUND_CD 102</b>			<b>7,873,590.00</b>	<b>978,578.62</b>	<b>12.4%</b>	<b>2,510,957.26</b>	<b>3,489,535.88</b>	<b>44.3%</b>	<b>4,384,054.12</b>
103	Convention-Exposition Center	PERSONNEL SERVICES	90,000.00	.00	0.0%	.00	.00	0.0%	90,000.00
		EMPLOYEE BENEFITS	40,000.00	.00	0.0%	.00	.00	0.0%	40,000.00
		NON-PERSONNEL EXPENSES	4,577,130.00	760,316.25	16.6%	3,096,813.75	3,857,130.00	84.3%	720,000.00
		DEBT SERVICE	292,870.00	.00	0.0%	.00	.00	0.0%	292,870.00
<b>*TOTAL FUND_CD 103</b>			<b>5,000,000.00</b>	<b>760,316.25</b>	<b>15.2%</b>	<b>3,096,813.75</b>	<b>3,857,130.00</b>	<b>77.1%</b>	<b>1,142,870.00</b>
104	General Aviation	PERSONNEL SERVICES	947,430.00	256,615.12	27.1%	.00	256,615.12	27.1%	690,814.88
		EMPLOYEE BENEFITS	404,660.00	108,902.47	26.9%	.00	108,902.47	26.9%	295,757.53
		NON-PERSONNEL EXPENSES	1,189,290.00	131,369.01	11.0%	149,398.51	280,767.52	23.6%	908,522.48
		PROPERTIES	.00	.00		.00	.00		.00
		DEBT SERVICE	45,170.00	.00	0.0%	.00	.00	0.0%	45,170.00
<b>*TOTAL FUND_CD 104</b>			<b>2,586,550.00</b>	<b>496,886.60</b>	<b>19.2%</b>	<b>149,398.51</b>	<b>646,285.11</b>	<b>25.0%</b>	<b>1,940,264.89</b>
105	Municipal Golf	PERSONNEL SERVICES	219,400.00	58,686.72	26.7%	.00	58,686.72	26.7%	160,713.28
		EMPLOYEE BENEFITS	79,280.00	23,014.71	29.0%	.00	23,014.71	29.0%	56,265.29
		NON-PERSONNEL EXPENSES	6,212,280.00	2,832,733.66	45.6%	741,192.95	3,573,926.61	57.5%	2,638,353.39
		DEBT SERVICE	615,510.00	.00	0.0%	.00	.00	0.0%	615,510.00
<b>*TOTAL FUND_CD 105</b>			<b>7,126,470.00</b>	<b>2,914,435.09</b>	<b>40.9%</b>	<b>741,192.95</b>	<b>3,655,628.04</b>	<b>51.3%</b>	<b>3,470,841.96</b>

**CITY OF CINCINNATI  
FUND SUMMARY  
FOR FISCAL YEAR 2025  
AS OF 10/31/2024**

FUND	FUND NAME	EXPENDITURE CATEGORY	CURRENT BUDGET	EXPENDED	PERCENT EXPENDED	ENCUMBERED	TOTAL COMMITTED	PERCENT COMMITTED	REMAINING BALANCE
107	Stormwater Management	PERSONNEL SERVICES	10,180,160.00	1,668,643.87	16.4%	.00	1,668,643.87	16.4%	8,511,516.13
		EMPLOYEE BENEFITS	4,319,570.00	689,000.79	16.0%	.00	689,000.79	16.0%	3,630,569.21
		NON-PERSONNEL EXPENSES	14,915,810.00	2,733,146.70	18.3%	2,202,221.86	4,935,368.56	33.1%	9,980,441.44
		PROPERTIES	5,000.00	.00	0.0%	.00	.00	0.0%	5,000.00
		DEBT SERVICE	2,248,650.00	.00	0.0%	.00	.00	0.0%	2,248,650.00
<b>*TOTAL FUND_CD 107</b>			<b>31,669,190.00</b>	<b>5,090,791.36</b>	<b>16.1%</b>	<b>2,202,221.86</b>	<b>7,293,013.22</b>	<b>23.0%</b>	<b>24,376,176.78</b>
151	Bond Retirement - City	PERSONNEL SERVICES	330,770.00	60,963.46	18.4%	.00	60,963.46	18.4%	269,806.54
		EMPLOYEE BENEFITS	130,300.00	18,835.78	14.5%	.00	18,835.78	14.5%	111,464.22
		NON-PERSONNEL EXPENSES	3,599,260.00	371,163.55	10.3%	301,250.21	672,413.76	18.7%	2,926,846.24
		DEBT SERVICE	135,095,240.00	.00	0.0%	.00	.00	0.0%	135,095,240.00
<b>*TOTAL FUND_CD 151</b>			<b>139,155,570.00</b>	<b>450,962.79</b>	<b>0.3%</b>	<b>301,250.21</b>	<b>752,213.00</b>	<b>0.5%</b>	<b>138,403,357.00</b>
301	Street Construction Maintenance & Repair	PERSONNEL SERVICES	7,110,430.00	1,720,068.87	24.2%	.00	1,720,068.87	24.2%	5,390,361.13
		EMPLOYEE BENEFITS	2,726,310.00	884,415.51	32.4%	.00	884,415.51	32.4%	1,841,894.49
		NON-PERSONNEL EXPENSES	8,011,840.00	1,978,643.05	24.7%	1,752,391.31	3,731,034.36	46.6%	4,280,805.64
<b>*TOTAL FUND_CD 301</b>			<b>17,848,580.00</b>	<b>4,583,127.43</b>	<b>25.7%</b>	<b>1,752,391.31</b>	<b>6,335,518.74</b>	<b>35.5%</b>	<b>11,513,061.26</b>
302	Income Tax-Infrastructure	PERSONNEL SERVICES	13,433,310.00	3,359,130.09	25.0%	.00	3,359,130.09	25.0%	10,074,179.91
		EMPLOYEE BENEFITS	4,923,800.00	1,461,861.34	29.7%	.00	1,461,861.34	29.7%	3,461,938.66
		NON-PERSONNEL EXPENSES	6,257,730.00	1,383,359.29	22.1%	675,282.09	2,058,641.38	32.9%	4,199,088.62
<b>*TOTAL FUND_CD 302</b>			<b>24,614,840.00</b>	<b>6,204,350.72</b>	<b>25.2%</b>	<b>675,282.09</b>	<b>6,879,632.81</b>	<b>27.9%</b>	<b>17,735,207.19</b>
303	Parking Meter	PERSONNEL SERVICES	1,990,040.00	564,640.60	28.4%	.00	564,640.60	28.4%	1,425,399.40
		EMPLOYEE BENEFITS	1,043,970.00	285,375.83	27.3%	.00	285,375.83	27.3%	758,594.17
		NON-PERSONNEL EXPENSES	2,391,090.00	870,755.01	36.4%	726,577.48	1,597,332.49	66.8%	793,757.51
<b>*TOTAL FUND_CD 303</b>			<b>5,425,100.00</b>	<b>1,720,771.44</b>	<b>31.7%</b>	<b>726,577.48</b>	<b>2,447,348.92</b>	<b>45.1%</b>	<b>2,977,751.08</b>
306	Municipal Motor Vehicle License Tax	PERSONNEL SERVICES	1,929,960.00	465,756.76	24.1%	.00	465,756.76	24.1%	1,464,203.24
		EMPLOYEE BENEFITS	833,870.00	242,915.95	29.1%	.00	242,915.95	29.1%	590,954.05
		NON-PERSONNEL EXPENSES	1,747,240.00	85,005.38	4.9%	178,435.21	263,440.59	15.1%	1,483,799.41
<b>*TOTAL FUND_CD 306</b>			<b>4,511,070.00</b>	<b>793,678.09</b>	<b>17.6%</b>	<b>178,435.21</b>	<b>972,113.30</b>	<b>21.5%</b>	<b>3,538,956.70</b>

**CITY OF CINCINNATI  
FUND SUMMARY  
FOR FISCAL YEAR 2025  
AS OF 10/31/2024**

FUND	FUND NAME	EXPENDITURE CATEGORY	CURRENT BUDGET	EXPENDED	PERCENT EXPENDED	ENCUMBERED	TOTAL COMMITTED	PERCENT COMMITTED	REMAINING BALANCE
318	Sawyer Point	PERSONNEL SERVICES	534,920.00	53,132.38	9.9%	.00	53,132.38	9.9%	481,787.62
		EMPLOYEE BENEFITS	132,370.00	14,508.18	11.0%	.00	14,508.18	11.0%	117,861.82
		NON-PERSONNEL EXPENSES	584,490.00	153,755.58	26.3%	238,502.33	392,257.91	67.1%	192,232.09
		<b>*TOTAL FUND_CD 318</b>	<b>1,251,780.00</b>	<b>221,396.14</b>	<b>17.7%</b>	<b>238,502.33</b>	<b>459,898.47</b>	<b>36.7%</b>	<b>791,881.53</b>
323	Recreation Special Activities	PERSONNEL SERVICES	3,414,320.00	1,150,407.33	33.7%	.00	1,150,407.33	33.7%	2,263,912.67
		EMPLOYEE BENEFITS	242,430.00	62,595.64	25.8%	.00	62,595.64	25.8%	179,834.36
		NON-PERSONNEL EXPENSES	4,095,700.00	708,161.43	17.3%	377,104.00	1,085,265.43	26.5%	3,010,434.57
		PROPERTIES	14,000.00	.00	0.0%	.00	.00	0.0%	14,000.00
		<b>*TOTAL FUND_CD 323</b>	<b>7,766,450.00</b>	<b>1,921,164.40</b>	<b>24.7%</b>	<b>377,104.00</b>	<b>2,298,268.40</b>	<b>29.6%</b>	<b>5,468,181.60</b>
329	Cincinnati Riverfront Park	PERSONNEL SERVICES	780,380.00	.00	0.0%	.00	.00	0.0%	780,380.00
		EMPLOYEE BENEFITS	369,280.00	.00	0.0%	.00	.00	0.0%	369,280.00
		NON-PERSONNEL EXPENSES	495,580.00	104,811.83	21.1%	169,400.41	274,212.24	55.3%	221,367.76
		<b>*TOTAL FUND_CD 329</b>	<b>1,645,240.00</b>	<b>104,811.83</b>	<b>6.4%</b>	<b>169,400.41</b>	<b>274,212.24</b>	<b>16.7%</b>	<b>1,371,027.76</b>
347	Hazard Abatement Fund	PERSONNEL SERVICES	465,210.00	.00	0.0%	.00	.00	0.0%	465,210.00
		EMPLOYEE BENEFITS	221,680.00	.00	0.0%	.00	.00	0.0%	221,680.00
		NON-PERSONNEL EXPENSES	10,320.00	3,596.85	34.9%	.00	3,596.85	34.9%	6,723.15
		<b>*TOTAL FUND_CD 347</b>	<b>697,210.00</b>	<b>3,596.85</b>	<b>0.5%</b>	<b>.00</b>	<b>3,596.85</b>	<b>0.5%</b>	<b>693,613.15</b>
364	9-1-1 Cell Phone Fees	PERSONNEL SERVICES	662,780.00	.00	0.0%	.00	.00	0.0%	662,780.00
		EMPLOYEE BENEFITS	283,480.00	.00	0.0%	.00	.00	0.0%	283,480.00
		NON-PERSONNEL EXPENSES	659,160.00	83,358.33	12.6%	.00	83,358.33	12.6%	575,801.67
		<b>*TOTAL FUND_CD 364</b>	<b>1,605,420.00</b>	<b>83,358.33</b>	<b>5.2%</b>	<b>.00</b>	<b>83,358.33</b>	<b>5.2%</b>	<b>1,522,061.67</b>
377	Safe & Clean	NON-PERSONNEL EXPENSES	51,010.00	.00	0.0%	51,010.00	51,010.00	100.0%	.00
		<b>*TOTAL FUND_CD 377</b>	<b>51,010.00</b>	<b>.00</b>	<b>0.0%</b>	<b>51,010.00</b>	<b>51,010.00</b>	<b>100.0%</b>	<b>.00</b>
395	Community Health Center Activities	PERSONNEL SERVICES	14,535,530.00	3,648,734.94	25.1%	.00	3,648,734.94	25.1%	10,886,795.06
		EMPLOYEE BENEFITS	6,041,950.00	1,824,595.53	30.2%	.00	1,824,595.53	30.2%	4,217,354.47
		NON-PERSONNEL EXPENSES	9,164,910.00	1,753,073.32	19.1%	5,452,096.12	7,205,169.44	78.6%	1,959,740.56
		<b>*TOTAL FUND_CD 395</b>	<b>29,742,390.00</b>	<b>7,226,403.79</b>	<b>24.3%</b>	<b>5,452,096.12</b>	<b>12,678,499.91</b>	<b>42.6%</b>	<b>17,063,890.09</b>

**CITY OF CINCINNATI  
FUND SUMMARY  
FOR FISCAL YEAR 2025  
AS OF 10/31/2024**

FUND	FUND NAME	EXPENDITURE CATEGORY	CURRENT BUDGET	EXPENDED	PERCENT EXPENDED	ENCUMBERED	TOTAL COMMITTED	PERCENT COMMITTED	REMAINING BALANCE
416	Cincinnati Health District	PERSONNEL SERVICES	14,767,730.00	3,783,035.92	25.6%	.00	3,783,035.92	25.6%	10,984,694.08
		EMPLOYEE BENEFITS	5,816,790.00	1,659,569.62	28.5%	.00	1,659,569.62	28.5%	4,157,220.38
		NON-PERSONNEL EXPENSES	1,553,190.00	363,911.23	23.4%	562,589.17	926,500.40	59.7%	626,689.60
		PROPERTIES	3,040.00	.00	0.0%	.00	.00	0.0%	3,040.00
		<b>*TOTAL FUND_CD 416</b>	<b>22,140,750.00</b>	<b>5,806,516.77</b>	<b>26.2%</b>	<b>562,589.17</b>	<b>6,369,105.94</b>	<b>28.8%</b>	<b>15,771,644.06</b>
449	Cincinnati Area Geographic Information System (CAGIS)	PERSONNEL SERVICES	2,120,220.00	518,472.57	24.5%	.00	518,472.57	24.5%	1,601,747.43
		EMPLOYEE BENEFITS	768,370.00	236,397.46	30.8%	.00	236,397.46	30.8%	531,972.54
		NON-PERSONNEL EXPENSES	2,272,760.00	488,601.03	21.5%	236,457.21	725,058.24	31.9%	1,547,701.76
		<b>*TOTAL FUND_CD 449</b>	<b>5,161,350.00</b>	<b>1,243,471.06</b>	<b>24.1%</b>	<b>236,457.21</b>	<b>1,479,928.27</b>	<b>28.7%</b>	<b>3,681,421.73</b>
455	Streetcar Operations	PERSONNEL SERVICES	568,640.00	145,406.68	25.6%	.00	145,406.68	25.6%	423,233.32
		EMPLOYEE BENEFITS	212,810.00	46,916.56	22.0%	.00	46,916.56	22.0%	165,893.44
		NON-PERSONNEL EXPENSES	5,430,047.00	841,829.16	15.5%	4,368,356.64	5,210,185.80	96.0%	219,861.20
		<b>*TOTAL FUND_CD 455</b>	<b>6,211,497.00</b>	<b>1,034,152.40</b>	<b>16.6%</b>	<b>4,368,356.64</b>	<b>5,402,509.04</b>	<b>87.0%</b>	<b>808,987.96</b>
457	County Law Enforcement Applied Regionally (CLEAR)	PERSONNEL SERVICES	1,673,310.00	309,666.68	18.5%	.00	309,666.68	18.5%	1,363,643.32
		EMPLOYEE BENEFITS	520,000.00	122,616.89	23.6%	.00	122,616.89	23.6%	397,383.11
		NON-PERSONNEL EXPENSES	4,301,500.00	545,251.66	12.7%	488,946.53	1,034,198.19	24.0%	3,267,301.81
		PROPERTIES	.00	.00		.00	.00		.00
		<b>*TOTAL FUND_CD 457</b>	<b>6,494,810.00</b>	<b>977,535.23</b>	<b>15.1%</b>	<b>488,946.53</b>	<b>1,466,481.76</b>	<b>22.6%</b>	<b>5,028,328.24</b>
<b>TOTAL</b>			<b>1,061,971,639.00</b>	<b>245,501,489.09</b>	<b>23.1%</b>	<b>75,558,289.91</b>	<b>321,059,779.00</b>	<b>30.2%</b>	<b>740,911,860.00</b>

January 8, 2025

**To: Mayor and Members of Council**

202500013

**From: Sheryl M. M. Long, City Manager** 

**Subject: Report on Appointing Representatives to the Board of Directors of Organizations Receiving City Funding**

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**REFERENCE DOCUMENT # 202401578**

At its session on June 12, 2024, Council referred the following for review and report:

MOTION, submitted by Councilmembers Jeffreys, Walsh, Albi, Owens and Harris, WE MOVE that the Administration report back to Council within sixty (60) days, recommendations for requiring organizations that receive funds from the City to allow the City the option of appointing a representative to those organizations' board of directors. The report should consider a funding threshold for the requirement, term length, voting abilities, and the process for appointment.

**INTRODUCTION**

The City routinely provides substantial funding to organizations that it believes serve the public good. The City reviews the organizations requesting public funds and creates requirements for those organizations to achieve specified goals before funding them. Despite this process, it is difficult to ensure the success of the program being funded or the organization's success long term.

This issue was highlighted by the decision of Cincinnati Red Bike's board of directors to cease operations due to funding concerns, despite having received over \$2,000,000 from the City in the past decade. In order to allow Red Bike to continue services, Council passed Ordinance No. 116-2024, appropriating an additional \$197,197.76 to Red Bike. The additional funding was a one-time allocation to allow Red Bike to continue to operate while creating a sustainable long-term plan for the program. As part of this process, the City would like Red Bike to restructure its board to include Red Bike's stakeholders, including the City, as members. Council also would like to explore the City's ability to appoint a member to the boards of directors of

organizations that receive funding from the City to allow greater oversight of such organizations and help protect the City's investment in the organizations.

## ANALYSIS

Due to restrictions in Ohio's ethics laws, the best way for a City appointee to the board of an organization receiving City funding is to have the organization amend its relevant bylaws or articles to have a board member be a City official serving in that person's official City capacity. The City could require this as a condition of City funding, but if the organization refuses, the City's recourse would be to not fund the organization. Each organization may have its own restrictions or process to create or amend its bylaws, and it is possible that they have other restrictions (from other sources of funding) that could conflict with the City's condition. Implementing this policy more broadly could raise other practical concerns outlined below.

### *1. Ethics and Fiduciary Concerns*

An ethics law issue arises if a City employee or City official is appointed to the board of an organization that receives City funds. First, in many situations the City appointee would have an unlawful interest in a public contract in violation of R.C. 2921.42. The Ohio Attorney General has held that a board of county commissioners cannot participate in the management or control of a non-profit with which the county contracts. 1979 Ohio Op. Atty Gen. No. 55. Whether the board of directors is participating in the management or control of the organization is fact specific. Thus, the analysis to determine whether a City employee or official would violate R.C. 2921.42 by serving on the board of an organization that receives funding from the City can be complicated as it requires review of the articles of incorporation, bylaws, and regulations of the organization. This analysis would have to be done for each organization the City funds. Violations of Ohio ethics laws can result in criminal penalties for the public employee or official who is appointed to the board. Additionally, such violations detract from public confidence in City government.

Second, the City appointee would have conflicting duties to the board and the City. R.C. Section 1702.30 requires that the appointee act in the best interest of the organization with the care that an ordinarily prudent person in a like position would use under similar circumstances. Conversely, if the appointee is a City employee or City official, the appointee owes a duty to the City to act in the City's interest. This would place the appointee in the untenable position of choosing between the City and the organization being funded whenever their interests diverge and breaching the appointee's duty to one of the entities. Failure to comply with R.C. Section 1702.30 can result in a civil action for damages against the appointee for action taken with a reckless disregard for the best interests of the organization. An organization can opt out of allowing an action against a director by having a provision in its articles or regulations specifically referring to the provisions of R.C. 1702.30(E) and stating that they do not apply to the organization. Hence a review of each organization's articles



and regulations would be necessary to determine the personal liability risk to the members of the board.

There are two possible solutions that could address these concerns if the organization agreed to allow the City to appoint a member of its board. First, Council could appoint someone who is not a City official or City employee to the organization's board of directors. This means that a third party over whom the City does not have direct authority and who does not owe any duty to the City would be appointed.

As an alternative, the City could use the "official capacity" exception in making the appointment. That exception specifically requires:

- (1) Organizations to enact bylaws that a City appointee to their board represents the interests only of the City; and,
- (2) For the City to formally instruct City appointees to represent the City's interests as part of their appointment.

Having the bylaws of the organization reflect that the role of the City appointee is to represent the City and not the organization removes the conflict of interest concerns because the appointee is not obliged to act in the best interests of the organization, but rather to protect the interests of the City. It is important to note that if the decision is to appoint City employees to the boards of organizations in their official capacity that this could result in significant additional time commitments for the employee, and so close coordination with the City Manager and examination of priorities is recommended.

## *2. Concerns of the Funded Organizations*

Organizations establish bylaws to govern their operation and are required to follow their bylaws, which typically set out the number, term length and limits, voting, and appointment or election requirements for the board, as well as any particular characteristics required of board members. The City cannot legally force an organization to change their bylaws to permit the City to appoint a member of the board of directors. It is possible the City could condition the City's funding on the organization's permitting the City to appoint a board member, but if the organization refused, the City's sole recourse would be to not fund the organization.

Absent a change in an organization's bylaws, anyone appointed by the City would be required to follow the bylaws in all regards. Similarly, if the City appointee is a City official or employee who is acting in their official capacity and in the interest of the City, a bylaw change would be needed to reflect that.

Even if the organization agreed to amend its bylaws, doing so likely raises a number of concerns for the organization:

- 1) An organization is unlikely to undertake amending its bylaws for just one year of funding from the City without a guarantee of funding beyond that one year, yet Council cannot bind a future Council to such an agreement.
- 2) An organization likely will not want a City appointed board member to remain on the Board once it no longer receives funding from the City. To remove the City appointee would require that the organization amend its bylaws again to remove the provisions regarding the City appointee.
- 3) The processes and governance structures of the organization may not lend themselves to having a City appointed board member with different term lengths, voting abilities, or processes for appointment or election than other board members.

Organizations may have to invest significant time, money, and work in negotiating these terms and amending their bylaws, which may have the unintended effect of organizations not applying for funding unless they believe that they will receive a substantial amount of funding to offset the burden of changing their bylaws and processes.

### 3. Funding Thresholds, Term Length, Voting Abilities, and Appointment Process

Decisions regarding appropriate funding thresholds, term length, voting abilities, and appointment process in the event Council implements a requirement of City appointments to boards of funded organizations are generally business decisions rather than legal ones. The Administration recommends that Council consider some additional items when establishing these parameters.

Given the complexities in having organizations amend bylaws, a high funding threshold likely makes the most sense. Looking at the leveraged funding support for this fiscal year, a \$200,000 yearly threshold would capture nine different organizations: Cincy Tech, Cintrifuse, KCB, REDI, African American Chamber, Shelterhouse, Center for Closing the Health Gap, Red Bike, and Cincinnati Works. There will be some increased administrative burden on the City to begin tracking the amounts given to organizations each year to know when an organization has hit the funding threshold and needs to amend its bylaws to permit a City appointee on its board. This will delay the City's disbursement of funds until the organization amends its bylaws and the City makes its appointment.

For term lengths, the simplest approach would be to follow the term lengths and limits of the organization, unless those term lengths are unusually long. However, this would not address concerns of the organization about having a City appointed

board member on the board after City funding of the organization ends. In order to address that concern, the term could be limited to the time period of City funding, or the time period of the specific program that the City is funding. This approach would likely require a change in the organization's bylaws.

In terms of voting abilities, if the City's goal is to help ensure the success of the organization, then having the City appointee be a voting member of the board is essential. Without a vote, the appointee's ability to guide the organization is far more limited. The appointment process could mirror any of the processes currently being utilized to appoint members to other boards and commissions. Council could elect to have approval authority over appointee recommendations made by the Mayor or the City Manager, and in the event that the appointee is not a Councilmember, set reporting timelines to Council for the appointee.

### **RECOMMENDATION**

There are ethical and fiduciary concerns with requiring an organization receiving City funds to allow the City to appoint a member to the organization's board. These concerns can be addressed but would either require the City to appoint a non-City official or employee or require the receiving organization to amend its bylaws to eliminate the ethical concerns. This can be accomplished but will place an additional burden on the organizations receiving funding.

cc: Emily Smart Woerner, City Solicitor  
Ann Schooley, Senior Assistant City Solicitor

December 18, 2024

**To:** Mayor and Members of City Council 202402569  
**From:** Sheryl M. M. Long, City Manager  
**Subject:** **Emergency Ordinance – OES: AmeriCorps VISTA Project Grant**

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Attached is an Emergency Ordinance captioned:

**AUTHORIZING** the City Manager to apply for and accept a grant of in-kind services valued at up to \$46,800 from the Ohio Community Development Corporation Association AmeriCorps VISTA Project through the Corporation for National and Community Service to provide one full-time contracted position to carry out key portions of the 2023 Green Cincinnati Plan.

Approval of this Emergency Ordinance authorizes the City Manager to apply for and accept a grant of in-kind services valued at up to \$46,800 from the Ohio Community Development Corporation Association (OCDCA) AmeriCorps VISTA Project through the Corporation for National and Community Service to provide one full-time contracted position to carry out key portions of the 2023 Green Cincinnati Plan.

This grant requires a local match of up to \$2,000 which will be provided from Office of Environment and Sustainability General Fund non-personnel operating budget account no. 050x104x7200. No new FTEs/full time equivalents are required.

The City requested two OCDCA AmeriCorps VISTA Project placements by the grant deadline of January 17, 2024, and one placement was awarded. In-kind services will not be accepted without approval by the City Council.

Acceptance of the in-kind services of an AmeriCorps VISTA Project placement to accelerate implementation of the Plan is in accordance with the “Sustain” goal to “[b]ecome a healthier Cincinnati” and strategy to “[c]reate a healthy environment and reduce energy consumption” as described on pages 181-186 of Plan Cincinnati (2012).

The reason for the emergency is the immediate need to execute the grant agreement between the City and OCDCA AmeriCorps VISTA Project by the deadline of January 10, 2025.

The Administration recommends passage of this Emergency Ordinance.

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



Attachment

**EMERGENCY**

MSS

- 2025

**AUTHORIZING** the City Manager to apply for and accept a grant of in-kind services valued at up to \$46,800 from the Ohio Community Development Corporation Association AmeriCorps VISTA Project through the Corporation for National and Community Service to provide one full-time contracted position to carry out key portions of the 2023 Green Cincinnati Plan.

WHEREAS, on April 12, 2023, Council adopted the 2023 Green Cincinnati Plan (“Plan”) with its full list of recommendations set forth in Resolution No. 37-2023; and

WHEREAS, an in-kind grant is available from the Ohio Community Development Corporation Association (“OCDCA”) AmeriCorps VISTA Project through the Corporation for National and Community Service to provide one full-time contracted position to carry out key portions of the Plan; and

WHEREAS, the Office of Environment and Sustainability will oversee the activities of the AmeriCorps VISTA position, which will allow the City to accelerate implementation of the Plan; and

WHEREAS, this grant requires a local match of up to \$2,000, which will be provided from Office of Environment and Sustainability General Fund non-personnel operating budget account no. 050x104x7200; and

WHEREAS, there are no new FTEs/full time equivalents associated with this grant; and

WHEREAS, the City requested two OCDCA AmeriCorps VISTA Project placements by the grant deadline of January 17, 2024, and one placement was awarded, but the in-kind services of the AmeriCorps VISTA Project position services will not be accepted without approval by Council; and

WHEREAS, acceptance of the in-kind services of an AmeriCorps VISTA Project placement to accelerate implementation of the Plan is in accordance with the “Sustain” goal to “[b]ecome a healthier Cincinnati” and strategy to “[c]reate a healthy environment and reduce energy consumption” as described on pages 181-186 of Plan Cincinnati (2012); now, therefore,

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

Section 1. That the City Manager is authorized to apply for and accept a grant of in-kind services valued at up to \$46,800 from the Ohio Community Development Corporation Association (“OCDCA”) AmeriCorps VISTA Project through the Corporation for National and Community

Service to provide one full-time contracted position to carry out key portions of the 2023 Green Cincinnati Plan.

Section 2. That the proper City officials are authorized to do all things necessary and proper to comply with the terms of the grant and Section 1.

Section 3. That this ordinance shall be an emergency measure necessary for the preservation of public peace, health, safety, and general welfare and shall, subject to the terms of Article II, Section 6 of the Charter, be effective immediately. The reason for the emergency is the immediate need to execute the grant agreement between the City and OCDCA AmeriCorps VISTA Project by the deadline of January 10, 2025.

Passed: \_\_\_\_\_, 2024

\_\_\_\_\_  
Aftab Pureval, Mayor

Attest: \_\_\_\_\_  
Clerk

December 18, 2024

**To:** Mayor and Members of City Council

202402572

**From:** Sheryl M. M. Long, City Manager

**Subject: Emergency Ordinance – DCED: West Fork Incinerator Demolition**

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Attached is an Emergency Ordinance captioned:

**ESTABLISHING** new permanent improvement project account no. 758x164x251631, “West Fork Incinerator Demolition – GF,” to provide resources to the Port of Greater Cincinnati Development Authority (“the Port”) to remediate the West Fork Incinerator site; **AUTHORIZING** the transfer and return to source of \$1,000,000 from capital improvement program project account no. 980x104x251029, “Green Cincinnati Sustainability Initiatives – GF,” to the unappropriated surplus of the General Fund; **AUTHORIZING** the transfer and return to source of \$562,000 from capital improvement program project account no. 980x164x251623, “Property Development Improvements – GF,” to the unappropriated surplus of the General Fund; and **AUTHORIZING** the transfer and appropriation of \$1,562,000 from the unappropriated surplus of the General Fund to newly established permanent improvement project account no. 758x164x251631, “West Fork Incinerator Demolition – GF,” to provide resources to the Port to remediate the West Fork Incinerator site.

Approval of this Emergency Ordinance would authorize the return to source of \$1,562,000 to the General Fund from two existing capital improvement program project accounts. This Emergency Ordinance would also authorize the transfer and appropriation of \$1,562,000 from the unappropriated surplus of the General Fund to newly established permanent improvement program project account, “West Fork Incinerator Demolition – GF,” to provide resources to the Port of Greater Cincinnati Development Authority (the Port) to remediate the West Fork Incinerator site.

The West Fork Incinerator, located in the Cincinnati neighborhood of South Cumminsville, was previously used to burn garbage. However, in response to the Clean Air Act, the West Fork Incinerator was shuttered in the 1970s. On November 4, 2024, the City Council passed Ordinance No. 0372-2024, which authorized a Property Sale Agreement with the Hamilton County Land Reutilization Corporation (the Landbank) to facilitate remediation of the West Fork Incinerator site, including removal of asbestos, lead, and other hazardous materials, and return the site to productive use. The City, the Landbank, and the Port will be working to remediate the West Fork Incinerator site. The Port secured a grant of approximately \$5,053,000 from the Ohio Department of Development (ODOD) to remediate the site, which requires a local match of approximately \$1,562,000, which includes a grantee administration fee for the Port.

Remediation of the West Fork Incinerator site is in accordance with the “Sustain” goal to “[b]ecome a healthier Cincinnati” as described on page 181 of Plan Cincinnati (2012).



The reason for the emergency is the immediate need to enter into any agreements necessary to proceed with the West Fork Incinerator Demolition project.

The Administration recommends passage of this Emergency Ordinance.

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



Attachment

## EMERGENCY

CNS

- 2024

**ESTABLISHING** new permanent improvement project account no. 758x164x251631, “West Fork Incinerator Demolition – GF,” to provide resources to the Port of Greater Cincinnati Development Authority (“the Port”) to remediate the West Fork Incinerator site; **AUTHORIZING** the transfer and return to source of \$1,000,000 from capital improvement program project account no. 980x104x251029, “Green Cincinnati Sustainability Initiatives – GF,” to the unappropriated surplus of the General Fund; **AUTHORIZING** the transfer and return to source of \$562,000 from capital improvement program project account no. 980x164x251623, “Property Development Improvements – GF,” to the unappropriated surplus of the General Fund; and **AUTHORIZING** the transfer and appropriation of \$1,562,000 from the unappropriated surplus of the General Fund to newly established permanent improvement project account no. 758x164x251631, “West Fork Incinerator Demolition – GF,” to provide resources to the Port to remediate the West Fork Incinerator site.

WHEREAS, the West Fork Incinerator, located in the Cincinnati neighborhood of South Cumminsville, was previously used to burn garbage but was closed in the 1970s in response to the Clean Air Act; and

WHEREAS, Ordinance No. 372-2024 authorized a Property Sale Agreement with the Hamilton County Land Reutilization Corporation (“the Landbank”) to facilitate remediation of the West Fork Incinerator site, including removal of asbestos, lead, and other hazardous materials, and return the site to productive use; and

WHEREAS, the City, the Landbank, and the Port of Greater Cincinnati Development Authority (“the Port”) will be working to remediate the West Fork Incinerator site; and

WHEREAS, the Port secured a grant of approximately \$5,053,000 from the Ohio Department of Development to remediate the site, which requires a local match of approximately \$1,562,000, which includes a grantee administration fee for the Port; and

WHEREAS, Council wishes to provide the local match, including the grantee administration fee, to the Port for the site remediation; and

WHEREAS, remediation of the West Fork Incinerator site is in accordance with the “Sustain” goal to “[b]ecome a healthier Cincinnati” as described on page 181 of Plan Cincinnati (2012); now, therefore,

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

Section 1. That the Director of Finance is authorized to establish permanent improvement project account no. 758x164x251631, “West Fork Incinerator Demolition – GF,” to provide

resources to the Port of Greater Cincinnati Development Authority (“the Port”) to remediate the West Fork Incinerator site.

Section 2. That the transfer of and return to source of \$1,000,000 from capital improvement program project account no. 980x104x251029, “Green Cincinnati Sustainability Initiatives – GF,” to the unappropriated surplus of the General Fund is authorized.

Section 3. That the transfer of and return to source of \$562,000 from capital improvement program project account no. 980x164x251623, “Property Development Improvements – GF,” to the unappropriated surplus of the General Fund is authorized.

Section 4. That the transfer and appropriation of \$1,562,000 from the unappropriated surplus of the General Fund to newly established permanent improvement project account no. 758x164x251631, “West Fork Incinerator Demolition – GF,” is authorized to provide resources to the Port to remediate the West Fork Incinerator site.

Section 5. That the proper City officials are authorized to do all things necessary and proper to comply with Sections 1 through 4.

Section 6. That this ordinance shall be an emergency measure necessary for the preservation of the public peace, health, safety, and general welfare and shall, subject to the terms of Article II, Section 6 of the Charter, be effective immediately. The reason for the emergency is the immediate need to enter into any agreements necessary to proceed with the West Fork Incinerator Demolition project.

Passed: \_\_\_\_\_, 2024

\_\_\_\_\_  
Aftab Pureval, Mayor

Attest: \_\_\_\_\_  
Clerk

January 8, 2025

**To:** Mayor and Members of City Council

202500005

**From:** Sheryl M. M. Long, City Manager

**Subject: Emergency Ordinance – OES: Bloomberg Philanthropies Youth Climate Action Fund (YCAF) Grant**

---

Attached is an Emergency Ordinance captioned:

**AUTHORIZING** the City Manager to apply for, accept, and appropriate a grant of up to \$100,000 from the Bloomberg Philanthropies Youth Climate Action Fund to Environment and Sustainability Fund 436 to continue funding the Cincinnati Youth Climate Action Program; and **AUTHORIZING** the Director of Finance to deposit grant revenues into Environment and Sustainability Fund 436 revenue account no. 436x8571.

This Emergency Ordinance authorizes the City Manager to apply for, accept, and appropriate a grant of up to \$100,000 from the Bloomberg Philanthropies Youth Climate Action Fund to Environment and Sustainability Fund 436 to continue funding the Cincinnati Youth Climate Action Program (the “Program”).

The Program supports Cincinnati youth, ages fifteen to 24, in designing, producing, and overseeing urgent climate solutions for potential projects.

Pursuant to Ordinance No. 0133-2024, the City previously accepted \$50,000 from the Bloomberg Philanthropies Youth Climate Action Fund to create the Program. An additional grant of up to \$100,000 is now available from the Bloomberg Philanthropies Youth Climate Action Fund to provide continued support to the Program.

This grant does not require matching funds, and there are no new FTEs/full time equivalents associated with this grant. The City has already applied for the grant, but no grant resources will be accepted without approval by the City Council.

Continuing to fund the Program is in accordance with the “Sustain” goal to “[b]ecome a healthier Cincinnati” and strategies to “[c]reate a healthy environment and reduce energy consumption” and “[m]ake sustainable access to and use of fresh, healthy food a priority in all neighborhoods,” as well as the “Sustain” goal to “[p]reserve our natural and built environment” and strategy to “[p]rotect our natural resources” as described on pages 181-186 and 190-196 of Plan Cincinnati (2012).

The reason for the emergency is the immediate need to accept the grant and meet established program timelines.

The Administration recommends passage of this Emergency Ordinance.

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

Attachment



**EMERGENCY**

**IMD**

**- 2025**

**AUTHORIZING** the City Manager to apply for, accept, and appropriate a grant of up to \$100,000 from the Bloomberg Philanthropies Youth Climate Action Fund to Environment and Sustainability Fund 436 to continue funding the Cincinnati Youth Climate Action Program; and **AUTHORIZING** the Director of Finance to deposit grant revenues into Environment and Sustainability Fund 436 revenue account no. 436x8571.

WHEREAS, the Cincinnati Youth Climate Action Program (the “Program”) supports Cincinnati youth, ages fifteen to 24, in designing, producing, and overseeing urgent climate solutions for potential projects including education, outreach, research, co-development initiatives, and launching climate mitigation and adaptation initiatives, as well as their involvement in governance of local climate action plans; and

WHEREAS, pursuant to Ordinance No. 133-2024, the City previously accepted \$50,000 from the Bloomberg Philanthropies Youth Climate Action Fund to create the Program; and

WHEREAS, an additional grant of up to \$100,000 is now available from the Bloomberg Philanthropies Youth Climate Action Fund to provide additional funding to the Program; and

WHEREAS, this grant does not require matching funds, and there are no new FTEs/full time equivalents associated with this grant; and

WHEREAS, the City has already applied for the grant, but no grant resources will be accepted without approval by Council; and

WHEREAS, continuing to fund the Program is in accordance with the “Sustain” goal to “[b]ecome a healthier Cincinnati” and strategies to “[c]reate a healthy environment and reduce energy consumption” and “[m]ake sustainable access to and use of fresh, healthy food a priority in all neighborhoods,” as well as the “Sustain” goal to “[p]reserve our natural and built environment” and strategy to “[p]rotect our natural resources” as described on pages 181-186 and 190-196 of Plan Cincinnati (2012); now, therefore,

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

Section 1. That the City Manager is authorized to apply for, accept, and appropriate a grant of up to \$100,000 from the Bloomberg Philanthropies Youth Climate Action Fund to Environment and Sustainability Fund 436 to continue funding the Cincinnati Youth Climate Action Program.

Section 2. That the Director of Finance is authorized to deposit grant revenues into Environment and Sustainability Fund revenue account no. 436x8571.

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

Section 4. That this ordinance shall be an emergency measure necessary for the preservation of the public peace, health, safety, and general welfare and shall, subject to the terms of Article II, Section 6 of the Charter, be effective immediately. The reason for the emergency is the immediate need to accept the grant and meet established program timelines.

Passed: \_\_\_\_\_, 2025

\_\_\_\_\_  
Aftab Pureval, Mayor

Attest: \_\_\_\_\_  
Clerk

January 8, 2025

**To:** Mayor and Members of City Council

202500006

**From:** Sheryl M. M. Long, City Manager

**Subject: Emergency Ordinance – DOTE: Highway Safety Improvement Program (HSIP) Grant for Pedestrian Safety Improvements**

---

Attached is an Emergency Ordinance captioned:

**ESTABLISHING** new capital improvement program project account no. 980x232x252347, “Ped Safety ODOT FY25 Grant PID 119754,” to implement pedestrian safety at six locations throughout the City (the “PID 119754 projects”); **AUTHORIZING** the City Manager to apply for, accept, and appropriate a Highway Safety Improvement Program Systemic Safety grant awarded by the Ohio Department of Transportation (“ODOT”) of up to \$981,000 to newly established capital improvement program project account no. 980x232x252347, “Ped Safety ODOT FY25 Grant PID 119754”; **AUTHORIZING** the Director of Finance to deposit the grant resources into capital improvement program project account no. 980x232x252347, “Ped Safety ODOT FY25 Grant PID 119754”; **AUTHORIZING** the City Manager to enter into a Local Public Agency agreement with ODOT to complete the PID 119754 projects; and **AUTHORIZING** the City Manager to do all things necessary to cooperate with the Director of ODOT to complete the pedestrian safety PID 119754 projects.

Approval of this Emergency Ordinance authorizes the following:

1. the establishment of capital improvement program project account no. 980x232x252347, “Ped Safety ODOT FY25 Grant PID 119754,” to implement pedestrian safety at six locations throughout the City (the “PID 119754 projects”);
2. the City Manager to apply for, accept, and appropriate a Highway Safety Improvement Program (“HSIP”) Systemic Safety grant awarded by the Ohio Department of Transportation (“ODOT”) of up to \$981,000 to the newly established capital improvement program project account;
3. the Director of Finance to deposit the grant resources into the newly established capital improvement program project account;
4. the City Manager to enter into a Local Public Agency agreement with ODOT to complete the pedestrian safety PID 119754 projects; and
5. the City Manager to do all things necessary to cooperate with the Director of ODOT to complete the pedestrian safety PID 119754 projects.

DOTe already submitted six applications for grant resources, and pursuant to ODOT’s request, all applications were submitted under a single Local Public Agency agreement resulting in a total grant award of up to \$981,000. No funds will be accepted without approval by the City Council.

Acceptance of HSIP grant resources requires a ten percent local match, which will be provided from existing capital improvement program project accounts for “Pedestrian Safety Improvements” and “Street Improvements,” as well as Transportation Infrastructure Fund grants. There are no new FTEs/full time equivalents associated with this grant.

Implementing pedestrian safety measures is in accordance with the “Connect” goal to “[d]evelop an efficient multi-modal transportation system that supports neighborhood livability” and strategy to “[p]lan, design, and implement a safe and sustainable transportation system” as described on pages 127-138 of Plan Cincinnati (2012).

The reason for the emergency is the immediate need to accept grant resources and meet established project deadlines.

The Administration recommends passage of this Emergency Ordinance.

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



Attachment



## EMERGENCY

KKF

- 2025

**ESTABLISHING** new capital improvement program project account no. 980x232x252347, “Ped Safety ODOT FY25 Grant PID 119754,” to implement pedestrian safety at six locations throughout the City (the “PID 119754 projects”); **AUTHORIZING** the City Manager to apply for, accept, and appropriate a Highway Safety Improvement Program Systemic Safety grant awarded by the Ohio Department of Transportation (“ODOT”) of up to \$981,000 to newly established capital improvement program project account no. 980x232x252347, “Ped Safety ODOT FY25 Grant PID 119754”; **AUTHORIZING** the Director of Finance to deposit the grant resources into capital improvement program project account no. 980x232x252347, “Ped Safety ODOT FY25 Grant PID 119754”; **AUTHORIZING** the City Manager to enter into a Local Public Agency agreement with ODOT to complete the PID 119754 projects; and **AUTHORIZING** the City Manager to do all things necessary to cooperate with the Director of ODOT to complete the PID 119754 projects.

WHEREAS, there are grants available from the Ohio Department of Transportation’s (“ODOT”) Highway Safety Improvement Program (“HSIP”); and

WHEREAS, grant resources could be used by the Department of Transportation and Engineering (“DOTE”) to ensure timely completion of various safety projects throughout the City deemed to have a high priority by DOTE; and

WHEREAS, DOTE already submitted six applications for grant resources, and pursuant to ODOT’s request all applications were submitted under a single Local Public Agency agreement resulting in a total grant award of up to \$981,000, but no funds will be accepted without approval by Council; and

WHEREAS, acceptance of HSIP grant resources requires a ten percent local match, which will be provided from existing capital improvement program project accounts for “Pedestrian Safety Improvements” and “Street Improvements,” as well as Transportation Infrastructure Fund grants; and

WHEREAS, there are no new FTEs/full time equivalents associated with this grant; and

WHEREAS, implementing pedestrian safety measures is in accordance with the “Connect” goal to “[d]evelop an efficient multi-modal transportation system that supports neighborhood livability” and strategy to “[p]lan, design, and implement a safe and sustainable transportation system” as described on pages 127-138 of Plan Cincinnati (2012); now, therefore,

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

Section 1. That the Director of Finance is authorized to establish new capital improvement program project account no. 980x232x252347, “Ped Safety ODOT FY25 Grant PID 119754,” to implement pedestrian safety at six locations throughout the City (the “PID 119754 projects”).

Section 2. That the City Manager is authorized to apply for, accept, and appropriate a Highway Safety Improvement Program (“HSIP”) Systemic Safety grant awarded by the Ohio Department of Transportation (“ODOT”) of up to \$981,000 to newly established capital improvement program project account no. 980x232x252347, “Ped Safety ODOT FY25 Grant PID 119754.”

Section 3. That the Director of Finance is authorized to deposit the grant resources into capital improvement program project account no. 980x232x252347, “Ped Safety ODOT FY25 Grant PID 119754.”

Section 4. That the City Manager is authorized to enter into a Local Public Agency agreement with ODOT to complete the PID 119754 projects.

Section 5. That the City Manager is authorized to do all things necessary to cooperate with the Director of ODOT to complete the PID 119754 projects.

Section 6. That the proper City officials are authorized to do all things necessary and proper to carry out the terms of the grant and Sections 1 through 5.

Section 7. That this ordinance shall be an emergency measure necessary for the preservation of the public peace, health, safety, and general welfare and shall, subject to the terms of Article II, Section 6 of the Charter, be effective immediately. The reason for the emergency is the immediate need to accept grant resources and meet established project deadlines.

Passed: \_\_\_\_\_, 2025

Attest: \_\_\_\_\_  
Clerk

\_\_\_\_\_  
Aftab Pureval, Mayor

**December 18, 2024**

**To:** Mayor and Members of City Council 202402566  
**From:** Sheryl M. M. Long, City Manager  
**Subject: Emergency Ordinance – Cincinnati Recreation Commission (CRC): Moral Obligation Payment to PowerDMS**

---

Attached is an Emergency Ordinance captioned:

**AUTHORIZING** a payment of \$32,046.46 to PowerDMS, Inc. (Innovative Data Solutions, Inc.) from Cincinnati Recreation Commission non-personnel operating account no. 323x199x1910x7418 as a moral obligation for outstanding charges related to software subscription services.

Approval of this Emergency Ordinance will authorize the payment of \$32,046.46 from Cincinnati Recreation Commission Recreation Special Activities Fund non-personnel operating budget account no. 323x199x1910x7418 to PowerDMS, Inc. for outstanding charges related to software subscription services.

PowerDMS, Inc. provided software subscription services to CRC to support management of requirements for CRC’s National Recreation and Park Association accreditation. While the contract with PowerDMS, Inc. expired on May 31, 2023, services continued to be provided to CRC before a new contract could be finalized. This moral obligation payment will cover the cost of services provided to CRC between August 23, 2024 and August 22, 2025.

The reason for the emergency is the immediate need to pay PowerDMS, Inc. (Innovative Data Solutions, Inc.) in a timely manner for services provided to the Cincinnati Recreation Commission.

The Administration recommends passage of this Emergency Ordinance.

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

Attachment

**EMERGENCY**

**IMD**

**- 2024**

**AUTHORIZING** a payment of \$32,046.46 to PowerDMS, Inc. (Innovative Data Solutions, Inc.) from Cincinnati Recreation Commission non-personnel operating account no. 323x199x1910x7418 as a moral obligation for outstanding charges related to software subscription services.

WHEREAS, the City entered into a contract (the “Agreement”) with PowerDMS, Inc. (Innovative Data Solutions, Inc.) (“Contractor”) on August 22, 2024; and

WHEREAS, through the Agreement, Contractor provided software subscription services to the Cincinnati Recreation Commission (“CRC”) to support management of requirements related to CRC’s accreditation by the National Recreation and Park Association; and

WHEREAS, the Agreement expired on May 31, 2023, before a new agreement could be finalized; and

WHEREAS, this moral obligation payment of \$32,046.46 will cover the cost of services provided by Contractor to CRC between August 23, 2024 and August 22, 2025; and

WHEREAS, CRC staff has been educated on the best practices for coordinating and reviewing contracts prior to their expiration dates to prevent moral obligations in the future; and

WHEREAS, sufficient resources are available in Cincinnati Recreation Commission non-personnel operating account no. 323x199x1910x7367 to pay for the services provided by Contractor; and

WHEREAS, Council desires to provide payment of \$32,040.46 to Contractor for services provided to CRC; now, therefore,

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

Section 1. That the Finance Director is authorized to pay \$32,040.46 to PowerDMS, Inc. (Innovative Data Solutions, Inc.) from Cincinnati Recreation Commission non-personnel operating account no. 323x199x1910x7418 as a moral obligation for outstanding charges related to software subscription services.

Section 2. That the proper City officials are authorized to do all things necessary and proper to carry out the provisions of Section 1.

Section 3. That this ordinance shall be an emergency measure necessary for the preservation of the public peace, health, safety, and general welfare and shall, subject to the terms of Article II, Section 6 of the Charter, be effective immediately. The reason for the emergency is the immediate need to pay PowerDMS, Inc. (Innovative Data Solutions, Inc.) in a timely manner for services provided to the Cincinnati Recreation Commission.

Passed: \_\_\_\_\_, 2024

\_\_\_\_\_  
Aftab Pureval, Mayor

Attest: \_\_\_\_\_  
Clerk

**December 18, 2024**

**To:** Mayor and Members of City Council

202402574

**From:** Sheryl M. M. Long, City Manager

**Subject: Emergency Ordinance – Department of Economic Inclusion:  
Moral Obligation Payment to Xavier University**

---

Attached is an Emergency Ordinance captioned:

**AUTHORIZING** the payment of \$10,816.14 from Department of Economic Inclusion Special Events Fund non-personnel operating budget account no. 314x281x0000x7299 as a moral obligation to Xavier University for outstanding charges related to the 2024 Business Enterprise Expo.

Approval of this Emergency Ordinance will authorize the payment \$10,816.14 from Department of Economic Inclusion Special Events Fund non-personnel operating budget account no. 314x281x0000x7299 as a moral obligation to Xavier University for outstanding charges related to the 2024 Business Enterprise Expo.

The Department of Economic Inclusion (DEI) hosted the 2024 Business Enterprise Expo at Xavier University on October 11, 2024. Services provided by Xavier included room rentals, audiovisual services, and catering services. Resources were not properly encumbered prior to the date the venue was reserved, and since the cost of the event exceeded the State of Ohio's \$3,000 threshold for purchases requiring a certification of funds, a moral obligation is necessary.

Previous Ordinance No. 0136-2024, passed by the City Council on May 1, 2024, authorized DEI to solicit and accept donations to offset expenses related to the 2024 Business Enterprise Expo. Donations received by the department were sufficient to cover event costs and are available in Special Events Fund 314. Staff have been trained in proper accounting rules and regulations to ensure a similar situation does not occur with future events.

The reason for the emergency is the immediate need to pay Xavier University for outstanding charges related to the 2024 Business Enterprise Expo in a timely manner.

The Administration recommends passage of this Emergency Ordinance.

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

Attachment

**EMERGENCY**

**KKF**

**- 2024**

**AUTHORIZING** the payment of \$10,816.14 from Department of Economic Inclusion Special Events Fund non-personnel operating budget account no. 314x281x0000x7299 as a moral obligation to Xavier University for outstanding charges related to the 2024 Business Enterprise Expo.

WHEREAS, the Department of Economic Inclusion (“DEI”) hosted the 2024 Business Enterprise Expo at Xavier University’s Schiff Conference and Banquet Center on Friday, October 11, 2024; and

WHEREAS, the event included room rentals, audiovisual services, and catering services; and

WHEREAS, pursuant to Ordinance No. 136-2024, passed by Council on May 1, 2024, DEI was authorized to solicit donations to offset expenses related to the 2024 Business Enterprise Expo; and

WHEREAS, although DEI received sufficient donations to cover the cost of the event, donated resources were not encumbered prior to the date the venue was reserved; and

WHEREAS, the cost of the event exceeded the State of Ohio’s \$3,000 threshold for purchases requiring a certification, necessitating a moral obligation payment; and

WHEREAS, sufficient resources are available in Special Events Fund 314 for this outstanding payment to Xavier University; and

WHEREAS, DEI staff subsequently have been trained on proper accounting rules and regulations to ensure a similar situation does not occur in the future; and

WHEREAS, Council desires to pay \$10,816.14 to Xavier University for DEI’s use of its services related to the 2024 Business Enterprise Expo; now, therefore,

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

Section 1. That the Director of Finance is authorized to pay \$10,816.14 from Department of Economic Inclusion Special Events Fund non-personnel operating budget account no. 314x281x0000x7299 as a moral obligation to Xavier University for outstanding charges related to the 2024 Business Enterprise Expo.

Section 2. That the proper City officials are authorized to do all things necessary and proper to carry out the provisions of Section 1.

Section 3. That this ordinance shall be an emergency measure necessary for the preservation of the public peace, health, safety, and general welfare and shall, subject to the terms of Article II, Section 6 of the Charter, be effective immediately. The reason for the emergency is the immediate need to pay Xavier University for outstanding charges related to the 2024 Business Enterprise Expo in a timely manner.

Passed: \_\_\_\_\_, 2024

\_\_\_\_\_  
Aftab Pureval, Mayor

Attest: \_\_\_\_\_  
Clerk



January 8, 2025

**To:** Mayor and Members of City Council

202500007

**From:** Sheryl M. M. Long, City Manager

**Subject: Emergency Ordinance – DOTE: Then and Now Payment to Michael Baker International, Inc.**

---

Attached is an Emergency Ordinance captioned:

**AUTHORIZING** the payment of \$42,918.38 from Department of Transportation and Engineering capital improvement program project account no. 980x233x5000x7666x192367, “Maintenance Fund for Bridges 2017-2021,” to Michael Baker International, Inc. for charges related to the inspection of the Western Hills Viaduct, pursuant to the attached then and now certificate from the Director of Finance.

This Emergency Ordinance authorizes the payment of \$42,918.38 from Department of Transportation and Engineering capital improvement program project account no. 980x233x5000x7666x192367, “Maintenance Fund for Bridges 2017-2021,” to Michael Baker International, Inc. for charges related to the inspection of the Western Hills Viaduct, pursuant to the attached then and now certificate from the Director of Finance.

The City entered into a Master Services Agreement (Contract #MA 107 45X0044) with Michael Baker International, Inc. (“Contractor”), effective December 12, 2023, to perform architectural and engineering services for the Department of Transportation and Engineering (“DOTE”). On April 22, 2024, DOTE requested work from the Contractor, via professional services work order MAC0001760, for inspection of the Western Hills Viaduct (WHV). The Contractor provided DOTE with all labor, materials and services contained in the work order. At the time of the request, the delivery order (DO) was not created in the Cincinnati Financial System (CFS). Before the creation of a DO and pursuant to the terms of the contract, the Contractor provided DOTE with services related to the inspection of the Western Hills Viaduct at a total cost of \$42,918.38.

Pursuant to Ohio Revised Code (ORC) Section 5705.41(D)(1), the Director of Finance issued a certificate, verifying that a sufficient sum was appropriated and in the City Treasury for the purpose of paying such charges under the contract both at the time the quote was issued and at the time the attached certificate was issued. City Council desires to provide payment to the Contractor for the City’s outstanding obligation of \$42,918.38 for charges related to the inspection of the Western Hills Viaduct.

The reason for the emergency is the immediate need to make payment in a timely manner to Michael Baker International, Inc. for outstanding charges.

The Administration recommends passage of this Emergency Ordinance.

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

Attachments

**EMERGENCY**

CNS

- 2025

**AUTHORIZING** the payment of \$42,918.38 from Department of Transportation and Engineering capital improvement program project account no. 980x233x5000x7666x192367, “Maintenance Fund for Bridges 2017-2021,” to Michael Baker International, Inc. for charges related to the inspection of the Western Hills Viaduct, pursuant to the attached then and now certificate from the Director of Finance.

WHEREAS, the City entered into a Master Services Agreement (Contract #MA 107 45X0044) with Michael Baker International, Inc. (“Contractor”), effective December 12, 2023, to perform architectural and engineering services for the Department of Transportation and Engineering (“DOTE”); and

WHEREAS, on April 22, 2024, DOTE requested work from Contractor, via professional services work order MAC0001760, for inspection of the Western Hills Viaduct; and

WHEREAS, Contractor provided DOTE with all labor, materials, and services contained in the work order, however, at the time of the request, the requisite delivery order inadvertently was not created in the Cincinnati Financial System; and

WHEREAS, before the creation of a delivery order and pursuant to the terms of the contract, Contractor provided DOTE with services related to the inspection of the Western Hills Viaduct at a total cost of \$42,918.38; and

WHEREAS, pursuant to Ohio Revised Code Section 5705.41(D)(1), the Director of Finance has issued a certificate, attached to this ordinance, verifying that a sufficient sum was appropriated and in the City Treasury for the purpose of paying such charges under the work order contract both at the time the quote was issued and at the time the attached certificate was issued; and

WHEREAS, Council desires to provide payment to Contractor for the City’s outstanding obligation of \$42,918.38 for charges related to the inspection of the Western Hills Viaduct; now, therefore,

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

Section 1. That the Director of Finance is authorized to pay \$42,918.38 from Department of Transportation and Engineering capital improvement program project account no. 980x233x5000x7666x192367, “Maintenance Fund for Bridges 2017-2021,” to Michael Baker International, Inc. for outstanding charges related to the inspection of the Western Hills Viaduct.

Section 2. That the proper City officials are authorized to do all things necessary and proper to carry out the provisions of Section 1.

Section 3. That this ordinance shall be an emergency measure necessary for the preservation of the public peace, health, safety, and general welfare and shall, subject to the terms of Article II, Section 6 of the Charter, be effective immediately. The reason for the emergency is the immediate need to make payment in a timely manner to Michael Baker International, Inc. for outstanding charges.

Passed: \_\_\_\_\_, 2025

\_\_\_\_\_  
Aftab Pureval, Mayor

Attest: \_\_\_\_\_  
Clerk

**CITY OF CINCINNATI**  
**DIRECTOR OF FINANCE**  
**THEN AND NOW CERTIFICATE**

I, Karen Alder, Director of Finance for the City of Cincinnati, state the following:

WHEREAS, the City entered into a Master Services Agreement (Contract #MA 107 45X0044) with Michael Baker International, Inc. (“Contractor”), effective December 12, 2023, to perform architectural and engineering services for the Department of Transportation and Engineering (“DOTe”); and

WHEREAS, on April 22, 2024, DOTe requested work from Contractor, via professional services work order MAC0001760, for inspection of the Western Hills Viaduct; and

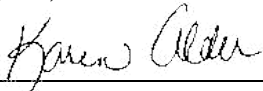
WHEREAS, Contractor provided DOTe with all labor, materials and services contained in the work order, however, at the time of the request, a delivery order was inadvertently not created in the Cincinnati Financial System; and

WHEREAS, before the creation of a delivery order and pursuant to the terms of the contract, Contractor provided DOTe with services related to the inspection of the Western Hills Viaduct at a total cost of \$42,918.38;

NOW, THEREFORE,

1. As of April 22, 2024, and as of the date this certificate was executed, I verify that the City Treasury held a sufficient sum that was appropriated and available for the purpose of paying for goods and services rendered under the Contract with Michael Baker International, Inc. This verification is conditioned upon and subject to Council’s approval of an ordinance authorizing the drawing of a warrant in payment of amount due to Michael Baker International, Inc. under the Contract.

Signed,



\_\_\_\_\_  
Karen Alder, Director of Finance  
City of Cincinnati

Date: 12/31/24

Date: December 18, 2024

To: Mayor and Members of City Council 202402576  
From: Sheryl M. M. Long, City Manager  
Subject: Emergency Legislative Resolution – Declaring the Intent to Appropriate Real Property to Restructure a Portion of Yoast Avenue and Saffer Street

---

Attached is an emergency legislative resolution captioned as follows:

**DECLARING** the intent to appropriate to public use certain real-property interests necessary to restructure a portion of Yoast Avenue and Saffer Street with a new horizontal and vertical alignment, to construct a mechanically stabilized earth retaining wall along said roadways, and replace portions of the water main and storm sewer system in order to alleviate periodic flooding and erosion concerns in or near said roadways, and to replace and upgrade resident access to the roadway and upgrade traffic control signage in conjunction with the aforementioned flooding and erosion control work.

This project will raise the elevation of Yoast Avenue to provide storage for storm water detention to alleviate overland flooding. A critical piece of property is needed to construct the project, however the owner is deceased.

The reason for the emergency is the property owner is deceased and there is an immediate need to acquire all real property interests necessary to construct the Project without delay to ensure the safe, dependable, and uninterrupted provision and protection of the public right-of-way and ancillary structures.

The Administration recommends passage of the attached emergency ordinance.

Attachment A – Legal Descriptions for Fee Simple Right-of-Way Take and Temporary Work Easement  
Attachment B – Property Exhibit Map for Fee Simple Right-of-Way Take and Temporary Work Easement

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

EMERGENCY

**Legislative Resolution**

DMZ

RESOLUTION NO. \_\_\_\_\_ - 2024

**DECLARING** the intent to appropriate to public use certain real-property interests necessary to restructure a portion of Yoast Avenue and Saffer Street with a new horizontal and vertical alignment, to construct a mechanically stabilized earth retaining wall along said roadways, and replace portions of the water main and storm sewer system in order to alleviate periodic flooding and erosion concerns in or near said roadways, and to replace and upgrade resident access to the roadway and upgrade traffic control signage in conjunction with the aforementioned flooding and erosion control work.

WHEREAS, the City, through its Department of Transportation and Engineering and Greater Cincinnati Water Works and its Stormwater Management Utility division, desires to restructure a portion of Yoast Avenue and Saffer Street with a new horizontal and vertical alignment, to construct a mechanically stabilized earth retaining wall along said roadways, and replace portions of the water main and storm sewer system in order to alleviate periodic flooding and erosion concerns in or near said roadways, and to replace and upgrade resident access to the roadway and upgrade traffic control signage in conjunction with the aforementioned flooding and erosion control work.

WHEREAS, Council deems it necessary at this time to proceed with acquisition of certain real-property interests for the described Yoast Avenue and Saffer Street improvements.

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

Section 1. That it is hereby declared to be the intent of Council to appropriate to public use a fee simple interest and a temporary easement interest in the real estate as described in Attachment A and depicted on Attachment B (the “Property”) for the purpose of restructuring a portion of Yoast Avenue and Saffer Street with a new horizontal and vertical alignment, to construct a mechanically stabilized earth retaining wall along said roadways, and replace portions of the water main and storm sewer system in order to alleviate periodic flooding and erosion concerns in or near said roadways, and to replace and upgrade resident access to the roadway and upgrade traffic control signage in conjunction with the aforementioned flooding and erosion control work (the “Project”), which interests in the Property are hereby deemed necessary to ensure

{00412850-1}

the completion of the Project and continued maintenance, repair and reconstruction of any of the Project improvements. The current owners of the Property are as follows:

<u>Owner</u>	<u>Hamilton Co. Auditor Parcel No.</u>
Carl W. Keller	0206-0011-0015

Section 2. That at any time after the effective date of this Resolution and before the passage of an ordinance to appropriate, the City Manager is hereby authorized, with the advice and assistance of the City Solicitor, to acquire by purchase any and all interests in the Property necessary to carry out the Project and, in accordance with such acquisition, to enter into special contracts for necessary services, expert or otherwise, as the City Manager deems necessary or appropriate.

Section 3. That this Resolution shall be an emergency measure necessary for the preservation of the public peace, health, safety, and general welfare and shall, subject to the terms of Article II, Section 6 of the Charter, be effective immediately. The reason for the emergency is the immediate need to acquire all real property interests necessary to construct the Project without delay to ensure the safe, dependable, and uninterrupted provision and protection of the public right-of-way and ancillary structures.

Passed: \_\_\_\_\_, 2024

\_\_\_\_\_  
Aftab Pureval, Mayor

Attest: \_\_\_\_\_  
Clerk

ATTACHMENT A

Tract I

**ALL RIGHT, TITLE AND INTEREST IN FEE SIMPLE  
IN THE FOLLOWING DESCRIBED PROPERTY  
WITHOUT LIMITATION OF EXISTING ACCESS RIGHTS  
IN THE NAME AND FOR THE USE OF THE  
CITY OF CINCINNATI, OHIO**

[Surveyor's description of the premises follows]

---

Situated in the City of Cincinnati, Hamilton County, State of Ohio, being part of Section 32, Town 3, Fractional Range 2 of Land Between the Miamis, and being part of Lot 17 of the Robert Orr Subdivision conveyed to **Carl W. Keller** as recorded in O.R. 3433 Page 169 of the Hamilton County Recorder's Office, further described as follows:

Commencing at the southwesterly corner of said Keller parcel, at the southeasterly corner of a parcel conveyed to Hamilton County Land Reutilization Corporation as recorded in O.R. 14560 Page 960 of the Hamilton County Recorder's Office, and on the northerly line of a parcel conveyed to Baltimore Pike Cemetery Association as recorded in O.R. 2052 Page 325 of the Hamilton County Recorder's Office, said point being the **Point of Beginning** for the parcel described herein;

1. Thence North 05° 39' 30" East, for a distance of 12.17 feet, along the westerly line of said Keller parcel and the easterly line of said Hamilton County Land Reutilization parcel, to a point;
2. Thence South 40° 26' 33" East, for a distance of 36.30 feet, to a point on the easterly line of said Keller parcel and on the westerly line of a parcel conveyed to Eric Wolff as recorded in O.R. 14315 Page 813 of the Hamilton County Recorder's Office;
3. Thence South 32° 25' 10" West, for a distance of 5.37 feet, along the easterly line of said Keller parcel and the westerly line of said Wolff parcel, to a point at the southeasterly corner of the said Keller parcel, the southwesterly corner of said Wolff parcel, and on the northerly line of said Baltimore Pike Cemetery parcel;
4. Thence North 47° 29' 12" West, for a distance of 29.67 feet, along the southerly line of said Keller parcel and the northerly line of said Baltimore Pike Cemetery parcel, to the **Point of Beginning** of the area being described, containing 0.005 acres (238 square feet), more or less.



The Basis of Bearing referred to herein is relative to Grid North of the Ohio State Plane Coordinate System, South Zone, NAD83 (2011) Datum, obtained by GPS observations from the ODOT CORS Network. This legal description was prepared by Brian Oyer, P.S. 8732 of Strand Associates, Inc. based on field survey performed in March 2021.

  
Brian J. Oyer, P.S. 8732

11-30-2023  
Date



## Tract II

### TEMPORARY EASEMENT FOR THE PURPOSE OF CONSTRUCTION OF ROADWAY IMPROVEMENTS BY THE CITY OF CINCINNATI, OHIO

[Surveyor's description of the premises follows]

Situated in the City of Cincinnati, Hamilton County, State of Ohio, being part of Section 32, Town 3, Fractional Range 2 of Land Between the Miamis, and being part of Lot 17 of the Robert Orr Subdivision conveyed to **Carl W. Keller** as recorded in O.R. 3433 Page 169 of the Hamilton County Recorder's Office, further described as follows:

Commencing at the southwesterly corner of said Keller parcel, at the southeasterly corner of a parcel conveyed to Hamilton County Land Reutilization Corporation as recorded in O.R. 14560 Page 960 of the Hamilton County Recorder's Office, and on the northerly line of a parcel conveyed to Baltimore Pike Cemetery Association as recorded in O.R. 2052 Page 325 of the Hamilton County Recorder's Office;

Thence North 05° 39' 30" East, for a distance of 12.17 feet, along the westerly line of said Keller parcel and the easterly line of said Hamilton County Land Reutilization parcel, to a point, said point being the **Point of Beginning** for the parcel described herein;

1. Thence North 05° 39' 30" East, for a distance of 10.51 feet, along the westerly line of said Keller parcel and the easterly line of said Hamilton County Land Reutilization parcel;
2. Thence South 44° 50' 00" East, for a distance of 40.42 feet, to a point on the easterly line of said Keller parcel and the westerly line of a parcel conveyed to Eric Wolff as recorded in O.R. 14315 Page 813 of the Hamilton County Recorder's Office;

3. Thence South 32° 25' 10" West, for a distance of 11.16 feet, along the easterly line of said Keller parcel and the westerly line of said Wolff parcel;
4. Thence North 40° 26' 33" West, for a distance of 36.30 feet, to the **Point of Beginning** of the area being described, containing 0.008 acres, more or less.

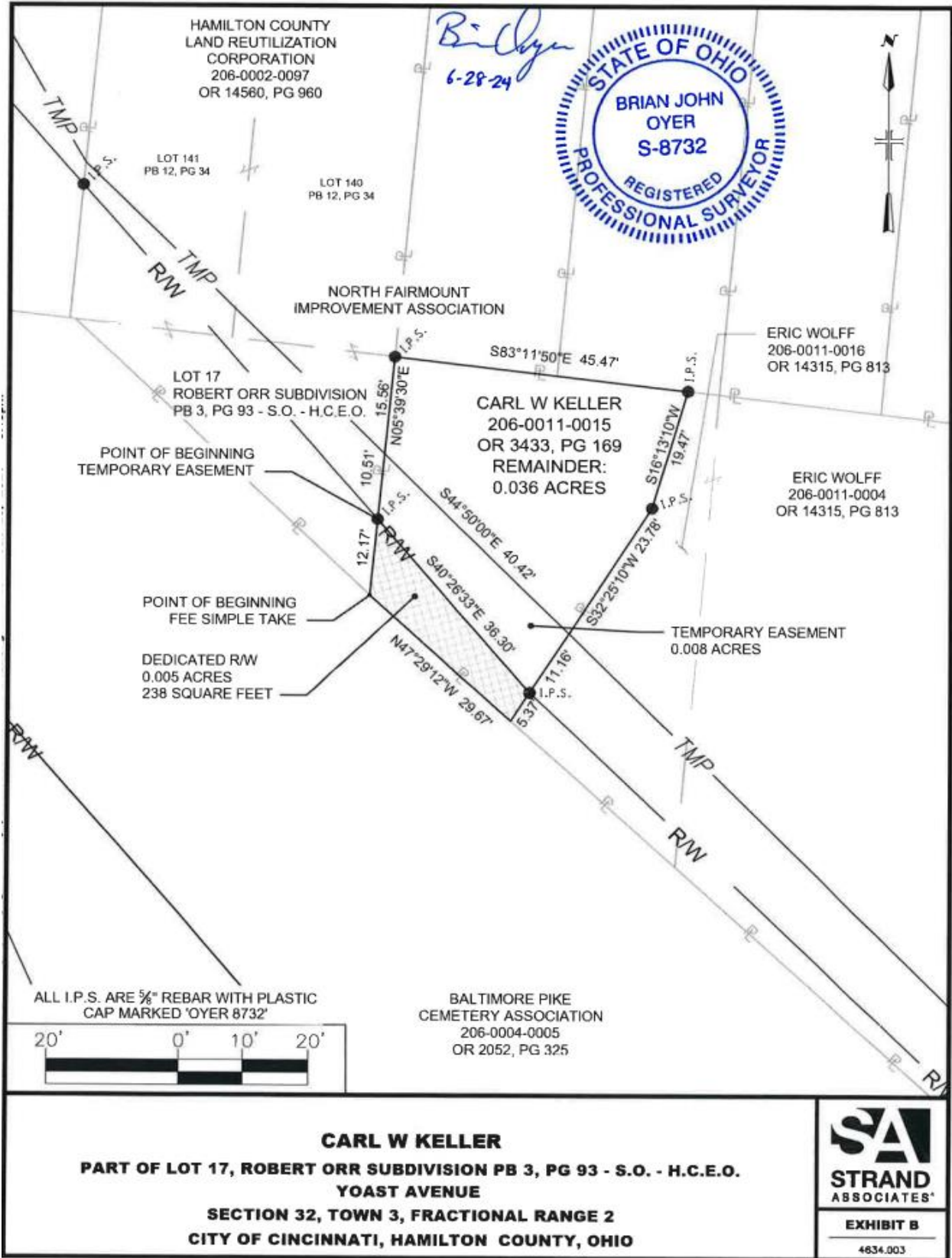
The Basis of Bearing referred to herein is relative to Grid North of the Ohio State Plane Coordinate System, South Zone, NAD83 (2011) Datum, obtained by GPS observations from the ODOT CORS Network. This legal description was prepared by Brian Oyer, P.S. 8732 of Strand Associates, Inc. based on field survey performed in March 2021.

  
\_\_\_\_\_  
Brian J. Oyer, P.S. 8732

*11-30-2023*  
\_\_\_\_\_  
Date



**ATTACHMENT B**



Date: December 18, 2024

To: Mayor and Members of City Council 202402577  
From: Sheryl M. M. Long, City Manager  
Subject: Emergency Ordinance –Appropriating Real Property to Restructure a Portion of Yoast Avenue and Saffer Street

---

Attached is an emergency ordinance captioned as follows:

APPROPRIATING to public use certain real property interests necessary to restructure a portion of Yoast Avenue and Saffer Street with a new horizontal and vertical alignment, to construct a mechanically stabilized earth retaining wall along said roadways, and replace portions of the water main and storm sewer system in order to alleviate periodic flooding and erosion concerns in or near said roadways, and to replace and upgrade resident access to the roadway and upgrade traffic control signage in conjunction with the aforementioned flooding and erosion control work.

This project will raise the elevation of Yoast Avenue to provide storage for storm water detention to alleviate overland flooding. A critical piece of property is needed to construct the project, however the owner is deceased.

The reason for the emergency is the property owner is deceased and there is an immediate need to acquire all real property interests necessary to construct the Project without delay to ensure the safe, dependable, and uninterrupted provision and protection of the public right-of-way and ancillary structures.

The Administration recommends passage of the attached emergency ordinance.

Attachment A – Legal Descriptions for Fee Simple Right-of-Way Take and Temporary Work Easement  
Attachment B – Property Exhibit Map for Fee Simple Right-of-Way Take and Temporary Work Easement

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

**EMERGENCY**

**DMZ**

**- 2024**

**APPROPRIATING** to public use certain real property interests necessary to restructure a portion of Yoast Avenue and Saffer Street with a new horizontal and vertical alignment, to construct a mechanically stabilized earth retaining wall along said roadways, and replace portions of the water main and storm sewer system in order to alleviate periodic flooding and erosion concerns in or near said roadways, and to replace and upgrade resident access to the roadway and upgrade traffic control signage in conjunction with the aforementioned flooding and erosion control work.

WHEREAS, on \_\_\_\_\_, 2024, City Council of the City of Cincinnati passed Resolution No. \_\_\_\_\_, captioned, “**DECLARING** the intent to appropriate to public use certain real-property interests necessary to restructure a portion of Yoast Avenue and Saffer Street with a new horizontal and vertical alignment, to construct a mechanically stabilized earth retaining wall along said roadways, and replace portions of the water main and storm sewer system in order to alleviate periodic flooding and erosion concerns in or near said roadways, and to replace and upgrade resident access to the roadway and upgrade traffic control signage in conjunction with the aforementioned flooding and erosion control work; and

WHEREAS, notice of the passage of said Resolution No. \_\_\_\_\_ has been served according to law; now, therefore,

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

Section 1. That the Council hereby appropriates a fee simple interest and a temporary easement interest in the real estate as described in Attachment A and depicted on Attachment B (the “Property”) for the purpose of restructuring a portion of Yoast Avenue and Saffer Street with a new horizontal and vertical alignment, to construct a mechanically stabilized earth retaining wall along said roadways, and replace portions of the water main and storm sewer system in order to alleviate periodic flooding and erosion concerns in or near said roadways, and to replace and upgrade resident access to the roadway and upgrade traffic control signage in conjunction with the aforementioned flooding and erosion control work (the “Project”). The owner(s) of record of the Property are as follows:

<b><u>Owner</u></b>	<b><u>Hamilton Co. Auditor Parcel No.</u></b>
Carl W. Keller	0206-0011-0015

Section 2. That the City Solicitor is hereby authorized to commence proceedings in a proper court by filing a complaint for appropriation of the foregoing parcels at such time as the City has met the requirements of Ohio Revised Code Section 163.04.

Section 3. That at any time prior or subsequent to the filing of a complaint or complaints for appropriation, the City Manager is hereby authorized, with the approval of the City Solicitor, to acquire by purchase the real property interests described in Section 1 hereof, and in connection with such acquisition, or for the preparation of court proceedings, to enter into special contracts for necessary services, expert or otherwise, as the same may be required.

Section 4. That this ordinance shall be an emergency measure necessary for the preservation of the public peace, health, safety, and general welfare and shall, subject to the terms of Article II, Section 6 of the Charter, be effective immediately. The reason for the emergency is the immediate need to acquire all real property interests necessary to construct the Project without delay to ensure the safe, dependable, and uninterrupted provision and protection of the public right-of-way and ancillary structures.

Passed: \_\_\_\_\_, 2024

\_\_\_\_\_  
Aftab Pureval, Mayor

Attest: \_\_\_\_\_  
Clerk

ATTACHMENT A

Tract I

**ALL RIGHT, TITLE AND INTEREST IN FEE SIMPLE  
IN THE FOLLOWING DESCRIBED PROPERTY  
WITHOUT LIMITATION OF EXISTING ACCESS RIGHTS  
IN THE NAME AND FOR THE USE OF THE  
CITY OF CINCINNATI, OHIO**

[Surveyor's description of the premises follows]


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Situated in the City of Cincinnati, Hamilton County, State of Ohio, being part of Section 32, Town 3, Fractional Range 2 of Land Between the Miamis, and being part of Lot 17 of the Robert Orr Subdivision conveyed to **Carl W. Keller** as recorded in O.R. 3433 Page 169 of the Hamilton County Recorder's Office, further described as follows:

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1. Thence North 05° 39' 30" East, for a distance of 12.17 feet, along the westerly line of said Keller parcel and the easterly line of said Hamilton County Land Reutilization parcel, to a point;
2. Thence South 40° 26' 33" East, for a distance of 36.30 feet, to a point on the easterly line of said Keller parcel and on the westerly line of a parcel conveyed to Eric Wolff as recorded in O.R. 14315 Page 813 of the Hamilton County Recorder's Office;
3. Thence South 32° 25' 10" West, for a distance of 5.37 feet, along the easterly line of said Keller parcel and the westerly line of said Wolff parcel, to a point at the southeasterly corner of the said Keller parcel, the southwesterly corner of said Wolff parcel, and on the northerly line of said Baltimore Pike Cemetery parcel;
4. Thence North 47° 29' 12" West, for a distance of 29.67 feet, along the southerly line of said Keller parcel and the northerly line of said Baltimore Pike Cemetery parcel, to the **Point of Beginning** of the area being described, containing 0.005 acres (238 square feet), more or less.

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Brian J. Oyer, P.S. 8732

11-30-2023

Date



## Tract II

### TEMPORARY EASEMENT FOR THE PURPOSE OF CONSTRUCTION OF ROADWAY IMPROVEMENTS BY THE CITY OF CINCINNATI, OHIO

[Surveyor's description of the premises follows]

Situated in the City of Cincinnati, Hamilton County, State of Ohio, being part of Section 32, Town 3, Fractional Range 2 of Land Between the Miamis, and being part of Lot 17 of the Robert Orr Subdivision conveyed to **Carl W. Keller** as recorded in O.R. 3433 Page 169 of the Hamilton County Recorder's Office, further described as follows:

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Thence North  $05^{\circ} 39' 30''$  East, for a distance of 12.17 feet, along the westerly line of said Keller parcel and the easterly line of said Hamilton County Land Reutilization parcel, to a point, said point being the **Point of Beginning** for the parcel described herein;

1. Thence North  $05^{\circ} 39' 30''$  East, for a distance of 10.51 feet, along the westerly line of said Keller parcel and the easterly line of said Hamilton County Land Reutilization parcel;
2. Thence South  $44^{\circ} 50' 00''$  East, for a distance of 40.42 feet, to a point on the easterly line of said Keller parcel and the westerly line of a parcel conveyed to Eric Wolff as recorded in O.R. 14315 Page 813 of the Hamilton County Recorder's Office;



3. Thence South 32° 25' 10" West, for a distance of 11.16 feet, along the easterly line of said Keller parcel and the westerly line of said Wolff parcel;
4. Thence North 40° 26' 33" West, for a distance of 36.30 feet, to the **Point of Beginning** of the area being described, containing 0.008 acres, more or less.

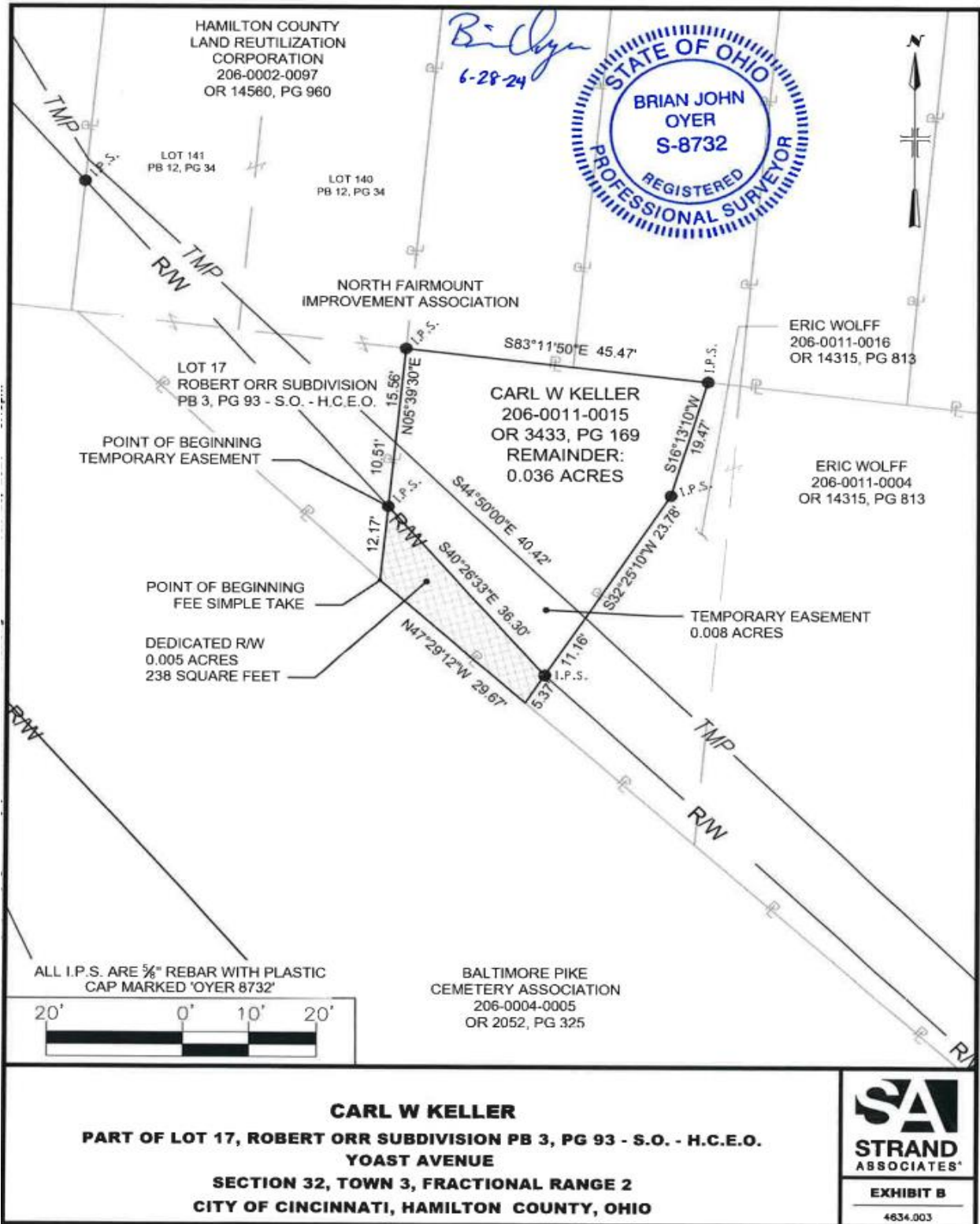
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\_\_\_\_\_  
Brian J. Oyer, P.S. 8732

11-30-2023  
\_\_\_\_\_  
Date



**ATTACHMENT B**



January 6, 2025

**To:** Members of the Budget and Finance Committee 202500004  
**From:** Sheryl M. M. Long, City Manager  
**Subject:** **Emergency Ordinance – OES: Green Project Budget Realignment**

---

Attached is an Emergency Ordinance captioned:

**ESTABLISHING** new capital improvement program project account no. 980x104x251061, “Green Cincinnati Sustainability Initiatives,” to provide resources to implement capital improvements that advance the goals of the City’s 2023 Green Cincinnati Plan; **AUTHORIZING** the transfer and return of \$250,000 to source Income Tax Permanent Improvement Fund 758 from permanent improvement program project account no. 758x104x251060, “Green Project Workforce Development – GFCO,” to realign sources with uses; **AUTHORIZING** the transfer and appropriation of \$250,000 from the unappropriated surplus of Income Tax Permanent Improvement Fund 758 to newly established capital improvement program project account no. 980x104x251061, “Green Cincinnati Sustainability Initiatives,” to realign sources with uses; **AUTHORIZING** the transfer and return of \$250,000 to source General Fund 050 from capital improvement program project account no. 980x104x251029, “Green Cincinnati Sustainability Initiatives – GF,” to realign sources with uses; **AUTHORIZING** the transfer and appropriation of \$250,000 from the unappropriated surplus of General Fund 050 to Office of Environment and Sustainability General Fund non-personnel operating budget account no. 050x104x7200 to provide resources for Green Project Workforce Development as described below; **AUTHORIZING** the expenditure of \$1,000,000 from permanent improvement program project account no. 758x104x251058, “Green Project Home Repairs – GFCO,” to provide local matching resources to support the Port of Greater Cincinnati Development Authority in its application for Robert Wood Johnson Foundation funding to support housing stability; **AUTHORIZING** the expenditure of \$500,000 from permanent improvement program project account no. 758x104x251059, “Green Project Green Bank – GFCO,” for the Cincinnati Development Fund to support the establishment and formalization of a Cincinnati green bank to compete for funding awarded through the Environmental Protection Agency Greenhouse Gas Reduction Fund; **AUTHORIZING** the expenditure of \$250,000 from Office of Environment and Sustainability General Fund non-personnel operating budget account no. 050x104x7200 for Green Umbrella to support a coalition of organizations working to cultivate workforce development training programs in support of green bank programs; and **AUTHORIZING** the City Manager to enter into any agreements necessary for the administration of these resources.

On November 6, 2024, the City Council passed the FY 2024 Closeout Ordinance, Ordinance No. 0371-2024, which established and appropriated resources to the “Green Project Home Repairs – GFCO,” “Green Project Green Bank – GFCO,” and “Green Project Workforce Development – GFCO” permanent improvement program project accounts. Expenditures for green project workforce development are not eligible uses of permanent improvement program project account resources. Resources must be realigned with uses, and resources for green bank workforce development must be appropriated in the operating budget.

This Emergency Ordinance establishes a new capital improvement program project account and authorizes various transfers and appropriations to realign budget sources to be expended for the intended uses expressed in the FY 2024 Closeout Ordinance.

This Emergency Ordinance also authorizes the following:

1. The expenditure of \$1,000,000 from permanent improvement program project account no. 758x104x251058, “Green Project Home Repairs – GFCO,” to provide local matching resources to support the Port of Greater Cincinnati Development Authority in its application for Robert Wood Johnson Foundation funding to support housing stability;
2. The expenditure of \$500,000 from permanent improvement program project account no. 758x104x251059, “Green Project Green Bank – GFCO,” for the Cincinnati Development Fund to support the establishment and formalization of a Cincinnati green bank to compete for funding awarded through the Environmental Protection Agency (EPA) Greenhouse Gas Reduction Fund;
3. The expenditure of \$250,000 from Office of Environment and Sustainability General Fund non-personnel operating budget account no. 050x104x7200 for Green Umbrella to support a coalition of organizations working to cultivate workforce development training programs in support of green bank programs; and
4. The City Manager to enter into any agreements necessary for the administration of these resources.

Implementing green development, home repairs, and workforce training programs and projects in support of the 2023 Green Cincinnati Plan is in accordance with the “Sustain” goal to “[b]ecome a healthier Cincinnati” and strategy to “[c]reate a healthy environment and reduce energy consumption” as described on pages 181-186 of Plan Cincinnati (2012).

The reason for the emergency is the immediate need to realign sources with uses to provide resources for projects necessary to achieve the goals of the 2023 Green Cincinnati Plan.

The Administration recommends passage of this Emergency Ordinance.

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



Attachment

## EMERGENCY

MSS

-2025

**ESTABLISHING** new capital improvement program project account no. 980x104x251061, “Green Cincinnati Sustainability Initiatives,” to provide resources to implement capital improvements that advance the goals of the City’s 2023 Green Cincinnati Plan; **AUTHORIZING** the transfer and return of \$250,000 to source Income Tax Permanent Improvement Fund 758 from permanent improvement program project account no. 758x104x251060, “Green Project Workforce Development – GFCO,” to realign sources with uses; **AUTHORIZING** the transfer and appropriation of \$250,000 from the unappropriated surplus of Income Tax Permanent Improvement Fund 758 to newly established capital improvement program project account no. 980x104x251061, “Green Cincinnati Sustainability Initiatives,” to realign sources with uses; **AUTHORIZING** the transfer and return of \$250,000 to source General Fund 050 from capital improvement program project account no. 980x104x251029, “Green Cincinnati Sustainability Initiatives – GF,” to realign sources with uses; **AUTHORIZING** the transfer and appropriation of \$250,000 from the unappropriated surplus of General Fund 050 to Office of Environment and Sustainability General Fund non-personnel operating budget account no. 050x104x7200 to provide resources for Green Project Workforce Development as described below; **AUTHORIZING** the expenditure of \$1,000,000 from permanent improvement program project account no. 758x104x251058, “Green Project Home Repairs – GFCO,” to provide local matching resources to support the Port of Greater Cincinnati Development Authority in its application for Robert Wood Johnson Foundation funding to support housing stability; **AUTHORIZING** the expenditure of \$500,000 from permanent improvement program project account no. 758x104x251059, “Green Project Green Bank – GFCO,” for the Cincinnati Development Fund to support the establishment and formalization of a Cincinnati green bank to compete for funding awarded through the Environmental Protection Agency Greenhouse Gas Reduction Fund; **AUTHORIZING** the expenditure of \$250,000 from Office of Environment and Sustainability General Fund non-personnel operating budget account no. 050x104x7200 for Green Umbrella to support a coalition of organizations working to cultivate workforce development training programs in support of green bank programs; and **AUTHORIZING** the City Manager to enter into any agreements necessary for the administration of these resources.

WHEREAS, on November 6, 2024, Council passed the FY 2024 Closeout Ordinance, Ordinance No. 371-2024, which established and appropriated resources to the “Green Project Home Repairs – GFCO,” “Green Project Green Bank – GFCO,” and “Green Project Workforce Development – GFCO” permanent improvement program project accounts; and

WHEREAS, sources in General Fund 050 and Income Tax Permanent Improvement Fund 758 must be realigned with uses so that resources appropriated for Green Project Workforce Development may be expended as described below; and

WHEREAS, expenditure of these resources is now required to support programs with community partners to pursue the goals established in the 2023 Green Cincinnati Plan; and

WHEREAS, the Port of Greater Cincinnati Development Authority (“Port Authority”) is applying to the Robert Wood Johnson Foundation for funding of up to \$5,000,000, which would allow the Port Authority to advance health and equity through homeownership preservation; and

WHEREAS, the City supports the Port Authority’s application, including by allocating \$1,000,000 in local matching resources in support of its application to improve its ability to compete for these funding resources to support housing stability; and

WHEREAS, the Cincinnati Development Foundation requires resources to support the establishment and formalization of a Cincinnati green bank to compete for funding awarded through the Environmental Protection Agency Greenhouse Gas Reduction Fund; and

WHEREAS, Green Umbrella requires resources to cultivate workforce development training programs in support of green bank programs; and

WHEREAS, implementing green development, home repairs, and workforce training programs and projects in support of the 2023 Green Cincinnati Plan is in accordance with the “Sustain” goal to “[b]ecome a healthier Cincinnati” and strategy to “[c]reate a healthy environment and reduce energy consumption” as described on pages 181-186 of Plan Cincinnati (2012); now, therefore,

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

Section 1. That new capital improvement program project account no. 980x104x251061, “Green Cincinnati Sustainability Initiatives,” is established to provide resources for the implementation of capital improvements that advance the goals of the City’s 2023 Green Cincinnati Plan.

Section 2. That the transfer and return of \$250,000 to source Income Tax Permanent Improvement Fund 758 from permanent improvement program project account no. 758x104x251060, “Green Project Workforce Development – GFCO,” is authorized to realign sources with uses.

Section 3. That the transfer and appropriation of \$250,000 from the unappropriated surplus of Income Tax Permanent Improvement Fund 758 to newly established capital improvement program project account no. 980x104x251061, “Green Cincinnati Sustainability Initiatives,” is authorized to realign sources with uses.

Section 4. That the transfer and return of \$250,000 to source General Fund 050 from capital improvement program project account no. 980x104x251029, “Green Cincinnati Sustainability Initiatives – GF,” is authorized to realign sources with uses.

Section 5. That the transfer and appropriation of \$250,000 from the unappropriated surplus of General Fund 050 to Office of Environment and Sustainability General Fund non-personnel operating budget account no. 050x104x7200 is authorized to provide resources for Green Project Workforce Development as described below.

Section 6. That the expenditure of \$1,000,000 from permanent improvement program project account no. 758x104x251058, “Green Project Home Repairs – GFCO,” is authorized to support the Port of Greater Cincinnati Development Authority in its application for Robert Wood Johnson Foundation funding to support housing stability.

Section 7. That the expenditure of \$500,000 from permanent improvement program project account no. 758x104x251059, “Green Project Green Bank – GFCO,” is authorized for the Cincinnati Development Fund to support the establishment and formalization of a Cincinnati green bank to compete for funding awarded through the Environmental Protection Agency Greenhouse Gas Reduction Fund.

Section 8. That the expenditure of \$250,000 from Office of Environment and Sustainability General Fund non-personnel operating budget account no. 050x104x7200 is authorized for Green Umbrella to support a coalition of organizations working to cultivate workforce development training programs in support of green bank programs.

Section 9. That the City Manager is authorized to enter into any agreements necessary for the administration of these resources.

Section 10. That the proper City officials are authorized to do all things necessary and proper to carry out the terms of Sections 1 through 9.

Section 11. That this ordinance shall be an emergency measure necessary for the preservation of the public peace, health, safety, and general welfare and shall, subject to the terms of Article II, Section 6 of the Charter, be effective immediately. The reason for the emergency is the immediate need to realign sources with uses to provide resources for projects necessary to achieve the goals of the 2023 Green Cincinnati Plan.

Passed: \_\_\_\_\_, 2025

\_\_\_\_\_

Aftab Pureval, Mayor

Attest: \_\_\_\_\_  
Clerk



202500011

**Date:** January 8, 2025

**To:** Councilmember Victoria Parks  
**From:** Emily Smart Woerner, City Solicitor *EESW*  
**Subject:** **Ordinance - FY 2025 Office Budget Adjustments**

---

Transmitted herewith is an ordinance captioned as follows:

**AUTHORIZING** the transfer of \$2,800 within the General Fund from President Pro Tem Parks' General Fund personnel operating budget account no. 050x027x7100 to President Pro Tem Parks' General Fund non-personnel operating budget account no. 050x027x7200 to realign the office budget for President Pro Tem Parks.

EESW/AKS(dmm)  
Attachment  
412992

EMERGENCY

City of Cincinnati

AKS

EESW

An Ordinance No. \_\_\_\_\_

- 2025

**AUTHORIZING** the transfer of \$2,800 within the General Fund from President Pro Tem Parks' General Fund personnel operating budget account no. 050x027x7100 to President Pro Tem Parks' General Fund non-personnel operating budget account no. 050x027x7200 to realign the office budget for President Pro Tem Parks.

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

Section 1. That 2,800 existing within President Pro Tem Parks' General Fund personnel operating budget account no. 050x027x7100 is transferred to President Pro Tem Parks' General Fund non-personnel operating budget account no. 050x027x7200 to realign the office budget for President Pro Tem Parks.

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

Section 3. That this ordinance shall be an emergency measure necessary for the preservation of the public peace, health, safety, and general welfare and shall, subject to the terms of Article II, Section 6 of the Charter, be effective immediately. The reason for the emergency is the immediate need to ensure necessary funds for the operation of President Pro Tem Parks' office.

Passed: \_\_\_\_\_, 2025

\_\_\_\_\_  
Aftab Pureval, Mayor

Attest: \_\_\_\_\_  
Clerk