



City of Cincinnati

801 Plum Street
Cincinnati, Ohio 45202

CALENDAR - Final

Cincinnati City Council

Wednesday, October 5, 2022

2:00 PM

Council Chambers, Room 300

ROLL CALL

PRAYER AND PLEDGE OF ALLEGIANCE

FILING OF THE JOURNAL

MAYOR AFTAB

Hamilton County Transportation Improvement District (TID)

1. [202201860](#) REAPPOINTMENT, submitted by Mayor Aftab Pureval, I hereby reappoint John Brazina as the City's representative to the Hamilton County Transportation Improvement District (TID) for a term of two years, beginning November 5, 2022. This appointment is submitted to City Council for its advice & consent pursuant to its Rules. (Male/White)

Recommendation CONFIRM

Sponsors: Mayor

MR. HARRIS

2. [202201876](#) ORDINANCE (EMERGENCY), submitted by Councilmember Harris, from Emily Smart Woerner, City Solicitor, AUTHORIZING the construction of a new congregate-housing facility containing up to forty-four dwelling units on the real property located at 2000 Dunlap Street in the Over-the-Rhine neighborhood, NOTWITHSTANDING the density and setback regulations contained in Section 1410-07, "Development Regulations," of Cincinnati Municipal Code Chapter 1410, "Urban Mix District," and NOTWITHSTANDING the requirement for a certificate of appropriateness contained in Section 1435-09, "Alterations and Demolitions; Certificates of Appropriateness; Minimum Maintenance," of Cincinnati Municipal Code Chapter 1435, "Historic Preservation."

Recommendation EQUITABLE GROWTH & HOUSING COMMITTEE

Sponsors: Harris

CITY MANAGER

3. [202201852](#) REPORT, dated 10/5/2022, submitted by Sheryl M. M. Long, City Manager, regarding Special Event Permit Application for Pink Ribbon

Event at the Brady Music Center Outdoor Event Lawn.

Recommendation FILE

Sponsors: City Manager

4. [202201861](#) REPORT, dated 10/5/2022, submitted by Sheryl M. M. Long, City Manager, regarding Special Event Permit Application for East Walnut Hills Fall Festival.

Recommendation FILE

Sponsors: City Manager

5. [202201865](#) REPORT, dated 10/5/2022 submitted by Sheryl M. M. Long, City Manager, on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for Troydon 2724 LLC, 2724 Woodburn Avenue. (#9072724, D5, New) [Objections: None]

Recommendation FILE

Sponsors: City Manager

6. [202201866](#) REPORT, dated 10/5/2022 submitted by Sheryl M. M. Long, City Manager, on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for Taco Lab LLC, DBA Taco Lab, 127 Calhoun Street. (#8776985, D1, New) [Objections: Yes]

Recommendation FILE

Sponsors: City Manager

7. [202201867](#) REPORT, dated 10/5/2022 submitted by Sheryl M. M. Long, City Manager, on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for Mios of Clifton Inc, DBA Mios Pizza, 2634 Short Vine Street. (#60431560005, D5J D6, Transfer) [Objections: None]

Recommendation FILE

Sponsors: City Manager

8. [202201868](#) REPORT, dated 10/5/2022 submitted by Sheryl M. M. Long, City Manager, on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for KRGP LLC, 100 E Court Street. (#44205550010, D2 D3 D3A, New) [Objections: None]

Recommendation FILE

Sponsors: City Manager

9. [202201869](#) REPORT, dated 10/5/2022 submitted by Sheryl M. M. Long, City Manager, on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for Superior Sandman Holdings Inc, DBA Voodoo Brewery, 120 E 8th Street. (#1494500, C1 C2 D3, New) [Objections: None]

Recommendation FILE**Sponsors:** City Manager

10. [202201870](#) ORDINANCE submitted by Sheryl M. M. Long, City Manager, on 10/5/2022, AUTHORIZING the City Manager and employees of the Cincinnati Recreation Commission to solicit and accept monetary and in-kind donations from the Cincinnati business community, individual benefactors, and other appropriate sources through the Cincinnati Recreation Commission's 2022 Toy Drive to support Cincinnati Recreation Commission's holiday season programming needs in underserved communities; and AUTHORIZING the Finance Director to deposit monetary donations into Fund 319, "Contributions for Recreation Purposes," revenue account no. 319x8571.

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

11. [202201871](#) ORDINANCE submitted by Sheryl M. M. Long, City Manager, on 10/5/2022, AUTHORIZING the establishment of new capital improvement program project account no. 980x164x231620, "Emery Theatre-TIF," for the purpose of providing resources to assist with the acquisition and renovation of the Emery Theatre located at 1112 Walnut Street and 100 East Central Parkway; AUTHORIZING the transfer and appropriation of the sum of \$1,000,000 from the unappropriated surplus of Downtown OTR East Equivalent Fund 483 to newly established capital improvement program project account no. 980x164x231620, "Emery Theatre-TIF"; and DECLARING that expenditures from newly created capital improvement program project account no. 980x164x231620, "Emery Theatre-TIF," to be a public purpose and constitute a "Public Infrastructure Improvement" (as defined in Section 5709.40(A)(8) of the Ohio Revised Code), that will benefit and/or serve the District 4-Downtown/OTR East District Incentive District, subject to compliance with Ohio Revised Code Sections 5709.40 through 5709.43.

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

12. [202201872](#) ORDINANCE submitted by Sheryl M. M. Long, City Manager, on 10/5/2022, AUTHORIZING the City Manager to apply for a planning grant in an amount of up to \$2,000,000 awarded by the United States Department of Transportation through the Reconnecting Communities Pilot Program (ALN 20.940) to study placing caps over Fort Washington Way; and AUTHORIZING the City Manager to apply for a capital construction grant in an amount of up to \$5,000,000 awarded by the United States Department of Transportation through the Reconnecting Communities Pilot Program (ALN 20.940) for the Reconnecting Evanston project.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

13. [202201873](#) ORDINANCE submitted by Sheryl M. M. Long, City Manager, on 10/5/2022, AUTHORIZING the City Manager to partner with the HOPE Community Center in applying for and accepting, as a sub-recipient, a grant from the Ohio Department of Public Safety, Office of Criminal Justice Services, FY 2022 Edward Byrne Memorial Justice Assistance Grant (ALN 16.738), for resiliency training for local law enforcement.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

14. [202201874](#) ORDINANCE (EMERGENCY) submitted by Sheryl M. M. Long, City Manager, on 10/5/2022, AUTHORIZING the City Manager to accept and appropriate a grant in the amount of up to \$35,000 from the United States Environmental Protection Agency, Region 5 (ALN 66.034) to the Office of Environment and Sustainability General Fund non-personnel operating budget account no. 050x104x7200 for the purpose of designing and implementing the Electrify Cincy Education Program, a resident and technical expert training that supports residential electrification efforts, including weatherization, reduced energy consumption, and renewable energy upgrades; and AUTHORIZING the Director of Finance to deposit grant resources into General Fund revenue account no. 050x8543.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

15. [202201875](#) ORDINANCE (EMERGENCY) submitted by Sheryl M. M. Long, City Manager, on 10/5/2022, MODIFYING the salary range schedule for the classification of Sign Painter by amending Section 620 of Division 1, Chapter 307 of the Cincinnati Municipal Code, in order to ensure that the new salary range is consistent with the level of responsibility of this position and competitive with similar positions across internal and external job markets.

Recommendation PUBLIC SAFETY & GOVERNANCE COMMITTEE

Sponsors: City Manager

16. [202201885](#) REPORT, dated 10/5/2022, submitted Sheryl M. M. Long, City Manager, regarding FY 2022 Carryover to FY 2023 Report

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

17. [202201887](#) REPORT, dated 10/5/2022, submitted Sheryl M. M. Long, City Manager, regarding Department of Finance Report for the Fiscal Year Ended June 30, 2022 (unaudited)

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

18. [202201888](#) ORDINANCE (EMERGENCY) submitted by Sheryl M. M. Long, City Manager, on 10/5/2022, AUTHORIZING the transfer of the sum of \$1,624,471 from the unappropriated surplus of General Fund 050 to the unappropriated surplus of Working Capital Reserve Fund 754 for the purpose of increasing the City's working capital reserve; AUTHORIZING the transfer of the sum of \$17,609,147 from the unappropriated surplus of General Fund 050 to balance sheet reserve account no. 050x2585, "Economic Downturn Reserve," for the purpose of increasing the City's emergency reserve; AUTHORIZING the transfer of the sum of \$2,830,482 from the unappropriated surplus of General Fund 050 to balance sheet reserve account no. 050x2580, "Reserve for Weather Events, Other Emergency and One-Time Needs," for the purpose of providing resources for unanticipated emergencies including those caused by unusual weather events, in order to increase the City's reserve; ESTABLISHING new capital improvement program project account no. 980x162x231645, "Affordable Housing Trust Funding - GF CO," for the purpose of providing resources for a one-time contribution to the City's Affordable Housing Trust Fund; AUTHORIZING the transfer of the sum of \$5,000,000 from the unappropriated surplus of General Fund 050 to newly created capital improvement program project account no. 980x162x231645, "Affordable Housing Trust Funding - GF CO," for the purpose of providing a one-time contribution to the City's Affordable Housing Trust Fund; AUTHORIZING the transfer and appropriation of the sum of \$2,000,000 from the unappropriated surplus of General Fund 050, the source of which is the FY 2022 Carryover Balance, to the City Manager's Office personnel operating budget account no. 050x101x7500 for the purpose of providing a one-time contribution to address the City's pension obligation to the Cincinnati Retirement System; RENAMING balance sheet reserve account no. 050x2535 within the General Fund 050 from "Emergency Reserve" to "Reserve for Operating Budget Contingencies"; AUTHORIZING the transfer of the sum of \$500,000 from the unappropriated surplus of the General Fund 050 to the newly renamed balance sheet reserve account no. 050x2535, "Reserve for Operating Budget Contingencies," for the purpose of providing resources for subsequent appropriation for one-time unforeseen operating needs that arise during the remainder of the ongoing fiscal year; AUTHORIZING the transfer and appropriation of the sum of \$250,000 from the balance sheet reserve account 050x2535, "Reserve for Operating Budget Contingencies," to the various General Fund operating budget accounts according to the attached Schedule A

of the General Fund Operating Budget Schedule of Appropriation for the purpose of providing one-time funds for the following: the Emergency Communications Center to extend the Alternate Response to Crisis mental health pilot program with Police Dispatch until the end of FY 2023 (\$140,000); the Cincinnati Police Department for Downtown Event Deployment Overtime (\$60,000); the Law Department for expungement efforts (\$25,000); and the Cincinnati Recreation Commission for the lifeguard recruitment and retention pay program (\$25,000); AUTHORIZING the transfer and appropriation of the sum of \$26,103,292 from the unappropriated surplus of General Fund 050 to various capital improvement program project accounts according to Schedule B of the Capital Budget Schedule of Transfer; ESTABLISHING new capital improvement program project account no. 980x164x231619, "Neighborhood Business District Support - GF CO," for the purpose of providing resources for neighborhood projects that were submitted through the City's Neighborhood Business District Improvement Program ("NBDIP") or the Neighborhood Business District Support Grant Program but did not receive funding due to limited resources; AUTHORIZING the transfer of the sum of \$1,500,000 from the unappropriated surplus of General Fund 050 to newly created capital improvement program project account no. 980x164x231619, "Neighborhood Business District Support - GF CO," for the purpose of providing resources for neighborhood projects that were submitted through the City's NBDIP or the Neighborhood Business District Support Grant Program but did not receive funding due to limited resources; ESTABLISHING new capital improvement program project account no. 980x164x231618, "Convention Center District - GF CO," for the purpose of providing resources for improvements to the Convention Center District; AUTHORIZING the transfer of the sum of \$7,000,000 from the unappropriated surplus of General Fund 050 to newly created capital improvement program project account no. 980x164x231618, "Convention Center District - GF CO," for the purpose of providing resources for improvements to the Convention Center District; ESTABLISHING new capital improvement program project account no. 980x164x231617, "OTR Outdoor Improvements - GF CO," for the purpose of providing resources for outdoor improvements to the Ziegler Park area in Over-the-Rhine; AUTHORIZING the transfer of the sum of \$3,500,000 from the unappropriated surplus of General Fund 050 to newly created capital improvement program project account no. 980x164x231617, "OTR Outdoor Improvements - GF CO," for the purpose of providing resources for outdoor improvements to the Ziegler Park area in Over-the-Rhine; ESTABLISHING new capital improvement program project account no. 980x164x231627, "CEAI - GF CO," for the purpose of providing resources for Community Economic Advancement Initiatives ("CEAI") for business district investment in the Bond Hill and Roselawn neighborhoods; AUTHORIZING the transfer of the sum of \$250,000 from the unappropriated surplus of General Fund 050 to newly

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

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

BUDGET AND FINANCE COMMITTEE

19. [202201846](#) ORDINANCE, submitted by Councilmember Harris, from Emily Smart Woerner, City Solicitor, AUTHORIZING the City Administration to solicit and accept donations of money, in-kind contributions and other things of value from members of the Cincinnati business community, individual benefactors, and other available sources for the purpose of the design, installation, and maintenance of the LGBT+ Pride crosswalks on Vine Street; and AUTHORIZING the Finance Director to deposit the donated funds into Special Revenue Fund No. 314, "Special Events."

Recommendation PASS

Sponsors: Harris

20. [202201736](#) ORDINANCE (EMERGENCY) submitted by Sheryl M. M. Long, City Manager, on 9/28/2022, APPROVING AND AUTHORIZING the City Manager to execute a Community Reinvestment Area Tax Exemption Agreement with Kaladin LLC, thereby authorizing a 15-year tax exemption for 100% of the value of improvements made to real property located at 1923-1927 Elm Street and 201-207 Henry Street in the Over-the-Rhine neighborhood of Cincinnati, in connection with the remodeling of an existing building into approximately 15,303 square feet of residential space, with 20 apartment units, at a total remodeling cost of approximately \$1,666,557.

Recommendation PASS EMERGENCY

Sponsors: City Manager

21. [202201844](#) ORDINANCE (EMERGENCY) submitted by Sheryl M. M. Long, City Manager, on 9/28/2022, Authorizing the payment of \$9,500 from the City Planning and Engagement General Fund non-personnel operating budget account no. 050x171x0000x7289 as a moral obligation of the City of Cincinnati to the National Alliance of Preservation Commission for the purpose of making payments associated with hosting the National Alliance for Preservation Commission's Biennial Conference Forum in Cincinnati, Ohio in July 2022.

Recommendation PASS EMERGENCY

Sponsors: City Manager

22. [202201851](#) ORDINANCE (EMERGENCY) submitted by Sheryl M. M. Long, City Manager, on 9/28/2022, AUTHORIZING the transfer and appropriation of the sum of \$380,000 from the unappropriated surplus of Income Tax-Infrastructure Fund 302 to various operating accounts, according to the attached Schedule of Transfer, for the purpose of providing resources to cover costs associated with adding a pedestrian safety infrastructure installation crew (the "Safety Crew") for the remainder of FY 2023; ESTABLISHING new capital improvement program project account no. 980x981x232523, "Pedestrian Safety Fleet & Equipment"; and AUTHORIZING the transfer and appropriation of the sum of \$523,000 from the unappropriated surplus of Income Tax-Infrastructure Fund 302 to newly created capital improvement program project account no. 980x981x232523, "Pedestrian Safety Fleet & Equipment," for the purpose of providing resources for automotive, motorized, and related equipment necessary to support the Safety Crew.

Recommendation PASS EMERGENCY

Sponsors: City Manager

SUPPLEMENTAL ITEMS**PUBLIC SAFETY & GOVERNANCE COMMITTEE**

23. [202201883](#) ORDINANCE (EMERGENCY) submitted by Sheryl M. M. Long, City Manager, on 10/4/2022, APPROVING the fact-finding report of James M. Mancini, issued on September 29, 2022, between the City of Cincinnati and Cincinnati Organized and Dedicated Employees, Inc. ("CODE"), which in addition to terms mutually agreed upon by the parties, recommends that the following terms be incorporated into the parties' collective bargaining agreement: an immediate wage increase of 5% retroactive to March 20, 2022, a wage increase of 4% in 2023, and a wage increase of 3% in 2024; a provision allowing CODE employees to elect to be paid overtime in cash or compensatory time; a 10% salary increase upon a CODE employee's permanent promotion; language clarifying the hiring process for CODE employees, eliminating competitive examinations for middle management positions that require specialized education or experience, and replacing competitive examinations with a non-competitive process; and an updated Appendix A of current CODE classifications.

Recommendation PASS EMERGENCY

Sponsors: City Manager

24. [202201884](#) ORDINANCE (EMERGENCY) submitted by Sheryl M. M. Long, City Manager, on 10/4/2022, DENYING APPROVAL of the fact-finding report of James M. Mancini, issued on September 29, 2022, between the City of Cincinnati and Cincinnati Organized and Dedicated Employees, Inc. ("CODE"), which in addition to terms mutually agreed upon by the parties, recommends that the following terms be incorporated into the parties' collective bargaining agreement: an immediate wage increase of 5% retroactive to March 20, 2022, a wage increase of 4% in 2023, and a wage increase of 3% in 2024; a provision allowing CODE employees to elect to be paid overtime in cash or compensatory time; a 10% salary increase upon a CODE employee's permanent promotion; language clarifying the hiring process for CODE employees, eliminating competitive examinations for middle management positions that require specialized education or experience, and replacing competitive examinations with a non-competitive process; and an updated Appendix A of current CODE classifications.

Recommendation PASS EMERGENCY

Sponsors: City Manager

ANNOUNCEMENTS

Adjournment

