

City of Cincinnati

801 Plum Street Cincinnati, Ohio 45202

CALENDAR

Cincinnati City Council

Wednesday, December 7, 2022

2:00 PM

Council Chambers, Room 300

ROLL CALL

PRAYER AND PLEDGE OF ALLEGIANCE

FILING OF THE JOURNAL

MAYOR AFTAB

Internal Audit Committee

1. 202202133

REAPPOINTMENT, submitted by Mayor Aftab Pureval, I hereby reappoint Vale Croxton to the Republican-affiliated seat at the Internal Audit Committee for a term of two years. This appointment is submitted to City Council for its advice and consent pursuant to its Rules. (Male/White)

Recommendation CONFIRM

Sponsors: Mayor

2. 202202134

REAPPOINTMENT, submitted by Mayor Aftab Pureval, I hereby reappoint Melissa Walton-Jones to the Democratic-affiliated seat at the Internal Audit Committee for a term of two years. This appointment is submitted to City Council for its advice and consent pursuant to its Rules. (Female/African American)

Recommendation CONFIRM

CONTIN

<u>Sponsors:</u> Mayor

FC Cincinnati Community Coalition

3. 202202171

APPOINTMENT, submitted by Mayor Aftab Pureval, I hereby appoint John Walter to the FC Cincinnati Community Coalition, having been submitted to my office as the Over-the-Rhine Community Council Representative, for a term of three years. This appointment is submitted to City Council for its advice and consent pursuant to its Rules. (Male/White)

Recommendation HOLD ONE WEEK PURSUANT TO THE RULES OF COUNCIL

Sponsors: Mayor

4. <u>202202175</u>

APPOINTMENT, submitted by Mayor Aftab Pureval, I hereby appoint Nick Johnson to the FC Cincinnati Community Coalition, having been submitted to my office as the West End Youth Sports Programs Representative, for a term of three years. This appointment is submitted to City Council for its advice and consent pursuant to its Rules. (Male/African American)

Recommendation HOLD ONE WEEK PURSUANT TO THE RULES OF COUNCIL

Sponsors: Mayor

5. <u>202202182</u> **APPOINTMENT**, submitted by Mayor Aftab Pureval, I hereby appoint Matt King

to the FC Cincinnati Community Coalition, having been submitted to my office as the West End Business Association Representative, for a term of three years. This appointment is submitted to City Council for its advice and consent

pursuant to its Rules. (Male/White)

Recommendation HOLD ONE WEEK PURSUANT TO THE RULES OF COUNCIL

Sponsors: Mayor

6. 202202186 **APPOINTMENT**, submitted by Mayor Aftab Pureval, I hereby appoint Alexis

Kidd to the FC Cincinnati Community Coalition, having been submitted to my office as the Seven Hills Neighborhood Houses Representative, for a term of three years. This appointment is submitted to City Council for its advice and

consent pursuant to its Rules. (Female/African American)

Recommendation HOLD ONE WEEK PURSUANT TO THE RULES OF COUNCIL

<u>Sponsors:</u> Mayor

7. 202202190 **APPOINTMENT**, submitted by Mayor Aftab Pureval, I hereby appoint Greg

Johnson to the FC Cincinnati Community Coalition, having been submitted to my office as the CMHA Representative, for a term of three years. This

appointment is submitted to City Council for its advice and consent pursuant to

its Rules. (Male/African American)

Recommendation HOLD ONE WEEK PURSUANT TO THE RULES OF COUNCIL

Sponsors: Mayor

8. <u>202202198</u> **APPOINTMENT**, submitted by Mayor Aftab Pureval, I hereby appoint Mike

Moroski to the FC Cincinnati Community Coalition, having been submitted to my office as the CPS School Board Representative, for a term of three years. This appointment is submitted to City Council for its advice and consent

pursuant to its Rules. (Male/White)

Recommendation HOLD ONE WEEK PURSUANT TO THE RULES OF COUNCIL

<u>Sponsors:</u> Mayor

9. 202202202 **APPOINTMENT**, submitted by Mayor Aftab Pureval, I hereby appoint Pastor

Nick Burnett to the FC Cincinnati Community Coalition, having been submitted to my office as the Faith Alliance of the West End Representative, for a term of three years. This appointment is submitted to City Council for its advice and

consent pursuant to its Rules. (Male/African American)

Recommendation HOLD ONE WEEK PURSUANT TO THE RULES OF COUNCIL

Sponsors: Mayor

CITY MANAGER

10. <u>202202136</u> **REPORT**, dated 12/7/2022 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 Pilgrims Rest LTD, DBA Binskis Bar, 2872 Colerain Avenue. (#6929763, D5J, New) [Objections: Yes]

Recommendation FILE

Sponsors: City Manager

11. 202202137 **REPORT**, dated 12/8/2022 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 Short Vine 2023 LLC, DBA El Vaquero Mexican Restaurant, 2845 Short Vine Street. (#8108922, D5J, New) [Objections: Yes]

Recommendation FILE

Sponsors: City Manager

12. <u>202202138</u> **REPORT,** dated 12/7/2022 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 Corporation For Findlay Market, 1801 Race Street - Breezeway-Farmers Market Shed-North Parking Lot-135-100 Elder Street between Race & Elm Streets. (#17512670005, F8, Temporary) [Objections:

None]

Recommendation FILE

Sponsors: City Manager

13. 202202139 **REPORT**, dated 12/7/2022, submitted Sheryl M. M. Long, City Manager,

regarding the Finance and Budget Monitoring Report for the Period Ending

September 30, 2022.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

14. 202202142 **ORDINANCE** submitted by Sheryl M. M. Long, City Manager, on

12/7/2022, **AUTHORIZING** the transfer and appropriation of the sum of \$2,000,000 from the unappropriated surplus of Downtown/OTR West Equivalent Fund 482 to the Department of Community and Economic

Development non-personnel operating budget account no.

482x164x7200 for the purpose of providing resources to assist with redevelopment of four historic buildings in the Over-the-Rhine neighborhood of Cincinnati into a mixed use development; and

DECLARING that expenditures from the Department of Community and Economic Development non-personnel operating budget account no. 482x164x7200 to be for a public purpose. (Subject to the Temporary

Prohibition List

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

Recommendation

BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

15. 202202143 ORDINANCE (EMERGENCY) submitted by Sheryl M. M. Long, City

Manager, on 12/7/2022, **ESTABLISHING** capital improvement program project account no. 980x233x232355, "Queensgate SORTA Easement Improvements," for the purpose of providing Income Tax-Transit Fund 759 resources for easement access improvements to the vacated

right-of-way formerly known as McClean Street, adjacent to the Southwest Ohio Regional Transit Authority ("SORTA") facility in the Queensgate neighborhood, and to provide resources for eligible labor, materials, tools, and technologies needed to plan, design, build, and inspect these improvements; AUTHORIZING the transfer and appropriation of \$1,500,000 from the unappropriated surplus of Income Tax-Transit Fund 759 to newly created capital improvement program project account no. 980x233x232355, "Queensgate SORTA Easement Improvements"; and further AUTHORIZING the appropriation of \$9,064,004.89 from the unappropriated surplus of Income Tax-Transit Fund 759 to the SORTA non-personnel operating budget account no. 759x081x7200 for the purpose of implementing the provisions of Ordinance No. 0247-2020 that authorized the City Manager to execute an Amendment to the City-SORTA Agreement for the transfer of funds from Income Tax-Transit Fund 759 to SORTA.

Recommendation

BUDGET AND FINANCE COMMITTEE

<u>Sponsors:</u> City Manager

16. 202202144

ORDINANCE submitted by Sheryl M. M. Long, City Manager, on 12/7/2022, **AUTHORIZING** the Director of Finance to increase the fund advance limit of Water Works Stores - Materials Fund 204 ("Fund 204"), from \$5,000,000 to \$6,000,000; and further AUTHORIZING the transfer of \$1,000,000 from the unappropriated surplus of Fund 101, Water Works, to Fund 204 for the purpose of providing Greater Cincinnati Water Works with sufficient funds to purchase parts necessary for the operation and maintenance of the City's water system.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

17. 202202145

ORDINANCE (EMERGENCY) submitted by Sheryl M. M. Long, City Manager, on 12/7/2022, AUTHORIZING the transfer and return to source Local Fiscal Recovery Fund 469 of the sum of \$613,183.01 grant from American Rescue Plan project account 469x101xARP025, "Social Services Operational Grants," for the purpose of realigning sources with actual uses; AUTHORIZING the transfer and return to source Local Fiscal Recovery Fund 469 of the sum of \$37.329.87 from American Rescue Plan grant project account no. 469x101xARP038, "Children's Hospital," for the purpose of realigning sources with actual uses; AUTHORIZING the transfer and return to source Local Fiscal Recovery Fund 469 of the sum of \$1,700 Plan from American Rescue grant project account 469x101xARP071, "Rites of Passage," for the purpose of realigning sources with actual uses; ESTABLISHING new Local Fiscal Recovery Fund 469 American Rescue Plan grant project account no. 469x101xARP400, "Violence Reduction Initiatives," for the purpose of providing funds for a public health informed response to gun violence including the development and implementation of evidence-based. community-based violence reduction interventions; AUTHORIZING the transfer and appropriation of the sum of \$100,000 from the unappropriated surplus of Local Fiscal Recovery Fund 469 to newly

established American Rescue Plan grant project account no. 469x101xARP400, "Violence Reduction Initiatives," for the purpose of providing funds for a public health informed response to gun violence including the development and implementation of evidence-based, community-based violence reduction interventions: DECLARING expenditures from American Rescue Plan grant project account no. 469x101xARP400, "Violence Reduction Initiatives," to be for a public purpose; ESTABLISHING new Local Fiscal Recovery Fund 469 American Rescue Plan grant project account no. 469x222xARP401, "PVO / Downtown Event Deployment," for the purpose of providing funds to the Cincinnati Police Department for Police Visibility Overtime including the deployment of overtime to curb violence and for large public events; AUTHORIZING the transfer and appropriation of the sum of \$552,212.88 from the unappropriated surplus of Local Fiscal Recovery Fund 469 to newly established American Rescue Plan grant project account no. 469x222xARP401, "PVO / Downtown Event Deployment," for the purpose of providing funds to the Cincinnati Police Department for Police Visibility Overtime including the deployment of overtime to curb violence and for large public events; and DECLARING expenditures from American Rescue Plan grant project account no. 469x222xARP401, "PVO / Downtown Event Deployment," to be for a public purpose.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

18. 202202146

ORDINANCE (EMERGENCY) submitted by Sheryl M. M. Long, City Manager, on 12/7/2022. APPROVING AND AUTHORIZING the City Manager to execute a Community Reinvestment Area Tax Exemption Agreement (LEED or Living Building Challenge) with Cary Capital, LLC, thereby authorizing a 15-year tax exemption for 100% of the value of improvements made to real property located at 2250 East Seymour Avenue in the Bond Hill neighborhood of Cincinnati, in connection with the construction of an approximately 50,000 square foot manufacturing facility, which construction shall be completed in compliance with Leadership in Energy and Environmental Design Silver, Gold or Platinum standards or Living Building Challenge standards, at a total construction cost of approximately \$10,200,000. (Subject to the Temporary Prohibition List https://www.cincinnati-oh.gov/law/ethics/city-business)

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

19. 202202147

ORDINANCE (EMERGENCY) submitted by Sheryl M. M. Long, City Manager, on 12/7/2022, AUTHORIZING the transfer and return to source Fund 304, "Community Development Block Grant," the sum of \$4,119,272.70 to close out or decrease certain existing project accounts, according to Section A of the attached Schedule of Transfer; and AUTHORIZING the transfer and appropriation of the sum of \$4,350,000 from the unappropriated surplus of Fund 304, "Community Development Block Grant," to various project accounts, as set forth in Section B of the attached Schedule of Transfer.

Recommendation

BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

20. 202202149 **ORDINANCE** submitted by Sheryl M. M. Long, City Manager, on 12/7/2022,

ACCEPTING AND CONFIRMING the dedication to public use of a 0.031-acre tract of real property in Madisonville as a portion of Madison Road public

right-of-way for street purposes.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

21. 202202151 ORDINANCE (EMERGENCY) submitted by Sheryl M. M. Long, City Manager,

on 12/7/2022, **ESTABLISHING** the salary schedule and classification title for the new employment classification of Executive Assistant Police Chief (Job Code 037) by enacting Section 037 of Division 5, Chapter 307 of the Cincinnati

Municipal Code.

Recommendation PUBLIC SAFETY & GOVERNANCE COMMITTEE

Sponsors: City Manager

22. 202202152 **ORDINANCE** submitted by Sheryl M. M. Long, City Manager, on 12/7/2022,

AUTHORIZING the City Manager to execute a Grant of Easement in favor of Cure Properties, LLC, pursuant to which the City of Cincinnati will grant an encroachment easement upon a portion of certain real property commonly

known as the Main Street Steps in Mt. Auburn.

Recommendation BUDGET AND FINANCE COMMMITTEE

Sponsors: City Manager

23. 202202153 ORDINANCE (EMERGENCY) submitted by Sheryl M. M. Long, City Manager,

on 12/7/2022, **APPROVING AND AUTHORIZING** the City Manager to execute a Community Reinvestment Area Tax Exemption Agreement (LEED or Living Building Challenge) with Lester and Montgomery Apartments, LLC, an affiliate of Towne Properties, Inc., thereby authorizing a 15-year tax exemption for 100% of the value of improvements made to real property located at 5984-5988 Lester Road and 6006-6026 Montgomery Road in the Pleasant Ridge neighborhood of Cincinnati, in connection with the construction of approximately 64,145 square feet of residential space, consisting of 82 dwelling units, and approximately 6,013 square feet of commercial space, which construction shall be completed in compliance with Leadership in Energy and Environmental Design Silver, Gold or Platinum standards or Living Building Challenge standards, at a total construction cost of approximately

\$23,000,000. (Subject to the <u>Temporary Prohibition List</u> https://www.cincinnati-oh.gov/law/ethics/city-business)

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

24. 202202155 ORDINANCE (EMERGENCY) submitted by Sheryl M. M. Long, City Manager,

on 12/7/2022, **APPROVING AND AUTHORIZING** the City Manager to execute a *Community Reinvestment Area Tax Exemption Agreement* with OTR

Holdings, Inc., an affiliate of 3CDC, thereby authorizing a 15-year tax exemption for 100% of the value of improvements made to real property located at 210-218 W. Twelfth Street in the Over-the-Rhine neighborhood of Cincinnati, in connection with the remodeling of four existing buildings into approximately 21,048 square feet of residential space, consisting of

approximately 29 residential units, and approximately 2,600 square feet of commercial space, at a total construction cost of approximately \$6,864,654.

(Subject to the Temporary Prohibition List

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

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

CLERK OF COUNCIL

25. <u>202202141</u> **REGISTRATION**, submitted by the Clerk of Council from Legislative Agent

Anna C. Sesler, Government Strategies Group, Director of Public Affairs & Strategy, 700 Walnut Street, Suite 450, Cincinnati, Ohio 45202. (METRO)

Recommendation FILE

Sponsors: Clerk of Council

26. 202202156 **REGISTRATION**, submitted by the Clerk of Council from Legislative Agent

Mary Huttlinger, Government Affairs, Director, 14 Knollcrest Drive, Cincinnati,

Ohio 45237. (REALTOR ALLIANCE OF GREATER CINCINNATI)

Recommendation FILE

Sponsors: Clerk of Council

BUDGET AND FINANCE COMMITTEE

27. 202202112 ORDINANCE (EMERGENCY) submitted by Sheryl M. M. Long, City Manager,

on 11/30/2022, **AUTHORIZING** the City Manager to execute an Amended and Restated Water Service Agreement between the City of Cincinnati and the

Village of Addyston, Ohio.

Recommendation PASS EMERGENCY

Sponsors: City Manager

28. 202202113 ORDINANCE (EMERGENCY) submitted by Sheryl M. M. Long, City Manager,

on 11/30/2022, **AUTHORIZING** the City Manager to execute an Amended and Restated Water Service Agreement between the City of Cincinnati and the City

of Reading, Ohio.

Recommendation PASS EMERGENCY

Sponsors: City Manager

29. 202202114 **ORDINANCE** submitted by Sheryl M. M. Long, City Manager, on 11/30/2022,

AUTHORIZING the City Manager to accept and appropriate grant funds from the Ohio Environmental Protection Agency in the amount of up to \$50,000 to Water Works non-personnel operating budget account no. 101x301x7200, for the purpose of reimbursing the costs incurred by the Greater Cincinnati Water

Works in identifying, inventorying, and mapping lead service lines; and

AUTHORIZING the Finance Director to deposit any such grant funds received

into Fund No. 101 "Water Works," revenue account no. 101x8527.

Recommendation PASS

Sponsors: City Manager

30. 202202115

ORDINANCE (EMERGENCY) submitted by Sheryl M. M. Long, City Manager, on 11/30/2022, **AUTHORIZING** the City Manager accept and appropriate a donation in an amount of \$40,085 from the Cincinnati Recreation Foundation for the purpose of providing funding support to the Cincinnati Recreation Commission National Junior Tennis program; and AUTHORIZING the Finance Director to deposit the grant funds into Fund 319, "Contributions for Recreation Purposes," revenue account 319x8571.

Recommendation PASS EMERGENCY

Sponsors: City Manager

31. <u>202202116</u>

ORDINANCE (EMERGENCY) submitted by Sheryl M. M. Long, City Manager, on 11/30/2022, ESTABLISHING new capital improvement program project account nos. 980x232x232351, "Central & 8th Traffic Calming - Grant," for the purpose of providing Ohio Department of Transportation ("ODOT") grant resources for right of way improvements for traffic calming on Central Avenue at 8th Street; 980x232x232352. "Harrison & Ruehlman Traffic Calming - Grant," for the purpose of providing ODOT grant resources for right of way improvements for traffic calming on Harrison Avenue at Ruehlman Place; and 980x232x232353, "Harrison & Ruehlman Traffic Calming - TIF," for the purpose of providing tax increment financing resources for right of way improvements for traffic calming on Harrison Avenue at Ruehlman Place; AUTHORIZING the City Manager to accept a Highway Safety Improvement Program Systemic Safety grant (ALN 20.205) in an amount of up to \$600,000 from ODOT, and appropriate an amount up to \$300,000 to newly established capital improvement program project account no. 980x232x232351, "Central & 8th Traffic Calming - Grant," for the purpose of implementing right of way improvements for traffic calming on Central Avenue at 8th Street, and appropriate an amount up to \$300,000 to newly established capital improvement program project account no. 980x232x232352, "Harrison & Ruehlman Traffic Calming -Grant," for the purpose of implementing right of way improvements for traffic calming on Harrison Avenue at Ruehlman Place; AUTHORIZING the transfer and appropriation of the sum of \$90,000 from the unappropriated surplus of Westwood 1 Equivalent Fund 496 to newly established capital improvement program project account no. 980x232x232353, "Harrison & Ruehlman Traffic Calming - TIF; and DECLARING expenditures from capital improvement program project account no. 980x232x232353, "Harrison & Ruehlman Traffic Calming -TIF," to be for a public purpose because the project will improve pedestrian safety in the Westwood neighborhood.

Recommendation

PASS EMERGENCY

Sponsors: City Manager

32. 202202121 **ORDINANCE** submitted by Sheryl M. M. Long, City Manager, on 11/30/2022,

AUTHORIZING the establishment of capital improvement program project account nos. 980x233x232372, "Western Hills Viaduct OKI STBG Grant 2021," 980x233x232373, "Western Hills Viaduct TRAC Grant 2021," 980x233x232374, "Western Hills Viaduct Federal Earmark 2022," and 980x233x232375, "Western Hills Viaduct INFRA Grant 2022"; AUTHORIZING the City Manager to accept and appropriate an Ohio-Kentucky-Indiana Surface Transportation Block Grant (ALN 20.205) in an amount up to \$1,000,000 for the purpose of providing resources for the demolition and construction of the Western Hills Viaduct (the "Western Hills Viaduct Project"); AUTHORIZING the City Manager to accept and appropriate a Transportation Review Advisory Council Grant (ALN 20.205) in an amount up to \$25,000,000 for the purpose of providing resources for the Western Hills Viaduct Project; AUTHORIZING the City Manager to accept and appropriate an amount up to \$1,000,000 in federal funding earmarked in the Consolidation Appropriations Act of 2022 for Highway Infrastructure Programs (ALN 20.205) for the purpose of providing resources for the Western Hills Viaduct Project; AUTHORIZING the City Manager to accept and appropriate a Nationally Significant Freight and Highway Projects grant (ALN 20.934) in an amount up to \$127,115,954 for the purpose of providing resources for the Western Hills Viaduct Project; AUTHORIZING the Finance Director to deposit a total sum of up to \$154,115,954 (the "Funds") to the various newly established capital improvement program project accounts set forth in the attached Schedule of Appropriation; and AUTHORIZING the City Manager to enter into any agreements necessary to accept the Funds.

Recommendation PASS

Sponsors: City Manager

33. 202202088

ORDINANCE submitted by Sheryl M. M. Long, City Manager, on 11/30/2022. **ESTABLISHING** new capital improvement program project account no. 980x164x231628, "Race & Vine Street Two-Way Conversion - TIF," for the purpose of providing resources for the preliminary design for the possible conversion of Race Street and Vine Street to two-way streets in the downtown neighborhood; AUTHORIZING the transfer and appropriation of the sum of \$81,000 from the unappropriated surplus of Downtown South/Riverfront Equivalent Fund 481 to the Department of Community and Economic non-personnel operating budget Development account 481x164x7200; and AUTHORIZING the transfer and appropriation of the sum of \$122,000 from the unappropriated surplus of Downtown South/Riverfront Equivalent Fund 481 to the new capital improvement program project account no. 980x164x231628, "Race & Vine Street Two-Way Conversion - TIF," all for the purpose of providing resources for the possible conversion of Race Street and Vine Street to two-way streets between Second Street on the south and Central Parkway on the north in the downtown neighborhood.

Recommendation

PASS

Sponsors: City Manager

34. 202202120

ORDINANCE submitted by Sheryl M. M. Long, City Manager, on 11/30/2022, **AUTHORIZING** the transfer and appropriation of the sum of \$2,900,000 from the unappropriated surplus of Downtown OTR West Equivalent Fund 482 to the Department of Community and Economic Development non-personnel operating budget account no. 482x164x7200 providing resources for implementing a make-safe plan including hard construction costs and related soft costs associated with the stabilization of the Terrace Plaza building in Downtown Cincinnati; and DECLARING that expenditures from Department of Community and Economic Development non-personnel operating budget account no. 482x164x7200 to be a public purpose. (Subject to the <u>Temporary Prohibition List https://www.cincinnati-oh.gov/law/ethics/city-business)</u>

Recommendation PASS

Sponsors: City Manager

35. <u>202202</u>122

ORDINANCE (EMERGENCY) submitted by Sheryl M. M. Long, City Manager, on 11/30/2022, **AUTHORIZING** the payments of \$427.76 from Emergency Shelter Fund 445 project account no. 445x162x4452029 and \$3,043.46 from Emergency Shelter Fund 445 project account no. 445x162x4452017, totaling \$3,471.22, as a moral obligation to Champlin Architects, Inc. for homeless shelter enhancement services provided to the City as part of the response to the COVID-19 pandemic; and AUTHORIZING the payment of \$5,089.77 from Emergency Shelter Fund 445 project account no. 445x162x4452017 as a moral obligation to Cincinnati Union Bethel, Inc. for homeless shelter enhancement services provided to the City as part of the response to the COVID-19 pandemic.

Recommendation PASS EMERGENCY

Sponsors: City Manager

ANNOUNCEMENTS

Adjournment