



# City of Cincinnati

801 Plum Street  
Cincinnati, OH 45202

## Agenda - Final-revised

### Budget and Finance Committee

*Councilmember David Mann, Chairperson*  
*Councilmember Chris Seelbach, Vice Chair*  
*Councilmember Jan-Michele Kearney*  
*Councilmember Greg Landsman*  
*Councilmember Jeff Pastor*  
*Councilmember P.G. Sittenfeld*  
*Councilmember Betsy Sundermann*  
*Councilmember Wendell Young*

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Monday, August 31, 2020

1:00 PM

Council Chambers, Room 300

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ROLL CALL

### PRESENTATIONS

Court Street Development

#### AGENDA

1. [202000869](#) REPORT, dated 08/05/2020, submitted by Paula Boggs Muething, Interir City Manager, regarding Netting Beneath the Western Hills Viaduct. (RE DOCUMENT #202000050)  
  
**Sponsors:** City Manager  
**Attachments:** [REPORT](#)
2. [202000894](#) REPORT, submitted by Paula Boggs Muething, Interim City Manager on 8/5/2020, regarding Department of Finance Reports for the Month Ended May 31, 2020.  
  
**Sponsors:** City Manager  
**Attachments:** [Transmittal Report](#)  
[Comparative Statement of Rev & Exp](#)  
[Rev. & Exp. Graph May 2020](#)  
[Audit of City Treasurer's Report](#)  
[Statement of Balances Analysis May 2020](#)  
[Statement of Balances Various Funds](#)

3. [202000909](#) ORDINANCE submitted by Paula Boggs Muething, Interim City Manager, on 8/5/2020, AUTHORIZING the City Manager to execute a Grant of Encroachment Easements in favor of K-S Realty Holdings, LLC pursuant which the City of Cincinnati will grant encroachment easements for two out-swinging doors and steps located at 3044 Harrison Avenue that encroach upon portions of the Harrison Avenue and Ruehlman Place public rights-of-way in the Westwood neighborhood of Cincinnati.

**Attachments:** [OR Transmittal Grant of Encroachment Easements Westside Brewing Ordinance -Grant of Encroachment Easements -Westside Brewing -K-S Encroachment Easement Attachment](#)

4. [202000910](#) ORDINANCE submitted by Paula Boggs Muething, Interim City Manager, on 8/5/2020, AUTHORIZING the City Manager to execute a Grant of Easement in favor of Duke Energy Ohio, Inc., granting a utility easement over a portion of City-owned property generally located at 2284 Montana Avenue in the Westwood neighborhood of Cincinnati.

**Attachments:** [OR Transmittal 2284 Montana Easement to Duke Energy Ordinance - Easement in favor of Duke Energy - 2284 Montana Ave \(00 Attachment - Grant of Easement Duke Energy](#)

5. [202000944](#) ORDINANCE (EMERGENCY) submitted by Paula Boggs Muething, Interim City Manager, on 8/5/2020, ESTABLISHING new Fund No. 717, "Metropolitan Sewer District Retainage and Escrow Account," for the purpose of depositing and disbursing funds to vendors to cover retainage for capital improvement projects.

**Sponsors:** City Manager

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

6. [202000947](#) ORDINANCE submitted by Paula Boggs Muething, Interim City Manager, on 8/5/2020, AUTHORIZING the City Manager to accept, with gratitude, and appropriate donations in the amount of \$5,000 from the Clifton Town Meeting and \$5,000 from the Clifton Business & Professional Association to existing capital improvement program project account no. 980x232x202367, "Ormond & Ludlow Crosswalk," for the purpose of providing resources for the installation of a new marked crosswalk and ADA accessible ramps at Ludlow Avenue and Ormond Avenue.

**Sponsors:** City Manager

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

7. [202001337](#) PETITION, dated 08/27/2020, submitted by Paula Boggs-Muething, Acting City Manager, Property Owner Petition to the City Council of the City of Cincinnati. (1209 Elm Street)
- Sponsors:** City Manager
- Attachments:** [Filing Form Cover Letter](#)  
[Over-the-Rhine South Special Improvement District](#)  
[Property Owner Petition](#)  
[Data From Urban Forestry](#)
8. [202001371](#) MOTION, dated 08/28/2020, submitted by Councilmember Kearney, WE MOVE for the City Administration to cease adding fines associated with code enforcement violations to the property tax bills of residential property owners. WE FURTHER MOVE that the City Administration provide recommendations to City Council to create a program (or set of programs) similar to what was formerly known as the "Harbor Fund", which provided low-income homeowners with grants to resolve code violations. WE FURTHER MOVE for this report to be delivered within 14 days following passage of this motion. (STATEMENT ATTACHED)
- Sponsors:** Kearney
- Attachments:** [Code Enforcement Motion](#)
9. [202001357](#) ORDINANCE (EMERGENCY) submitted by Paula Boggs Muething, Interim City Manager, on 8/31/2020, APPROVING AND AUTHORIZING the City Manager to execute a Community Reinvestment Area Tax Exemption Agreement with OTR Holdings, Inc., or other subsidiary of Cincinnati Center City Development Corporation (3CDC) acceptable to the City thereby authorizing a 12-year tax exemption for 100% of the value of improvements made to real property located at 915 Vine Street in the Central Business District of Cincinnati, in connection with the remodeling existing first-floor commercial space, at a total construction cost of approximately \$390,512.
- Sponsors:** City Manager
- Attachments:** [Transmittal](#)  
[Ordinance](#)  
[Exhibit A](#)

10. [202001353](#) ORDINANCE (EMERGENCY) submitted by Paula Boggs Muething, Interim City Manager, on 8/31/2020, AUTHORIZING the City Manager to execute a Funding Agreement with WHRF Holdings III, LLC and Nassau Avenue Investments, LLC, providing for a forgivable loan of \$1,000,000 to support acquisition, demolition, and development of the former Kroger Site in the neighborhood of Walnut Hills; ESTABLISHING new capital improvement program project account no. 980x164x211635, "Walnut Hill Former Kroger Site," for the purpose of providing resources to facilitate the acquisition, demolition, and development of the former Kroger Site in the neighborhood of Walnut Hills; AUTHORIZING the transfer and return to source Capital Funds 757 and 858 of the sum of \$2,000,000 from various capital improvement program project accounts for the purpose of decreasing certain existing capital improvement program project accounts according to Section 1 of the attached Schedule of Transfer; AUTHORIZING the transfer and appropriation of the sum of \$2,000,000 from the unappropriated surplus of Capital Funds 757 and 858 to new or existing capital improvement program project accounts for the purpose of providing resources for certain capital improvement program project accounts, according to Section 2 of the attached Schedule of Transfer; and further DECLARING certain herein described projects to be for a public purpose.

**Sponsors:** City Manager

**Attachments:** [Transmittal](#)  
[Ordinance](#)  
[Exhibit A](#)  
[Exhibit B](#)

11. [202001356](#) ORDINANCE (EMERGENCY) submitted by Paula Boggs Muething, Interim City Manager, on 8/31/2020, APPROVING AND AUTHORIZING the City Manager to execute a Community Reinvestment Area Tax Exemption Agreement with OTR Holdings, Inc., or other subsidiary of Cincinnati Center City Development Corporation (3CDC) acceptable to the City thereby authorizing a 12-year tax exemption for 100% of the value of improvements made to real property located at 7-11 E. Court Street in the Central Business District of Cincinnati, in connection with the remodeling existing first-floor commercial space, at a total construction cost of approximately \$1,098,288.

**Sponsors:** City Manager

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

12. [202001359](#) ORDINANCE (EMERGENCY) submitted by Paula Boggs Muething, Interim City Manager, on 8/31/2020, APPROVING AND AUTHORIZING the City Manager to execute a Community Reinvestment Area Tax Exemption Agreement with OTR Holdings, Inc., or other subsidiary of Cincinnati Center City Development Corporation (3CDC) acceptable to the City, thereby authorizing a 12-year tax exemption for 100% of the value of improvements made to real property located at 31 E. Court Street in the Central Business District of Cincinnati, in connection with the remodeling existing first-floor commercial space, at a total construction cost of approximately \$248,919.

**Sponsors:** City Manager

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

13. [202001358](#) ORDINANCE (EMERGENCY) submitted by Paula Boggs Muething, Interim City Manager, on 8/31/2020, AUTHORIZING the City Manager to execute a Funding Agreement with Court and Vine Holdings, LLC, or other subsidiary of Cincinnati Center City Development Corporation (3CDC) acceptable to the City, providing for a forgivable loan of \$1,500,000 and development of a scattered-site, mixed-use project in the Central Business District of Cincinnati consisting of the construction of approximately twenty-eight market-rate residential condominium units and 8,943 square feet of commercial space; ESTABLISHING new capital improvement program project account no. 980x164x211630, "Court Street Housing Redevelopment - TIF" to provide resources for the acquisition of real property associated with the development; AUTHORIZING the transfer and appropriation of the sum of \$1,500,000 from the unappropriated surplus of Downtown/OTR West Equivalent Fund 482 (Downtown/OTR West TIF District) to the newly-established capital improvement program project account no. 980x164x211630, "Court Street Housing Redevelopment - TIF," to provide resources for the acquisition of property associated with the development in the form of a forgivable loan; and further DECLARING expenditures from such project account serve a public purpose.

**Sponsors:** City Manager

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

14. [202001350](#) ORDINANCE (EMERGENCY) submitted by Paula Boggs Muething, Interim City Manager, on 8/31/2020, AUTHORIZING the City Manager to execute a Property Sale and Development Agreement between the City of Cincinnati and Kunst Development LLC for the sale of City-owned property at 1623 Pleasant Street, located in the Over-The-Rhine neighborhood of Cincinnati, to be redeveloped as 8 market-rate residential rental units.

**Sponsors:** City Manager

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

15. [202001379](#) ORDINANCE (EMERGENCY), submitted by Mayor John Cranley, AUTHORIZING the transfer of \$1,500,000 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; and AUTHORIZING the transfer of \$1,500,000 from the unappropriated surplus of General Fund 050 to the unappropriated surplus of Fund 759 "Income Tax-Transit" in order to preserve the available balance in Fund 759 "Income Tax Transit."

**Sponsors:** Cranley

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

16. [202001338](#) ORDINANCE (EMERGENCY), submitted by Mayor John Cranley, dated August 27, 2020, AUTHORIZING the transfer and appropriation of \$100,000 from General Fund balance sheet reserve account no. 050x2580, "Reserve for Weather Related Events, Other Emergency and One-Time Needs," to the City Manager's Office General Fund non-personnel operating budget account no. 050x101x2700 for the purpose of providing funds for increased census outreach efforts such as canvassing, rental and landlord outreach, and targeted outreach in the lowest performing Census tracts to ensure that every Greater Cincinnati resident is counted in the 2020 Census; AUTHORIZING the provision of prizes and incentives in the form of gift cards for residents who complete the Census questionnaire as part of the outreach strategy; and DECLARING the use of funds for the purchase of gift cards to be used to encourage census participation to be public purpose.

**Sponsors:** Mayor

**Attachments:** [202001338 TRANSMITTAL](#)  
[202001338 ORDINANCE](#)

17. [202001376](#) ORDINANCE (EMERGENCY) submitted by Paula Boggs Muething, Interim City Manager, on 8/31/2020, AUTHORIZING the City Manager to execute a Public Infrastructure Funding Agreement with OTR Holdings, Inc., an affiliate of Cincinnati Center City Development Corporation (3CDC), pursuant to which the City of Cincinnati will provide funding of up to \$4,000,000 for the design and construction of certain public infrastructure improvements along Court Street in the Central Business District of Cincinnati; ESTABLISHING new capital improvement program project account no. 980x164x211628, "Court Street Public Infrastructure - TIF" for the purpose of providing resources for the design and construction of public infrastructure improvements associated with the development along Court Street generally between Vine Street and Walnut Street in the Central Business District of Cincinnati; AUTHORIZING the transfer and appropriation of the sum of \$4,000,000 from the unappropriated surplus of Downtown/OTR East Equivalent Fund 483 (Downtown/OTR East TIF District) to newly-established capital improvement program project account no. 980x164x211628, "Court Street Public Infrastructure - TIF," for the purpose of providing resources for the design and construction of the certain public infrastructure improvements along Court Street, including a upgraded streetscape, a new public plaza area, and other public infrastructure improvements associated with the development; and further DECLARING expenditures from such project account to serve a public purpose.

**Sponsors:** City Manager

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

18. **202001383** RESOLUTION (LEGISLATIVE) (EMERGENCY) submitted by Paula Boggs Muething, Interim City Manager, on 8/31/2020, APPROVING the petition for the creation of the Over-the-Rhine South Special Improvement District of Cincinnati, thereby establishing the district; APPROVING the articles of incorporation for Over-the-Rhine South Special Improvement District of Cincinnati, Inc., the nonprofit corporation formed to operate and govern the district; and ADOPTING the 2021-2024 services plan for the district.

**Sponsors:** City Manager and City Solicitor Boggs Muething

**Attachments:** Transmittal  
Resolution  
Exhibit A  
Exhibit B (OTR SID Map)  
Exhibit C  
Exhibit C Articles  
Exhibit D

- 19. 202001384** RESOLUTION (LEGISLATIVE) (EMERGENCY) submitted by Paula Boggs Muething, Interim City Manager, on 8/31/2020, DECLARING the necessity of assessing properties in the Over-the-Rhine South Special Improvement District of Cincinnati to implement the 2021-2024 services plan for the district in accordance with Section 727.12 and Chapter 1710 of the Ohio Revised Code.

**Sponsors:** City Manager and City Solicitor Boggs Muething

**Attachments:** Transmittal  
Resolution

ADJOURNMENT