



# City of Cincinnati

801 Plum Street  
Cincinnati, Ohio 45202

## CALENDAR

### Cincinnati City Council

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Wednesday, March 15, 2023

2:00 PM

Council Chambers, Room 300

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#### ROLL CALL

#### PRAYER AND PLEDGE OF ALLEGIANCE

#### FILING OF THE JOURNAL

#### MAYOR AFTAB

#### Cincinnati Planning Commission

1. [202300792](#) **APPOINTMENT**, submitted by Mayor Aftab Pureval, I hereby appoint Daniella Beltran to the Cincinnati Planning Commission for a term of 5 years. This appointment is submitted to City Council for its advice and consent pursuant to its Rules. (Female/Hispanic)

**Recommendation** CONFIRM

**Sponsors:** Mayor

#### Cincinnati Retirement System

2. [202300866](#) **APPOINTMENT**, submitted by Mayor Aftab Pureval, I hereby appoint Aliya Riddle to the Cincinnati Retirement System for a term of four 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

**Sponsors:** Mayor

#### MR. JEFFREYS

3. [202300864](#) **RESOLUTION**, submitted by Councilmember Jeffreys, from Emily Smart Woerner, City Solicitor, **ADOPTING** the International Holocaust Remembrance Alliance Working Definition of Antisemitism, including the eleven contemporary examples of antisemitism, as an important educational tool to address the growing problem of antisemitism in America.

**Recommendation** PASS

**Sponsors:** Jeffreys

#### MR. JOHNSON

4. [202300849](#) **RESOLUTION**, submitted by Councilmember Johnson, from Emily Smart Woerner, City Solicitor, **RECOGNIZING** Dr. Shantel Thomas, PhD as a 2023 Women's History Month honoree and **EXPRESSING** the appreciation of the

Mayor and the Council of the City of Cincinnati for her years of service and selfless contributions to the citizens of Cincinnati.

**Recommendation** PASS

**Sponsors:** Johnson

## MR. HARRIS

## MR. CRAMERDING

5. [202300855](#) **RESOLUTION**, submitted Councilmembers Harris and Cramerding, from Emily Smart Woerner, City Solicitor, **EXPRESSING** the support of the Mayor and City Council for College Hill Station III, a mixed-income housing development by Pennrose in the College Hill neighborhood and for Pennrose's application for an allocation of Congressional Directed Spending from the Department of Housing and Urban Development.

**Recommendation** PASS

**Sponsors:** Harris and Cramerding

## CITY MANAGER

6. [202300696](#) **REPORT**, dated 3/15/2023 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 Blue Wheat Investment Corp LLC, 6022 Madison Road. (#0766813, D5, Transfer) [Objections: None]

**Recommendation** FILE

**Sponsors:** City Manager

7. [202300753](#) **REPORT**, dated 3/15/2023, submitted by Sheryl M. M. Long, City Manager, regarding Special Event Permit Application for Mt. Washington Community Development Corporation.

**Recommendation** FILE

**Sponsors:** City Manager

8. [202300754](#) **REPORT**, dated 3/15/2023, submitted by Sheryl M. M. Long, City Manager, regarding Special Event Permit Application for AfriFest.

**Recommendation** FILE

**Sponsors:** City Manager

9. [202300799](#) **REPORT**, dated 3/15/2023, submitted by Sheryl M. M. Long, City Manager, regarding Special Event Permit Application for Flying Pig Marathon.

**Recommendation** FILE

**Sponsors:** City Manager

10. [202300800](#) **REPORT**, dated 3/15/2023, submitted by Sheryl M. M. Long, City Manager, regarding Special Event Permit Application for East Walnut Hills Day Market.

**Recommendation** FILE

**Sponsors:** City Manager

11. [202300801](#) **REPORT**, dated 3/15/2023, submitted by Sheryl M. M. Long, City Manager,

regarding Special Event Permit Application for Taste of Cincinnati 2023.

**Recommendation** FILE

**Sponsors:** City Manager

12. [202300802](#) **REPORT**, dated 3/15/2023, submitted by Sheryl M. M. Long, City Manager, regarding Special Event Permit Application for Cincinnati March for Babies.

**Recommendation** FILE

**Sponsors:** City Manager

13. [202300803](#) **REPORT**, dated 3/15/2023, submitted by Sheryl M. M. Long, City Manager, regarding Special Event Permit Application for A Peaceful Block Party.

**Recommendation** FILE

**Sponsors:** City Manager

14. [202300804](#) **REPORT**, dated 3/15/2023, submitted by Sheryl M. M. Long, City Manager, regarding Special Event Permit Application for Annual Health Expo.

**Recommendation** FILE

**Sponsors:** City Manager

15. [202300805](#) **REPORT**, dated 3/15/2023, submitted by Sheryl M. M. Long, City Manager, regarding Special Event Permit Application for WestSide Market 2023.

**Recommendation** FILE

**Sponsors:** City Manager

16. [202300806](#) **REPORT**, dated 3/15/2023, submitted by Sheryl M. M. Long, City Manager, regarding Special Event Permit Application for Juneteenth on McMillan.

**Recommendation** FILE

**Sponsors:** City Manager

17. [202300807](#) **REPORT**, dated 3/15/2023, submitted by Sheryl M. M. Long, City Manager, regarding Special Event Permit Application for Red Bull Flugtag.

**Recommendation** FILE

**Sponsors:** City Manager

18. [202300808](#) **REPORT**, dated 3/15/2023, submitted by Sheryl M. M. Long, City Manager, regarding Special Event Permit Application for The Real Tacofest.

**Recommendation** FILE

**Sponsors:** City Manager

19. [202300829](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 3/15/2023, **AUTHORIZING** the transfer of the sum of \$85,000 within the General Fund from and to various Cincinnati Recreation Commission ("CRC") operating budget accounts in accordance with Schedule A of the attached Schedule of Transfer, for the purpose of realigning resources to address programmatic needs; and **AUTHORIZING** the transfer and appropriation of the sum of \$1,400,000 from the unappropriated surplus of Municipal Golf Fund 105 to CRC's Golf Administration non-personnel operating budget account in accordance with Schedule B of the attached Schedule of Transfer, for the purpose of providing resources for costs associated with increased golf activities, including utilities, drainage and equipment repairs, and safety

enhancements; AUTHORIZING the transfer and appropriation of the sum of \$720,000 within Recreation Special Activities Fund 323 in accordance with Schedule C of the attached Schedule of Transfer, for the purpose of realigning resources and providing resources to address programmatic needs; and AUTHORIZING the transfer and appropriation of the sum of \$75,000 from the unappropriated surplus of Recreation Special Activities Fund 323 to CRC capital improvement program project account no. 980x199x211900, "Outdoor Facilities Renovation," for the purpose of renovating underutilized recreation spaces in Avondale as part of the 2021 Community Makeover program.

**Recommendation** BUDGET AND FINANCE COMMITTEE

**Sponsors:** City Manager

20. [202300831](#) **ORDINANCE** submitted by Sheryl M. M. Long, City Manager, on 3/15/2023, **AUTHORIZING** the City Manager to apply for, accept, and appropriate a grant in the amount of \$298,344 from the Get Vaccinated OHIO Public Health Initiative for the purpose of supporting activities that will increase immunization rates in children under two years of age, school aged children, and adolescents; and **AUTHORIZING** the Finance Director to deposit the grant funds into Immunization Action Plan Fund revenue account no. 415x8556.

**Recommendation** BUDGET AND FINANCE COMMITTEE

**Sponsors:** City Manager

21. [202300832](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 3/15/2023, **AUTHORIZING** the payment of \$2,723.96 from Cincinnati Fire Department General Fund non-personnel operating budget account no. 050x272x3300x7299 as a moral obligation to Axon Enterprise for TASERS and holsters for the Fire Investigation Unit, which represents the balance due to Axon based on Axon's original invoice of \$5,232.96 less the City's payment of \$2,500 with a purchase card.

**Recommendation** BUDGET AND FINANCE COMMITTEE

**Sponsors:** City Manager

22. [202300833](#) **REPORT**, dated 3/15/2023, submitted Sheryl M. M. Long, City Manager, regarding the Top Ten Critical Infrastructure Needs. (**Reference Document # 202202015**)

**Recommendation** CLIMATE, ENVIRONMENT & INFRASTRUCTURE COMMITTEE

**Sponsors:** City Manager

23. [202300835](#) **ORDINANCE** submitted by Sheryl M. M. Long, City Manager, on 3/15/2023, **ESTABLISHING** new capital improvement program project account no. 980x232x232315, "Wasson Way 6A 2023 ODNR COTF Grant," for the purpose of providing resources for the construction of Phase 6A of the Wasson Way Trail; **AUTHORIZING** the City Manager to accept and appropriate a grant in an amount up to \$500,000 from the Clean Ohio Trails Fund program as awarded by the Ohio Department of Natural Resources to newly established capital improvement program project account no. 980x232x232315, "Wasson Way 6A 2023 ODNR COTF Grant;" **AUTHORIZING** the Director of Finance to deposit the grant resources into

newly established capital improvement program project account no. 980x232x232315, "Wasson Way 6A 2023 ODNr COTF Grant"; and AUTHORIZING the City Manager to execute any agreements necessary for the receipt and administration of these grant resources.

**Recommendation** BUDGET AND FINANCE COMMITTEE

**Sponsors:** City Manager

24. [202300836](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 3/15/2023, **AUTHORIZING** a payment in the amount of \$46,506.90 to Prus Construction as a moral obligation of the City of Cincinnati for professional services completed for the Downtown Fiber Optic Cable project.

**Recommendation** BUDGET AND FINANCE COMMITTEE

**Sponsors:** City Manager

25. [202300837](#) **ORDINANCE** submitted by Sheryl M. M. Long, City Manager, on 3/15/2023, **AUTHORIZING** the City Manager and employees of the Department of Economic Inclusion to solicit and accept donations of money, in-kind contributions, participation fees, and other things of value from the business community, individual benefactors, and other appropriate sources for the City of Cincinnati's 2023 Business Enterprise Expo; and AUTHORIZING the Finance Director to deposit the donated funds into Special Events Fund 314.

**Recommendation** BUDGET AND FINANCE COMMITTEE

**Sponsors:** City Manager

26. [202300871](#) **REPORT**, dated 3/15/2023 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 Vinology LLC, DBA Vinology, 3181 Linwood Avenue. (#92820830005, D2, Transfer) [Objections: None]

**Recommendation** FILE

**Sponsors:** City Manager

## CLERK OF COUNCIL

27. [202300809](#) **STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Robert Vickrey/Deputy Director.

**Recommendation** FILE

**Sponsors:** Clerk of Council

28. [202300867](#) **REGISTRATION**, submitted by the Clerk of Council from Legislative Agent Kelli Prather, Occupational Therapist, CEO, 791 E. McMillan Street, Cincinnati, Ohio 45206. (ENHANCED HEALTHCARE SOLUTIONS)

**Recommendation** FILE

**Sponsors:** Clerk of Council

29. [202300868](#) **REGISTRATION**, submitted by the Clerk of Council from Legislative Agent James T. Benedict, Vice President, Government Strategies Group, 700 Walnut Street, Suite 450, Cincinnati, Ohio 45202. (TERMINATION)

**Recommendation** FILE**Sponsors:** Clerk of Council

30. [202300869](#) **REGISTRATION**, submitted by the Clerk of Council from Legislative Agent J. Douglas Moormann, Vice President, Government Strategies Group, 700 Walnut Street, Suite 450, Cincinnati, Ohio 45202. (TERMINATION)

**Recommendation** FILE**Sponsors:** Clerk of Council

31. [202300870](#) **REGISTRATION**, submitted by the Clerk of Council from Legislative Agent Charles H. Gerhardt, III, President & CEO, Government Strategies Group, 700 Walnut Street, Suite 450, Cincinnati, Ohio 45202. (TERMINATION)

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

32. [202300750](#) **REPORT**, dated 3/8/2023, submitted Sheryl M. M. Long, City Manager, regarding the Finance and Budget Monitoring Report for the Period Ending December 31, 2022.

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

33. [202300756](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 3/8/2023, **AUTHORIZING** the City Manager to accept and appropriate a grant in an amount of up to \$2,535,400 from the Ohio Child Care Stabilization Sub-Grant through the Ohio Child Care Resource and Referral Association and the Ohio Department of Job and Family Services (ALN 93.575) for the purpose of supporting approximately thirteen Cincinnati Recreation Commission licensed neighborhood childcare programs; and **AUTHORIZING** the Finance Director to deposit the grant funds into Recreation Federal Grant Projects Fund 324.

**Recommendation** PASS EMERGENCY**Sponsors:** City Manager

34. [202300757](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 3/8/2023, **AMENDING** Ordinance No. 243-2022 to authorize the City Manager to accept the transfer of equipment purchased by the Hamilton County Emergency Management Agency with funds awarded through the FY 2022 Homeland Security Grant Program, Urban Area Security Initiative (ALN 97.067).

**Recommendation** PASS EMERGENCY**Sponsors:** City Manager

35. [202300758](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 3/8/2023, **AUTHORIZING** the City Manager to apply for, accept, and appropriate a grant in an amount of up to \$50,000 from the Ohio Environmental Protection Agency's Water Pollution Control Loan Fund for the purpose of providing financial aid to Cincinnati homeowners with defective household sewage treatment systems; and **AUTHORIZING** the Director of

Finance to deposit the grant funds into Public Health Research Fund revenue account no. 350x8536.

**Recommendation** PASS EMERGENCY

**Sponsors:** City Manager

36. [202300755](#) **ORDINANCE** submitted by Sheryl M. M. Long, City Manager, on 3/8/2023, **AUTHORIZING** the transfer and appropriation of a donation by the Cincinnati Riding Or Walking Network in an amount up to \$1,115,000 from the unappropriated surplus of Wasson Way Trail Donations Fund No. 437 to capital improvement program project account no. 980x232x232371, "Wasson Way Trail," for the purpose of providing resources to plan, design, and construct future phases of the Wasson Way Trail Network, a shared-use path for bicycles, as well as for the labor, materials, and technologies needed to plan, design, acquire right-of-way, build, survey, and inspect the improvements.

**Recommendation** PASS

**Sponsors:** City Manager

37. [202300767](#) **ORDINANCE** submitted by Sheryl M. M. Long, City Manager, on 3/8/2023, **ACCEPTING AND CONFIRMING** the grant of a public utility easement in favor of the City of Cincinnati for water mains and related fixtures, equipment, and appurtenances through certain real property being part of the Garden Grove Development in Delhi Township, Hamilton County, Ohio in accordance with the plat entitled *GCWW Easement Plat Garden Grove Development, 643 Covedale Avenue, WSL 3681 - Garden Grove - E-1089*, as recorded in Plat Book 489, Page 91, Hamilton County, Ohio Recorder's Office.

**Recommendation** PASS

**Sponsors:** City Manager

38. [202300768](#) **ORDINANCE** submitted by Sheryl M. M. Long, City Manager, on 3/8/2023, **ACCEPTING AND CONFIRMING** the grant of a public utility easement in favor of the City of Cincinnati for water mains and related fixtures, equipment, and appurtenances through certain real property being parts of Lot B and Lots 55 through 60 of the Dunlap Grove Subdivision in Colerain Township, Hamilton County, Ohio in accordance with the plat entitled *Water Line Easement Plat Dunlap Grove Subdivision*, as recorded in Plat Book 491, Page 93, Hamilton County, Ohio Recorder's Office.

**Recommendation** PASS

**Sponsors:** City Manager

39. [202300392](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 1/25/2023, **AUTHORIZING** the transfer of \$1,480,602.25 from the General Fund balance sheet reserve account no. 050x2580, "Reserve for Weather Related Events, Other Emergency and One-Time Needs," to the unappropriated surplus of General Fund 050; **AUTHORIZING** the transfer and appropriation of \$3,280,602.25 from the unappropriated surplus of General Fund 050 to the non-departmental Judgments Against the City General Fund non-personnel operating budget account no. 050x951x7400 for the purpose of satisfying a legal judgment against the City as well as associated legal fees in *White v. The City of Cincinnati*. (VICE MAYOR KEARNEY AND

COUNCILMEMBER JOHNSON ARE EXCUSED FROM VOTING OF THIS ITEM).

**Recommendation** PASS EMERGENCY

**Sponsors:** City Manager

40. [202300857](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 3/13/2023, **AUTHORIZING** the City Manager to enter into a Funding Agreement with Whex Garage LLC, a wholly owned subsidiary of Cincinnati Center City Development Corporation (3CDC), and take such other steps as may be necessary in order to facilitate the company's financing to acquire certain real property located at 212 W. Fourth Street in the Central Business District of Cincinnati, upon which is located a 780-space parking garage commonly known as the Whex Garage; **AUTHORIZING** the transfer and appropriation of \$275,000 from the unappropriated surplus of Downtown South/Riverfront Equivalent Fund 481 to the Department of Finance non-personnel operating budget account no. 481x133x7200 for the purpose of providing resources to facilitate Whex Garage LLC's financing to acquire certain real property located 212 W. Fourth Street in the Central Business District of Cincinnati, upon which is located a 780-space parking garage commonly known as the Whex Garage; and **DECLARING** that expenditures from the Department of Finance non-personnel operating budget account no. 481x133x7200 are for a public purpose and constitute a "Public Infrastructure Improvement" (as defined in Section 5709.40(A)(8) of the Ohio Revised Code), that will benefit and/or serve the District 2-Downtown South/Riverfront District Incentive District, subject to compliance with Ohio Revised Code Sections 5709.40 through 5709.43. (Subject to the [Temporary Prohibition List <https://www.cincinnati-oh.gov/law/ethics/city-business>](https://www.cincinnati-oh.gov/law/ethics/city-business))

**Recommendation** PASS EMERGENCY

**Sponsors:** City Manager

## SUPPLEMENTAL ITEMS

### EQUITABLE GROWTH & HOUSINGS COMMITTEE

41. [202300672](#) **ORDINANCE** submitted by Sheryl M. M. Long, City Manager, on 2/23/2023, **AMENDING** the official zoning map of the City of Cincinnati to rezone the real property located at 644-664 Crown Street in the Walnut Hills neighborhood from the T5N.LS-O "Transect Zone 5 Neighborhood Large Setback, Open Sub-Zone," zoning district to the T5N.SS-O, "Transect Zone 5 Neighborhood Small Setback, Open Sub-Zone," zoning district to allow for the construction of attached single-family rowhouses. (Subject to the [Temporary Prohibition List <https://www.cincinnati-oh.gov/law/ethics/city-business>](https://www.cincinnati-oh.gov/law/ethics/city-business))

**Recommendation** PASS

**Sponsors:** City Manager

42. [202300667](#) **ORDINANCE** submitted by Sheryl M. M. Long, City Manager, on 2/23/2023, **AMENDING** the official zoning map of the City of Cincinnati to rezone certain real property located at 2380 Nova Avenue in the Westwood neighborhood from the CG-A, "Commercial General-Auto-oriented," zoning district to the SF-6, "Single-Family," zoning district to permit the restoration of an existing



structure to single-family residential use. (Subject to the [Temporary Prohibition List <https://www.cincinnati-oh.gov/law/ethics/city-business>](https://www.cincinnati-oh.gov/law/ethics/city-business))

**Recommendation** PASS

**Sponsors:** City Manager

43. [202300759](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 3/8/2023, **ACCEPTING AND CONFIRMING** the dedication to public use of an approximately 0.0745-acre tract of real property as a portion of the East Pete Rose Way public right-of-way for street purposes; and further, **DEDICATING, ACCEPTING, AND CONFIRMING** the dedication to public use of an approximately 0.0088-acre tract of real property as a portion of the East Pete Rose Way and Butler Street public rights-of-way for street purposes in the Central Business District.

**Recommendation** PASS EMERGENCY

**Sponsors:** City Manager

### ANNOUNCEMENTS

Adjournment