

City of Cincinnati

801 Plum Street Cincinnati, Ohio 45202

CALENDAR

Cincinnati City Council

Thursday, September 7, 2023

2:00 PM

Council Chambers, Room 300

ROLL CALL

PRAYER AND PLEDGE OF ALLEGIANCE

FILING OF THE JOURNAL

MAYOR AFTAB

Human Services Advisory Committee

1. **REAPPOINTMENT**, submitted by Mayor Aftab Pureval, I hereby reappoint Mia 202301967

Sears to the Human Services Advisory Committee 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

Sponsors: Mayor

2. **REAPPOINTMENT**, submitted by Mayor Aftab Pureval, I hereby reappoint 202301968

> Kristin Goins to the Human Services Advisory Committee 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

Sponsors: Mayor

3. **REAPPOINTMENT**, submitted by Mayor Aftab Pureval, I hereby reappoint 202301969

> Leslie Rich to the Human Services Advisory Committee for a term of three years. This appointment is submitted to City Council for its advice and consent

pursuant to its Rules. (Female/White)

Recommendation HOLD ONE WEEK PURSUANT TO THE RULES OF COUNCIL

Sponsors: Mayor

REAPPOINTMENT, submitted by Mayor Aftab Pureval, I hereby reappoint 4. 202301970

> Lauren Merten to the Human Services Advisory Committee for a term of three years. This appointment is submitted to City Council for its advice and consent

pursuant to its Rules. (Female/White)

Recommendation HOLD ONE WEEK PURSUANT TO THE RULES OF COUNCIL

Sponsors: Mayor

5. **REAPPOINTMENT**, submitted by Mayor Aftab Pureval, I hereby reappoint 202301971

Venita Dell to the Human Services Advisory Committee 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

6. 202301972 **REAPPOINTMENT**, submitted by Mayor Aftab Pureval, I hereby reappoint

LaShaunda Ewing to the Human Services Advisory Committee 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

Sponsors: Mayor

Cincinnati Youth Collaborative Board

7. 202301976 **APPOINTMENT**, submitted by Mayor Aftab Pureval, I hereby appoint Vice

Mayor Jan-Michele Lemon Kearney to serve as the city's representative of the Cincinnati Youth Collaborative (CYC) board for a term concurrent with her time on City Council. 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

Woodward Trust

8. <u>202301977</u> **REAPPOINTMENT**, submitted by Mayor Aftab Pureval, I hereby reappoint

Sandra Mosley to the Woodward Trust for a term expiring on March 31, 2026.

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. JOHNSON

9. 202301947 **RESOLUTION**, submitted by Councilmember Johnson, from Emily Smart

Woerner, City Solicitor, **RECOGNIZING** Lauren Barnes for extraordinary athleticism in the sport of track and field and **EXPRESSING** the appreciation of

the Mayor and Council for Ms. Barnes' selfless contributions to her community.

Recommendation PASS

Sponsors: Johnson

10. 202301981 **RESOLUTION**, submitted by Councilmember Johnson, from Emily Smart

Woerner, City Solicitor, **RECOGNIZING** Reverend Mark Pruden for 41 years as Chaplain for the Cincinnati Police Department and **EXPRESSING** the appreciation of the Mayor and the Council of the City of Cincinnati for his

exemplary service as Police Clergy for the City of Cincinnati.

Recommendation PASS

Sponsors: Johnson

MS. KEARNEY

11. <u>202301902</u> **MOTION**, submitted by Vice Mayor Kearney, **WE MOVE** that the Department

of Planning and Community Engagement waive the \$1,500 fee for First Baptist Church of Walnut Hills' application for historical landmark designation.

(STATEMENT ATTACHED)

Recommendation EQUITABLE GROWTH & HOUSING COMMITTEE

Sponsors: Kearney

12. 202301910 **MOTION**, submitted by Vice Mayor Kearney, **WE MOVE** that the

Administration provide a report within 60 days on our Cincinnati Fire

Department's preparedness to treat electric vehicle fires. The report should include whether we can transport sufficient amounts of water and what alternative treatments we have, as well as what we need to acquire.

(STATEMENT ATTACHED)

Recommendation PUBLIC SAFETY & GOVERNANCE COMMITTEE

Sponsors: Kearney

13. 202301946 **ORDINANCE (EMERGENCY)**, submitted by Vice Mayor Kearney, from Emily

Smart Woerner, City Solicitor, **DECLARING** that Goethe Street at Sycamore Street in the Mt. Auburn neighborhood shall hereby receive the honorary, secondary name of "City Gospel Mission Courage Way" in honor of City Gospel Mission and in recognition of its 99 years as a staple of the Cincinnati community, working to stop the cycle of poverty and despair one life at a time.

Recommendation HEALTHY NEIGHBORHOODS COMMITTEE

Sponsors: Kearney

MS. OWENS

14. 202301889 **MOTION**, submitted by Councilmember Owens, **WE HEREBY MOVE** for the

City Administration to provide an updated Street Rehabilitation Program Report, which was last conducted in 2012. The report should, at a minimum: Outline how many city dollars have been allocated and grant funds have been secured in each of the last five years, List the streets that have been entirely rehabilitated in each of the last five years, organized by neighborhood, and include the funding and its source (grant, City budget, etc.). (BALANCE ON

FILE IN THE CLERK'S OFFICE) (STATEMENT ATTACHED)

Recommendation CLIMATE, ENVIRONMENT & INFRASTRUCTURE COMMITTEE

Sponsors: Owens

15. 202301948 **ORDINANCE**, submitted by Councilmember Owens, from Emily Smart

Woerner, City Solicitor, **MODIFYING** the provisions of Chapter 871, "Landlord-Tenant Relationships," of the Cincinnati Municipal Code by

ORDAINING new Section 871-10, "Unlawful Eviction Prohibited" to affirm the rights and protections afforded to residential tenants, including their rights to be free from unlawful practices and to secure damages from landlords

engaged in unlawful eviction practices.

Recommendation PUBLIC SAFETY & GOVERNANCE COMMITTEE

Sponsors: Owens

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MR. CRAMERDING

MR. JEFFREYS

16. 202301979 **MOTION**, submitted by Councilmembers Cramerding and Jeffreys, **WE MOVE**

that the administration prepare a report and compile data within 90 days regarding the property maintenance code enforcement program. The report should first outline the process that a complaint goes through to result in an order against a property owner, and provide summary data on the caseload, including but not limited to the percentage of complaints that result in orders. (BALANCE ON FILE IN THE CLERK'S OFFICE) (STATEMENT ATTACHED)

Recommendation EQUITABLE GROWTH & HOUSING COMMITTEE

Sponsors: Cramerding and Jeffreys

CITY MANAGER

17. 202301877 REPORT, dated 9/7/2023, submitted by Sheryl M. M. Long, City Manager,

regarding Special Event Permit Application for Holy Name Procession.

Recommendation FILE

Sponsors: City Manager

18. 202301878 **REPORT**, dated 9/7/2023, submitted by Sheryl M. M. Long, City Manager,

regarding Special Event Permit Application for Pink Ribbon - Brady Music

Center 2023.

Recommendation FILE

Sponsors: City Manager

19. 202301879 **REPORT**, dated 9/7/2023, submitted by Sheryl M. M. Long, City Manager,

regarding Special Event Permit Application for Homecoming 2023.

Recommendation FILE

Sponsors: City Manager

20. 202301890 **REPORT,** dated 9/7/2023, submitted by Sheryl M. M. Long, City Manager,

regarding Special Event Permit Application for Open West Vandalia.

Recommendation FILE

Sponsors: City Manager

21. 202301891 REPORT, dated 9/7/2023 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 Pata Roja Taqueria LLC, 52 E Court Street. (#6675133,

D5J, New) [Objections: None]

Recommendation FILE

Sponsors: City Manager

22. 202301892 REPORT, dated 9/7/2023 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 J Monroes LLC, DBA Hathaways Diner, 25 W Fifth

Street. (#4183500, D3, New) [Objections: None]

Recommendation FILE

Sponsors: City Manager

23. 202301897 **REPORT**, dated 9/7/2023, submitted by Sheryl M. M. Long, City Manager,

regarding Special Event Permit Application for KPM Employee Appreciation

and Celebration.

Recommendation FILE

Sponsors: City Manager

24. 202301898 **REPORT**, dated 9/7/2023, submitted by Sheryl M. M. Long, City Manager,

regarding Special Event Permit Application for Buddy Walk 2023.

Recommendation FILE

Sponsors: City Manager

25. 202301899 **REPORT**, dated 9/7/2023 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 Snag Delivery Inc, 1565 W. McMillan Street.

(#83177270015, C1 C2, New) [Objections: Yes]

Recommendation FILE

Sponsors: City Manager

26. 202301903 REPORT, dated 9/7/2023 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 Nation Banks LLC, 175 Joe Nuxhall Way. (#6815600.

D5J, New) [Objections: None]

Recommendation FILE

Sponsors: City Manager

27. 202301914 **REPORT,** dated 9/7/2023, submitted Sheryl M. M. Long, City Manager,

regarding the Cincinnati Retirement System CY2022 Annual Report.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

28. 202301915 REPORT, dated 9/7/2023 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 Bees Barbecue LLC, DBA Bees Barbecue, 1403 Vine

Street. (#0574170, D5 D6, Transfer) [Objections: None]

Recommendation FILE

Sponsors: City Manager

29. 202301916 REPORT, dated 9/7/2023, submitted Sheryl M. M. Long, City Manager,

Average Fire Department Response Times by Neighborhood.

Recommendation PUBLIC SAFETY & GOVERNANCE COMMITTEE

Sponsors: City Manager

30. 202301917 **ORDINANCE** submitted by Sheryl M. M. Long, City Manager, on 9/7/2023,

ESTABLISHING Urban Parking Overlay District #4, "Oakley," in the Oakley neighborhood as an urban parking overlay district to eliminate off-street

parking requirements in certain designated areas.

Recommendation EQUITABLE GROWTH & HOUSING COMMITTEE

Sponsors: City Manager

31. 202301918 REPORT, dated 9/7/2023 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 Allez Bakery LLC, DBA Aleez Café, 1201 Main Street.

(#0133049, D5J, New) [Objections: None]

Recommendation FILE

Sponsors: City Manager

32. 202301919 REPORT, dated 9/7/2023 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 Jet LG 1 LLC, DBA Ramundos, 2210 Beechmont

Avenue. (#42858450005, D5J, New) [Objections: None]

Recommendation FILE

Sponsors: City Manager

33. 202301920 REPORT, dated 9/7/2023 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 Cosmopolitan Hall LLC, DBA MOTR Pub, 1345 Main

Street. (#17514610010, D5J, New) [Objections: None]

Recommendation FILE

Sponsors: City Manager

34. 202301922 **REPORT**, dated 9/7/2023, submitted by Sheryl M. M. Long, City Manager,

regarding Special Event Permit Application for Doritos Late Night Tour.

Recommendation FILE

Sponsors: City Manager

35. 202301923 REPORT, dated 9/7/2023 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 Keystone University Square LLC, DBA Keystones Mac Shack, 2612-2614 Short Vine Street. (#46185600005, D5J, New) [Objections:

None]

Recommendation FILE

Sponsors: City Manager

36. 202301924 **REPORT**, dated 9/7/2023 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 Fairmont Stop & Shop LLC, DBA Fairmont Stop & Shop,

1932 Harrison Avenue. (#2598968, C1 C2, New) [Objections: None]

Recommendation FILE

Sponsors: City Manager

37. 202301927 **REPORT**, dated 9/7/2023, submitted by Sheryl M. M. Long, City Manager,

regarding Special Event Permit Application for 34th Annual Reindog Parade.

Recommendation FILE

Sponsors: City Manager

38. 202301928 ORDINANCE submitted by Sheryl M. M. Long, City Manager, on 9/7/2023,

AMENDING the official zoning map of the City of Cincinnati to rezone certain real properties located in and around the Lick Run Greenway Corridor.

Recommendation EQUITABLE GROWTH & HOUSING COMMITTEE

Sponsors: City Manager

39. 202301929 REPORT, dated 9/7/2023 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 Kikimart LLC, DBA Daruma, 31 E. Court Street.

(#4652333, D5J, New) [Objections: None]

Recommendation FILE

Sponsors: City Manager

40. 202301930 REPORT, dated 9/7/2023 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 G2 Coffee Lounge & Bistro LLC, 151 W 4th Street.

(#2975606, D2, New) [Objections: None]

Recommendation FILE

Sponsors: City Manager

41. 202301931 REPORT, dated 9/7/2023 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 Roselawn Carryout LLC, 7731 Reading Road, Unit B1.

(#7523535, C1 C2 D6, Transfer) [Objections: Yes]

Recommendation FILE

Sponsors: City Manager

42. 202301949 **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager,

on 9/7/2023, MODIFYING, Chapter 307, "Classified Compensation

Schedules," of the Cincinnati Municipal Code by **AMENDING** Section 867 of Division D0C to increase the salary range schedule for the position of Building

and Grounds Maintenance Crew Leader.

Recommendation PUBLIC SAFETY & GOVERNANCE COMMITTEE

Sponsors: City Manager

43. 202301950 **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager,

on 9/7/2023, **AMENDING** Ordinance No. 132-2018, which established Fund No. 437, "Wasson Way Trail Donations," to change the name of the fund to "City Trails," and to expand the purpose of the fund to enable the City to receive and expend funds, including but not limited to grants, donations, settlements, fees, lease payments, and other sources of funding, in support of

the maintenance, projects, and needs of the entire City trail network.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

44. 202301952 **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager,

on 9/7/2023, **ESTABLISHING** the salary schedule and classification title for the classification of Fire Personal Protective Equipment Specialist by enacting Section 309 of Division 1, Chapter 307 of the Cincinnati Municipal Code, in order to establish a new salary schedule and classification title of Fire Personal

Protective Equipment Specialist, consistent with the organizational changes described herein.

Recommendation PUBLIC SAFETY & GOVERNANCE COMMITTEE

Sponsors: City Manager

45. <u>202301955</u>

ORDINANCE submitted by Sheryl M. M. Long, City Manager, on 9/7/2023, **AUTHORIZING** the expenditure of funds for purchasing inexpensive paper products, such as paper plates and bowls, disposable cups, paper towels, tissues, napkins, and cutlery, and cleaning supplies such as dish soap, dish sponges, and sanitizer for use by City employees while at work at City facilities; **AUTHORIZING** the City Manager to establish rules and regulations specifying the circumstances in which the City may expend funds for such purposes, as well as controls to ensure the appropriate expenditure of such funds; and further **DECLARING** that such expenditures serve a public purpose.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

46. <u>202301956</u>

ORDINANCE submitted by Sheryl M. M. Long, City Manager, on 9/7/2023, **AUTHORIZING** the City Manager to take all necessary and proper actions to cooperate with the Director of the Ohio Department of Transportation to facilitate the performance of traffic control operations associated with maintenance activities for bridges located on United States Route 50 in connection with the Ohio Department of Transportation's maintenance project in the City of Cincinnati.

Recommendation CLIMATE, ENVIRONMENT & INFRASTRUCTURE COMMITTEE

Sponsors: City Manager

47. 202301957

ORDINANCE submitted by Sheryl M. M. Long, City Manager, on 9/7/2023, **MODIFYING** Chapter 321, "Procurement and Disposal of Supplies, Services and Construction," of the Cincinnati Municipal Code by **AMENDING** Section 321-7, "Procurement Statutes Declared Inoperative."

Recommendation PUBLIC SAFETY & GOVERNANCE COMMITTEE

<u>Sponsors:</u> City Manager

48. <u>202301961</u>

ORDINANCE (EMERGENCY) submitted by Sheryl M. M. Long, City Manager, on 9/7/2023, **ESTABLISHING** new capital improvement program project account no. 980x233x242367, "Maintenance Fund for Bridges 2022-2026," for the purpose of maintaining and repairing Hamilton County-owned bridges and viaducts located within the City; **AUTHORIZING** the City Manager to accept and appropriate annual Municipal Road Fund allocations of up to \$1,000,000 from the Board of Hamilton County Commissioners, totaling up to \$5,000,000 for program years 2022 through 2026 (the "2022-2026 MRF Allocations"), in accordance with the bridge maintenance agreement entered into between the City and Hamilton County; and **AUTHORIZING** the Finance Director to deposit the 2022-2026 MRF Allocations into capital improvement program project

account no. 980x233x242367, "Maintenance Road Fund for Bridges 2022-2026."

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

49. 202301962

ORDINANCE submitted by Sheryl M. M. Long, City Manager, on 9/7/2023, AUTHORIZING the City Manager to accept a donation of up to \$338,400 from the Cincinnati Park Board Commissioners' Fund to fund various activities set forth herein; AUTHORIZING the Director of Finance to deposit the donated funds into Parks Private Endowment and Donations Fund 430; AUTHORIZING the transfer and appropriation of \$220,000 from Parks Private Endowment and Donations Fund 430 to capital improvement program project existina account 980x203x182015, "Lytle Park Improvements," to renovate the comfort station, update and augment the lighting along 4th Street, and enact a safety bump out in the curb that will improve pedestrian safety and accessibility to the improved corridor at Lytle Park; AUTHORIZING the transfer and appropriation of \$73,850 from Parks Private Endowment and Donations Fund 430 to existing capital improvement program project account no. 980x203x222011, "Smale Riverfront Park Water Feature Repairs," to restore the Pichler Fountain recirculation tank; **AUTHORIZING** the transfer and appropriation of \$44,550 from Parks Private Endowment and Donations Fund 430 to existing capital improvement program project account no. 980x203x232035, "Burnet Woods Dog Park," for the development of the Burnet Woods Dog Park; and **AUTHORIZING** the transfer and appropriation of \$180,000 from the unappropriated surplus of Cincinnati Riverfront Park Fund 329 to existina improvement program project account 980x203x222011, "Smale Riverfront Park Water Feature Repairs," to restore the Pichler Fountain recirculation tank.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

50. <u>202301964</u>

ORDINANCE (EMERGENCY) submitted by Sheryl M. M. Long, City Manager, on 9/7/2023, **APPROVING AND AUTHORIZING** the City Manager to execute a Community Reinvestment Area Tax Exemption Agreement with So Much Better, LLC, thereby authorizing an eight-year tax exemption for 100 percent of the value of improvements made to real property located at 635 Main Street in the Central Business District of Cincinnati, in connection with the remodeling of an existing building into approximately 1,920 square feet of commercial space and 1,720 square feet of office space, at a total construction cost of approximately \$557,501.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

51. 202301980 **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 9/7/2023, **REPEALING** existing Chapter 324, "Minority and Women

Business Enterprise Program," of the Cincinnati Municipal Code, and **ORDAINING** in its place new Chapter 324, "Minority and Women Business Enterprise Program."

Recommendation EQUITABLE GROWTH & HOUSING COMMITTEE

Sponsors: City Manager

CLERK OF COUNCIL

52. 202301895 **PETITION**, submitted by the Clerk of Council, from Mary Partee, Rev. Daniel

Hughes, Margaret Fox, LaTonya Springs, Jennifer Arens and Josh Spring, in regard to a Charter a of the City of Cincinnati amendment to be placed on the November 7, 2023, ballot regarding Article VIII. Taxation and Finance, Section 6d. Affordable Housing Opportunities for Senior Citizens, Families with Children, People with Disabilities, and other people with Middle to Low

Incomes.

Recommendation FILE

Sponsors: Clerk of Council

53. 202301900 **SUCCESSOR (UPDATE)**, submitted by the Clerk of Council that the

Successor Designation Certificate for Vice Mayor Jan-Michele Lemon Kearney

was received.

Recommendation FILE

Sponsors: Clerk of Council

54. 202301901 **REGISTRATION (UPDATE)**, submitted by the Clerk of Council from

Legislative Agent Marilyn Hyland, Marketing Strategy and Lobbyist, 7100

Drake Road, Cincinnati, OH 45243. (Imperial Theatre - Mohawk Arts Center)

Recommendation FILE

Sponsors: Clerk of Council

55. 202301911 **REGISTRATION**, submitted by the Clerk of Council from Legislative Agent

Colleen Reynolds, Government Affairs, Partner, 225 E Fifth Street, Cincinnati,

Ohio 45202. (MARKETPLACE EVENTS)

Recommendation FILE

Sponsors: Clerk of Council

56. 202301912 **REGISTRATION**, submitted by the Clerk of Council from Legislative Agent

Annalese Cahill., Government Affairs, Government Relations Associate, 225 E

Fifth Street, Cincinnati, Ohio 45202. (MARKETPLACE EVENTS)

Recommendation FILE

Sponsors: Clerk of Council

57. 202301913 **REGISTRATION**, submitted by the Clerk of Council from Legislative Agent

Matt Davis, Government Affairs, President, 225 E Fifth Street, Cincinnati, Ohio

45202. (MARKETPLACE EVENTS)

Recommendation FILE

Sponsors: Clerk of Council

58. <u>202301925</u> **REGISTRATION**, submitted by the Clerk of Council from Legislative Agent

Sonya Singla Jindal Tork, Attorney, Taft Stettinius & Hollister LLP, 425 Walnut

Street, Suite 1800, Cincinnati, Ohio 45202.

Recommendation FILE

Sponsors: Clerk of Council

59. 202301966 **COMMUNICATION**, submitted by the Clerk of Council from Sherry L. Poland,

Director of Elections, Hamilton County, Ohio verifying 6,181 valid signatures on

a Petition for Submission of Proposed Amendment to Charter - Petition

#23-500, an amendment to the charter of the City of Cincinnati.

Recommendation FILE

Sponsors: Clerk of Council

60. 202301978 **REGISTRATION (UPDATE)**, submitted by the Clerk of Council from

Legislative Agent George Glover, Managing Director, Focused Capitol Solutions, 425 Walnut Street, Suite 1800, Cincinnati, Ohio 45202.

Recommendation FILE

Sponsors: Clerk of Council

BUDGET AND FINANCE COMMITTEE

61. <u>202301856</u> **REPORT,** dated 8/2/2023, submitted Sheryl M. M. Long, City Manager,

regarding the Department of Finance Reports for the Month Ended May 31,

2023.

Recommendation APPROVE & FILE

Sponsors: City Manager

62. 202301876 **MOTION**, submitted by Councilmembers Cramerding and Harris, **WE MOVE**

that the administration prepare a report within the next thirty (30) days on the financial implications of the sale of the Cincinnati Southern Railway to Norfolk Southern, pending approval from Cincinnati voters. The report should address the possible spending opportunities for these funds, including the extent to which these funds can be used to remedy the City's outstanding \$500 million of critical failing infrastructure, the City's operating budget, and the City's pension liability. It should consider these challenges to our city budget as well as others that impede attaining a structurally balanced budget. It should also address how the spending of these funds is restricted and what they cannot be

used for. (STATEMENT ATTACHED)

Recommendation ADOPT

Sponsors: Cramerding and Harris

63. 202301940 **ORDINANCE** submitted by Sheryl M. M. Long, City Manager, on 9/5/2023,

AUTHORIZING the City Manager to apply for a Resilience Improvements

grant of up to \$10,200,000 from the United States Department of Transportation, Promoting Resilient Operations for Transformative,

Efficient, and Cost-Saving Transportation (PROTECT) grant program (ALN 20.205) to provide resources to ensure surface transportation resilience to natural hazards including improving the safety of City streets by addressing

numerous landslide and retaining wall failures in City neighborhoods.

Recommendation PASS

<u>Sponsors:</u> City Manager

64. 202301934

ORDINANCE, submitted by Sheryl M. M. Long, City Manager, on 9/5/2023, **AUTHORIZING** the City Manager to apply for, accept, and appropriate a grant of up to \$10,000 from the Ohio Department of Health Capacity Building for Healthy Eating and Active Living program to assist the Cincinnati Health Department in supporting local communities to build capacity for healthy eating and active living policy, systems, and environmental change strategies; and **AUTHORIZING** the Director of Finance to deposit the grant funds into Public Health Research Fund 350x8536.

Recommendation PASS

Sponsors:

City Manager

65. <u>202301942</u>

ORDINANCE, submitted by Sheryl M. M. Long, City Manager, on 9/5/2023, **AUTHORIZING** the City Manager to apply for, accept, and appropriate a grant of up to \$190,650 from the Ohio Department of Health, Bureau of Maternal, Child and Family Health, and its "Cribs for Kids" program to purchase and distribute cribs in Hamilton County, educate families about safe sleep practices, and conduct a safe sleep assessment; and **AUTHORIZING** the Director of Finance to deposit the grant funds into Public Health Research Fund 350x8536.

Recommendation PASS

Sponsors: City Manager

66. 202301937

ORDINANCE, submitted by Sheryl M. M. Long, City Manager, on 9/5/2023, **AUTHORIZING** the City Manager to apply for, accept, and appropriate a grant of up to \$100,000 from the Ohio Department of Health Safety Net Dental Care Program to assist the Cincinnati Health Department with covering uncompensated care for uninsured Cincinnati residents through age 21 and women up to age 45 who are at high risk for dental disease and lack access to care; and **AUTHORIZING** the Finance Director to deposit the grant funds into Public Health Research Fund 350x8536.

Recommendation PASS

Sponsors: City Manager

67. 202301932

ORDINANCE, submitted by Sheryl M. M. Long, City Manager, on 9/5/2023, **AUTHORIZING** the City Manager to apply for, accept, and appropriate a subgrant of up to \$149,000 from the Ohio Department of Job and Family Services for Refugee Support Services (ALN 93.566) to provide patient navigation, coordination, documentation, communication, and education support for up to 288 eligible refugees; and **AUTHORIZING** the Director of Finance to deposit the grant funds into Public Health Research Fund, account no. 350x8556.

Recommendation PASS

Sponsors: City Manager

68. 202301941

ORDINANCE (EMERGENCY), submitted by Sheryl M. M. Long, City Manager, on 9/5/2023, **AUTHORIZING** the City Manager to apply for, accept, and appropriate a grant of up to \$2,000 from the State of Ohio Department of Development's TechCred Credential Reimbursement Program for eligible costs incurred by the Cincinnati Police Department in providing its employees

with technology-focused credentials; and **AUTHORIZING** the Director of Finance to deposit the grant funds into General Fund revenue account no.

050x8533.

Recommendation PASS EMERGENCY

Sponsors: City Manager

69. 202301943

ORDINANCE (EMERGENCY), submitted by Sheryl M. M. Long, City Manager, on 9/5/2023, **AUTHORIZING** the City Manager to apply for, accept, and appropriate a grant from the Ohio Emergency Management Agency of up to \$801,503 to provide resources for the recruitment and retention of new firefighters for the Cincinnati Fire Department; and **AUTHORIZING** the Director of Finance to deposit the grant resources into Fire Grant Fund 472, revenue account no. 472x8522.

Recommendation PASS EMERGENCY

Sponsors: City Manager

70. 202301944

ORDINANCE, submitted by Sheryl M. M. Long, City Manager, on 9/5/2023, **authorizing** the City Manager to apply for a grant from the United States Department of Homeland Security, Federal Emergency Management Agency, FY 2023 Homeland Security Grant Program, Urban Area Security Initiative (ALN 97.067) (the "UASI Grant"); and **AUTHORIZING** the City Manager to accept the transfer of equipment and supplies valued at up to \$425,000 from the Hamilton County Emergency Management Agency, which acts as the regional fiscal agent for the UASI Grant.

Recommendation PASS

Sponsors: City Manager

71. 202301936

ORDINANCE, submitted by Sheryl M. M. Long, City Manager, on 9/5/2023, **authorizing** the City Manager to apply for a grant from the United States Department of Homeland Security, Federal Emergency Management Agency, FY 2022 Homeland Security Grant Program, Urban Area Security Initiative (ALN 97.067) (the "UASI Grant"); and **AUTHORIZING** the City Manager to accept the transfer of equipment and supplies valued at up to \$251,247.50 from the Hamilton County Emergency Management Agency, which acts as the regional fiscal agent for the UASI Grant.

Recommendation PASS

Sponsors: City Manager

72. 202301938

ORDINANCE, submitted by Sheryl M. M. Long, City Manager, on 9/5/2023, **AUTHORIZING** the City Manager to apply for, accept, and appropriate a Fiscal Year 2021 State Homeland Security Program Grant (ALN 97.067) of up to \$41,872 from the United States Department of Homeland Security, Federal Emergency Management Agency, administered by the State of Ohio Department of Public Safety, Ohio Emergency Management Agency, to purchase personal radiation detectors; and **AUTHORIZING** the Director of Finance to deposit the grant resources into Fire Grant Fund 472, revenue account no. 472x8542.

Recommendation PASS

Sponsors: City Manager

73. 202301939

ORDINANCE (EMERGENCY), submitted by Sheryl M. M. Long, City Manager, on 9/5/2023, **AUTHORIZING** the City Manager to accept an in-kind donation of used fire gear from the Toledo Department of Fire and Rescue valued at \$0 to be used by the Cincinnati Fire Department's Rapid Assistance Team training program.

Recommendation PASS EMERGENCY

Sponsors: City Manager

74. <u>202301935</u>

ORDINANCE (EMERGENCY), submitted by Sheryl M. M. Long, City Manager, on 9/5/2023, **AUTHORIZING** a payment of \$3,974.40 to Axon Enterprise for outstanding charges related to annual servicing of TASER equipment provided to the Cincinnati Fire Department, to be paid from Cincinnati Fire Department General Fund non-personnel operating budget account no.

050x272x3400x7253 pursuant to the attached certificate from the Director of

Finance.

Recommendation PASS EMERGENCY

Sponsors: City Manager

75. 202301933

ORDINANCE (EMERGENCY), submitted by Sheryl M. M. Long, City Manager, on 9/5/2023, AUTHORIZING the transfer of the sum of \$400,000 within the General Fund, from the non-departmental Lump Sum Payments General Fund personnel operating budget account no. 050x924x7100 to the non-departmental Judgments Against the City non-personnel General Fund operating budget account no. 050x951x7400 for the purpose of realigning and providing funds for the ongoing needs within the non-departmental accounts; AUTHORIZING the transfer of \$1,100,000 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 the General Fund; and AUTHORIZING the transfer and appropriation of \$1,100,000 from the unappropriated surplus of the General Fund to the non-departmental Judgments Against the City non-personnel budget account no. General Fund operating 050x951x7400 for the purpose of providing funds for various settlements and judgments expected to be finalized in FY 2024.

Recommendation

PASS EMERGENCY

Sponsors: City Manager

76. 202301963

ORDINANCE (EMERGENCY), submitted by Sheryl M. M. Long, City Manager, on 9/5/2023, AMENDING Ordinance No. 228-2012 passed by City Council on June 20, 2012, as previously amended by Ordinance No. 246-2013, Ordinance No. 179-2014, Ordinance No. 272-2015, Ordinance No. 268-2016, Ordinance No. 213-2017, Ordinance No. 244-2018, Ordinance No. 321-2019, Ordinance No. 270-2020, Ordinance No. 311-2021, and Ordinance No. 237-2022 for the purpose of reducing those special assessments levied and to

237-2022 for the purpose of reducing those special assessments levied and to be collected in 2024 (with tax year 2023 property taxes) based upon a report of the administrator for bonds issued by the Port of Greater Cincinnati

Development Authority related to the Oakley Station development project.

Recommendation PASS EMERGENCY

Sponsors: City Manager

SUPPLEMENTAL ITEMS

PUBLIC SAFETY & GOVERNANCE COMMITTEE

77. 202301958

ORDINANCE (EMERGENCY), submitted by Councilmember Keating, from Emily Smart Woerner, City Solicitor, TO SUBMIT to the electors of the City of Cincinnati an amendment to the Charter of the City effective as of the general election of November 2023, to address issues regarding voting and elections for both Mayoral and Council candidates and for Charter amendments, initiatives, and referenda by requiring petition circulators to submit a certified copy of any initiative, referendum, or Charter amendment petition to the Clerk of Council before collecting signatures on the petitions; permitting members of Council to cast their votes by any method that publicly announces their vote; providing a process and timeline for submitting petitions for initiatives and referenda to the Clerk of Council to allow a reasonable time for verification of signatures and drafting necessary ordinances and an opportunity to collect additional signatures on petitions; clarifying throughout the Charter that Council terms are two years; clarifying that candidate petition circulators must sign a statement rather than provide a notarized affidavit on the candidate petitions; and providing an opportunity for candidates for Council and Mayor to collect additional signatures on their petitions, all by amending existing Sections 3 and 5 of Article II, "Legislative Power," and Sections 1, 2, and 4 of Article IX, "Nominations and Elections," and by enacting new Section 8 of Article II.

Recommendation PASS EMERGENCY

Sponsors: Keating

78. 202301982

ORDINANCE (EMERGENCY) (B VERSION), submitted by Councilmember Keating, from Emily Smart Woerner, City Solicitor, TO SUBMIT to the electors of the City of Cincinnati an amendment to the Charter of the City effective as of the general election of November 2023, to address issues regarding voting and elections for both Mayoral and Council candidates and for Charter amendments, initiatives, and referenda by requiring petition circulators to submit a certified copy of any initiative, referendum, or Charter amendment petition to the Clerk of Council before collecting signatures on the petitions; permitting members of Council to cast their votes by any method that publicly announces their vote; providing a process and timeline for submitting petitions for initiatives and referenda to the Clerk of Council to allow a reasonable time for verification of signatures and drafting necessary ordinances and an opportunity to collect additional signatures on petitions; clarifying throughout the Charter that Council terms are two years; clarifying that candidate petition circulators must sign a statement rather than provide a notarized affidavit on the candidate petitions; aligning the timeline for filing a nomination petition for an election to an unexpired term of office of mayor with state and federal requirement; and providing an opportunity for candidates for Council and Mayor to collect additional signatures on their petitions, all by amending existing Sections 3 and 5 of Article II, "Legislative Power," and Sections 1, 2, and 4 of Article IX, "Nominations and Elections," and by enacting new Section 8 of Article II.

Recommendation PASS EMERGENCY

Sponsors: Keating

79. <u>202301965</u>

ORDINANCE (EMERGENCY), submitted by Emily Smart Woerner, City Solicitor, TO SUBMIT to the electors of the City of Cincinnati an amendment to the Charter of the City which would require the City of Cincinnati to raise income and withholding taxes by three-tenths of one percent (0.3%), if subsequently approved by the electorate, annually beginning January 1, 2025, which new taxes shall be deposited into a non-lapsing special revenue fund restricted only to finance housing affordable to households with income up to 80 percent of the area median income as established by federal law with 65 percent of the fund restricted to support housing affordable only to households with incomes up to 30 percent of the area median income; which new taxes shall fund such housing throughout the city of Cincinnati through grants, subsidies, and loans, including to third party housing developers, which may be of low or no interest, and/or forgivable; which new taxes can be spent to increase, preserve, maintain, repair, improve, and pay off indebtedness, related to privately owned homes and rental properties owned and rented by people with incomes up to 80 percent of the area median income as established by federal law; which new taxes can be spent to provide down payment assistance, mortgages, loans, financial counseling, and construction loans to people with incomes up to 80 percent of the area median income; and which up to five percent of annual revenues collected from the new tax may be used to support city staff and operations established for the purposes of administering the funds; and which imposes long-term restrictive covenants on property that receives funds from these taxes to maintain affordability and provide first right of refusal to purchase rental property funded through these taxes to tenants and the City, and shall be administered in consultation with an 11 member board of private citizens.

Recommendation PASS EMERGENCY

Sponsors: City Manager

HEALTHY NEIGHBORHOODS COMMITTEE

80. <u>202301855</u>

ORDINANCE (EMERGENCY), submitted by Vice Mayor Kearney, from Emily Smart Woerner, City Solicitor, **DECLARING** that Glenwood Avenue at Vine Street in the Avondale neighborhood shall hereby receive the honorary, secondary name of "Lincoln Ware Way" in honor of Lincoln Ware and in recognition of his contributions and dedication to the City of Cincinnati through his pioneering work in local media and his community and civic leadership.

Recommendation PASS EMERGENCY

Sponsors: Kearney

ANNOUNCEMENTS

Adjournment



Aug 2023

REAPPOINTMENT

I hereby reappoint Mia Sears to the Human Services Advisory Committee for a term of three years. This appointment is submitted to City Council for its advice & consent pursuant to its Rules.

Nayor Aftab Pureval



Qualifications Summary

Accomplished leader with 20 years of professional work experience, skilled in the development of positive relationships through effective communication and solid negotiation skills. Customer focused with notable attention to detail.

Relevant Experience

Recruitment and Retention

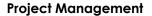
- Serve as a member of the Human Resources Talent Acquisition team as a Corporate Recruiter for the largest headquarters-based department of a Fortune 500 company.
- Conduct full life-cycle recruiting (sourcing, screening, interviewing, selection, and onboarding) for several professional positions.
- Engage collegiate students as a company representative at university career fairs.
- Engage community members in an effort to source diverse talent.
- Utilize various technology platforms including Taleo, LinkedIn, Glassdoor, Zip Recruiter, Indeed, Handshake, Peoplesoft, Teams, Brazen and Cisco Webex.
- Review personality assessments (SHL, Outmatch, DISC etc.) for job match of core competencies.
- Assisted in the development of a Process & Procedures manual to create uniformity in processes and facilitate in the training of new talent acquisition team members.
- Organized open house events to attract potential new Toastmasters members.
- Developed new member packets and assigned mentors.
- Spearhead and manage initiatives to engage and retain chapter members.

Leadership, Coaching and Training

- Maintain strong working relationships with hiring managers and coach through the full recruiting process from job descriptions to compensation offers.
- Selected by management to serve as a Job Coach/Mentor to underwriter trainees providing on the job training regarding coverage forms, work flow efficiency, negotiation skills, and pricing strategies.
- Elected leadership roles include Chapter President, 1VP, 2VP, New Member Chair and Treasurer.
- ❖ Served as primary contact and spokesperson for a chapter of over 150 sorority members.
- Facilitated new member application process, scheduled interviews and conducted orientation for new members of community service organization.
- Served as primary sorority advisor to collegiate students educating on policies and procedures to remain compliant.
- Served as the chapter's Risk Management Officer; conducted Risk Management training for all volunteers and completed background checks.
- Served as the chapter's Social Action and Programming Chair implementing the sorority's five public service initiatives by creating social and civic events that address the challenges of our communities.

Analytical Thinking

- Successfully managed up to a \$10M+ territory, receiving four (4) promotions.
- Research and analyze information to make informed business decisions.
- Perform decision making on behalf of the company in regards to premiums, deductibles, lines of coverages offered, cancellations and non-renewals with direct effect on profitability.
- Demonstrate proper risk selection and pricing utilizing various underwriting resources including predictive modeling, classification tables, ISO, MVRs, PAAS, BUG and insured websites.
- Review inspection reports and provide loss control recommendations.
- Analyze production and portfolio metrics reports, alter approach based on results.
- Served as a product specialist and SME in several areas; increased efficiency by developing a FAQ.



- ❖ Help lead a team of over 250 committee members and volunteers to execute a successful Midwest Regional Conference with a \$150K budget and over 2,200 attendees.
- Conceptualized and managed social events, art features, concerts, speed dating, poetry and mixers for young professionals in the Greater Cincinnati area attracting hundreds of business professionals.
- Served as primary point of contact for local and national recording artists including coordination of travel and accommodation arrangements.
- Lead designer for all marketing materials (flyers, email blasts, websites) that promoted local events, in addition to aligning all artist and client requirements for event promotion via social media.
- Researched and obtained event sponsorship and recruited volunteers to work.
- ❖ Independent contractor: On-site Event Manager, Fountain Square.
- Coordinate four to eight hour training sessions and facilitate orientations for 150+ sorority members regarding organized events.

Budget and Finance

- Prepare and review budgets in regards to fundraising activities.
- ❖ Managed event budgets and explored cost-savings opportunities.
- Sign legally binding contracts.

Work Experience

Professional Recruiter

The Hartford

Corporate Recruiter

The Cincinnati Insurance Companies

Middle Markets P&C Underwriter

The Cincinnati Insurance Companies

March 2022-present

June 2019-March 2022

September 2001-June 2019

Other Relevant Experience

President, 1VP, 2VP and several other elected executive board positions

Delta Sigma Theta Sorority Inc., Cincinnati Queen City Alumnae Chapter

Vice-President-Membership and chapter member

April 2002-present

December 2015-present

Toastmasters; Awards: Competent Communicator, Competent Leader, Advanced Leader Bronze

City of Cincinnati, Human Services Advisory Committee (HSAC)

September 2020-present

Appointed by City of Cincinnati Mayor and approved by Cincinnati City Council to serve on the Human Services Advisory Committee, three-year term 2020-2023.

Education

Master of Business Administration (MBA), Xavier University
Bachelor of Science in Business Administration (BSBA), Florida A&M University



Aug 2023

REAPPOINTMENT

I hereby reappoint Kristin Goins to the Human Services Advisory Committee for a term of three years. This appointment is submitted to City Council for its advice & consent pursuant to its Rules.

Nayor Aftab Pureval

Kristin J. Goins

Committed and versatile **Human Resources Professional** with more than 10 years of HR experience with specific expertise in Talent Acquisition and Recruitment. Ability to collaborate with company leadership to align HR talent strategies to corporate objectives. Capacity to balance departmental business needs while responding to talent quandaries. Skilled in recruiting, selecting and retaining diverse and inclusive top talent, subject matter experts and high-potential candidates. Areas of expertise and proficiencies include:

Recruitment | Candidate Screening & Selection | Employee Engagement | College & University Relations | Diversity, Inclusion & Belonging | Onboarding | Candidate Assessments & Testing | Career Pathing | Compensation & Benefits

PROFESSIONAL EXPERIENCE

THE E.W. SCRIPPS COMPANY – Cincinnati, OH Senior Talent Acquisition Partner

December 2020 - Present

- Responsible for providing full-cycle talent acquisition responsibilities for the sales operation unit throughout local and national news stations, averaging ~80-100 hires filled annually
- Develops recruiting and interviewing plans for each position, reviews recruiting process with hiring managers and HR Business Partners, and conducts regular follow-up meetings to determine effectiveness of recruiting plans and implementation
- Creates talent pipelines for critical roles by employing creative sourcing strategies via social media, ATS, professional organizations/networks, and industry-specific posting platforms (in accordance with FCC compliance)
- Extracts and analyzes recruiting data, creates reports highlighting organizational and industry talent trends and presents strategic hiring plan to sales executive leadership team
- Manages workforce assessments for sales roles, providing support through interviewing and evaluation process, both preand post-hire
- Leads efforts in the evaluation of assessment efficacy relating to unconscious bias and provides recommendations on new inclusive model queries and profiles
- Assists in regional university and college partnership efforts to help attract, recruit, and hire high potential candidates and maintain prospective talent pipelines for future hiring
- Partners with DEI team and internal partners in strategizing and executing recruitment efforts with affiliated HBCUs, establishing baseline rapport with faculty, advisors, and staff within respective and corresponding business schools
- Serves as SME on recruitment efforts, strategies, and trends for sales roles in industry-specific forums

AL. NEYER - Cincinnati, OH

Talent Acquisition Manager

March 2019 - April 2020

- Developed and administered programs, procedures and guidelines to align the workforce with the strategic talent goals of the company
- Built and managed full-cycle talent acquisition processes for all exempt and non-exempt positions across all markets, using both traditional and innovative resources to identify, attract and secure high-potential, top talent
- Directed recruitment efforts of ~30 new hires and co-ops; maintained retention rate of ~90% EEs (# of total EEs = ~110)
- Restructured and led organization's university/college partnerships and co-op program; facilitated and organized all partnering university events for our regional markets in Cincinnati, Nashville, TN, Pittsburgh, PA, and Raleigh, NC
- · Maintained and leveraged applicant tracking system (Newton) and led implementation on system improvements
- Served as main internal support and subject matter expert for workforce assessments and competency-based interview questions used during pre-hire process; identified and interpreted work behavioral styles and patterns (based on assessment results) to assist in training, development and career pathing post-hire
- Managed the third-party employee recruiter process, expenditures and partnership(s); reduced external staffing agency support costs by 20% through internal sourcing efforts and referral program
- Partnered with Benefits Manager to ensure company's compliance on all employment laws and regulations for each
 operating region; provided coaching to new managers on federal, state and local employment laws
- Supported CFO in the deployment and delivery of new hire onboarding and orientation, employment engagement efforts, career pathing plans, retention planning, and compensation initiatives

THE CINCINNATI INSURANCE COMPANIES - Fairfield, OH

Senior Corporate Recruiter

November 2015 - March 2019

- Consulted with business units to develop innovative strategies for staff vacancies resulting in ~75-100 hires filled annually
- Mentored and assisted Associate and Corporate Recruiters on Talent Acquisition team
- Led corporate-wide inclusion recruitment efforts with universities, community partners and high-school affiliates
- Redesigned organization's "Interview & Selection" course and provided training to all new managers
- Managed several recruitment budgeting projects such as expense reporting, compensation exceptions summaries, recruitment marketing recommendations, and new hire talent data

- Analyzed, benchmarked, and provided effective strategies to achieve higher retention rates (85-90%+ annually), reduce attrition and increase workforce engagement
- Served as subject matter expert on company-wide recruiting operations, equity compensation and benefits

Corporate Recruiter

September 2014 – November 2015

- Managed full-cycle recruitment process for various business units/partners and external vendors with potential candidates
- Created recruiting plan that outlined best sourcing strategies to attract top talent and/or high potential candidate pipelines for current and future opportunities
- Sourced, screened and identified active and passive talent using various types of recruiting platforms
- · Performed reference checks, processed employment screenings and presented offers to selected candidates
- Demonstrated working knowledge of the departmental roles and salaries for assigned postings and provided salary recommendations to the Compensation Manager
- Documented and tracked all workflow activity in applicant tracking software system(s)

CROSS COUNTRY HEALTHCARE - West Chester, OH

Team Lead of Jr. Client Development

June 2013 - September 2014

- Led and coached Jr. Client Development Team through their designated responsibilities
- Processed performance evaluations for hired healthcare staff at the end of contracts
- Produced marketing sheets to aid recruitment teams in attracting and matching healthcare staff to vacancies within various partnering healthcare facilities

Recruiter May 2011 – June 2013

- Spearheaded recruiting strategies for company's first local staffing division; accountable for maintaining annual recruiting budget of \$25,000 for new local division
- Sourced, recruited and interviewed qualified candidates, resulting in the hiring of 200+ local healthcare professionals
- Secured new working contracts with healthcare facilities generating new division's revenue activity by ~25% quarterly
- Managed 50-75 job openings weekly from various partnered healthcare facilities, filling vacancies on average by ~70%
- Constructed pipeline reports to track division's revenue progress; presented information to executive leadership team
- · Processed new-hire documentation for selected healthcare professionals; led new hires through onboarding
- Coordinated college recruiting initiatives and events with local colleges/universities

Jr. Client Development Manager

September 2010 - May 2011

- Directly supported Senior Client Development Managers to develop current and new profitable accounts ~20-25% quarterly
- Partnered with Recruiting teams to communicate and market new healthcare opportunities to healthcare professionals
- Processed job orders into company's internal posting system from third-party job listing sites and submitted healthcare professional profiles to appropriate matched job orders

PROCTER & GAMBLE - Cincinnati, OH

Human Resources Summer Intern

Summer 2007 - Summer 2009

- · Developed advertising plan to enhance onboarding program for new-hires and future employees
- Organized and conducted focus group interviews to validate data extracted from Corporate Survey taken by employees
- Analyzed talent supply data and composed report showing education attainment among targeted demographic groups for future recruitment; presented comprehensive report to HR leadership team
- Crafted detailed course descriptions of all Diversity trainings available internally; created and delivered marketing proposal for top, "best-in-class" diversity training(s) to HR Leadership Team

EDUCATION, PROFESSIONAL INVOLVEMENT, TRAINING

MIAMI UNIVERSITY | Oxford, OH | Bachelor of Arts in Political Science & Business Legal Studies, May 2010 MIAMI UNIVERSITY | Oxford, OH | MiniMBA (MMBA) Certificate, Professional Education, January 2021

Affiliations/Activities:

- Society for Human Resource Management (SHRM), Member (not certified)
- Greater Cincinnati Human Resources Association (GCHRA), Member
- Greater Cincinnati HR Roundtable, Member
- LinkedIn Talent Connect 2015 2018, Recruiter Participant

Training(s): Culture Index Management Workshop Training, Interviewing & Selection, LinkedIn Recruiter Training, SHRM - HR Collaborative "Navigating the Course: Leading the Way", Recruiting a Diverse Workforce, Interpersonal Communications, Influence & Persuasion, Coaching Skills for Managers & Supervisors, Applying Healthy Emotional Intelligence in the Workplace, Beyond Confrontation to Managing Conflict

SYSTEM/SOFTWARE SKILLS

- Assessment Testing: PXT Assessment, Culture Index, Wonderlic Personal Characteristics Test, SHL Testing, DISC, Divine
- Applicant Tracking Systems: Workday, Newton, Taleo
- Additional Systems: Microsoft Office Suite, HireEz, Outmatch, PeopleSoft, Paycor, TextRecruit, Sterling Background Services, Harver (Checkster Reference Services,) AssureHire, LinkedIn Recruiter, Indeed Employer Recruitment, Adobe Acrobat, Bluebeam Revu

COMMUNITY INVOLVEMENT

- Cincinnati Red's Diversity, Equity & Inclusion Advisory Board, Board Member | February 2022 Present
- University of Cincinnati Economics Center, Young Professional Board, Board Member | November 2021 Present
- City of Cincinnati Human Services Advisory Committee, *Appointed Board Member* | October 2020 Present
- Girls Health Period, *Board Member & Volunteer* | August 2019 Present
- Cincinnati Queen City Alumnae Chapter of Delta Sigma Theta Sorority Inc., Member & Committee Co-Chair | March 2019 Present
- Quinn Chapel AME Stewardess Board, *Member* | August 2004 Present
- Winton Woods High School Professional to Student, *Mentor* | September 2015 2021
- Greater Cincinnati YMCA Black & Latino Achievers Program, Mentor & Volunteer | August 2018 June 2020
- MORTAR, *Volunteer* | February 2016 March 2020
- CleanUp Cincy, Volunteer | April 2017 April 2019
- Cincinnati's Preschool Promise, *Volunteer* | May 2016 January 2019



Aug 2023

REAPPOINTMENT

I hereby reappoint Leslie Rich to the Human Services Advisory Committee for a term of three years. This appointment is submitted to City Council for its advice & consent pursuant to its Rules.

Nayor Aftab Pureval

LESLIE M. RICH LEADER / INNOVATOR / COMMUNITY BUILDER

SKILLS

- Community Outreach & Engagement
- Asset-based Community Development
- Leadership Development
- Coaching
- Community Mapping
- Project Management
- Budget Projection & Management
- Placemaking
- Event Planning

EDUCATION

UNIVERSITY OF CINCINNATI

1998-2002 | Cincinnati, OH B.A., History; Department Honors, Model Arab League

MIAMI UNIVERSITY

1997-1998 | Oxford, OH Honors Program

COMMUNITY ENGAGEMENT

2022-present

Westwood Community Urban Redevelopment Corporation

Board Member

2022-present

United Way Black Empowerment Works Grant Program

Grant Reviewer

2021-present

City of Cincinnati Human Services Advisory Commission

2018-Present

Hopewood Outdoors

Board Member Trail Maintenance Task Force Member

EXPERIENCE

OWNER/OPERATOR | 2020-PRESENT

Wondercade Cincinnati, OH

- Led company from concept to profitable startup within 18 months during COVID
- Created all Finance, HR and Operations policies
- Created 10 living wage jobs for Westwood residents
- Built 25 community partnerships resulting in donations of \$25,000 to Cincinnati non-profits

SENIOR CITY ACTION STRATEGIST, CINCINNATI | 2021-PRESENT; CITY ACTION STRATEGIST, CINCINNATI | 2020-2021

ioby Brooklyn, NY

- Successfully launched new ioby office in Cincinnati, OH in the midst of a pandemic
- Created over 50 new partnerships with key organizations and individuals in the Cincinnati and Northern Kentucky region
- Delivered fundraising training to nearly 900 community members
- Launched campaigns on the ioby platform that have raised nearly \$300,000 to date
- Created short and long term strategies to ensure that all grant deliverables were met in year one of Cincinnati.
- Developed crowdfunding pilot with Girl Scouts of Western Ohio Gold Award Candidates
- Developed and delivered nationwide webinars covering fundraising techniques, volunteer recruitment and recognition and how to thank donors.
- Contributed to work on personas and accessibility org wide
- Race, Equity and Inclusion committee member
- Created framework for organization wide REI work
- Created digital inclusion policy for organization
- Created compensation policy for community volunteers representing ioby

EXECUTIVE DIRECTOR, CO-FOUNDER | 2019-2022; BOARD CHAIR | 2010-2019

Westwood Works Cincinnati, OH

- Guided organization through successful start up, asset and needs assessment, mission development and strategic planning
- Designed Street to Street initiative to empower and develop more neighborhood leaders
- Designed and implemented mini-grant program to fund neighborpowered projects
- Facilitated monthly community feedback meetings
- Oversaw and executed hiring of first Executive Director in 2015

COMMUNITY ENGAGEMENT (cont.)

2015-Present

Dater Montessori

Room Parent LSDMC, Recording Secretary Friends of Dater Montessori, Recording Secretary Dater after Dark, Event Chair

2015-Present

Gamble-Nippert YMCA

Board Member

2015-Present

My Neighbor's Place

Board Member

2013-2022

Westwood Art Show

Co-Chair

2013-2015

Westwood Civic Association

Board Member; Membership Secretary; Outreach Committee

2006-Present

Starfire Council

Volunteer Development Committee Member; Volunteer

TECHNOLOGY KNOWLEDGE

- Proficient in Microsoft Office, Apple iOS & Google Docs applications
- Proficient in CRM platforms Salesforce and Network for Good
- Proficient in project management and communication platforms Basecamp & Slack

Additional software experience:

- Prezi, GoToMeeting & Join.me
- Social media platforms including Instagram, Facebook,
 Pinterest, Twitter, Tumblr &
 Snapchat

EXPERIENCE (cont.)

- Created budget management system
- Developed and managed all reporting to funders
- Established risk management systems
- Cultivated and maintained relationships with city officials and local governments
- Designed fund development strategy to move organization from a \$2,000 annual budget to a \$150,000 annual budget in six years

COMMUNITY ENGAGEMENT TEAM LEADER | 2008 - 2019

Girl Scouts of Western Ohio, Cincinnati Region Cincinnati, OH

- Developed and implemented integrated plans across functions to increase organizational results
- Prioritized organizational issues and provided staff leadership to achieve the desired outcomes in development and implementation of team plans
- Led the design of community cultivation staff training which strengthened opportunities for networking to address priorities in the community
- Built and Maintained relationships with community partners in underserved and under resourced communities within five counties in Ohio and two counties in Indiana
- Provide service delivery support to over 22,000 girls and 9,000 volunteers annually, through the effective management of the community engagement team staff
- Attracted, recruited, motivated and led a high-performance staff **Key Achievements**:
- Designed council-wide Family Engagement strategy and resources
- 2016-2018 Artswave Employee Campaign Chair; exceeded \$7,000 goal
- Girl Scouts of Western Ohio Succession Planning Participant 2010-2011; Mentor 2012-2013; Content Development Team 2015
- 2012 United Way Campaign Chair; exceeded \$35,000 goal
- Girl Scouts of Western Ohio Organizational Redesign Task Force Member

EDUCATIONAL OUTREACH MANAGER | 2006-2008

Girl Scouts of Western Ohio, Cincinnati Region Cincinnati, OH

- Oversaw curriculum development, program delivery and evaluation of the In-School Girl Scouting Pilot Project to extend membership to over 4,200 girls in underserved communities
- Provided leadership and coaching to paid staff members responsible for implementing the In-School Girl Scouting Pilot Project
- Managed recruitment & program delivery for day camp opportunities delivered in conjunction with the Youth Services Section of the Cincinnati Police Department serving over 1,300 girls
- Managed budgets & grants totaling \$500,000 and ensured necessary documentation for accurate reporting to grantors
- Created & maintained collaborations with leaders & volunteers from over 30 community organizations, schools and corporation

EXPERIENCE (cont.)

PROGRAM SERVICES SPECIALIST | 2003-2006

Girl Scouts of Western Ohio, Cincinnati Region Cincinnati, OH

- Managed Girl Scouts in Public Housing Project serving 1,000 girls
- Developed Service Learning training for leaders and girls
- Managed existing programs and day camps and developed new programs allowing for over 5,000 girls to learn about diversity, puberty, self-esteem and Girl Scout history
- Served on Alternate Service Delivery Task Force to redesign and streamline the way the organization delivers services to volunteers
- Created new organization-wide training resulting in an increased retention level among adult volunteers
- Built leadership teams and formed troops in 10 public housing complexes throughout Cincinnati, Hamilton and Middletown
- Facilitated monthly community feedback meetings
- Oversaw and executed hiring of first Executive Director in 2015
- Created budget management system
- Developed and managed all reporting to funders
- Established risk management systems
- Cultivated and maintained relationships with city officials and local governments
- Designed fund development strategy to move organization from a \$2,000 annual budget to a \$150,000 annual budget in six years



Aug 2023

REAPPOINTMENT

Nayor Aftab Pureval

I hereby reappoint Lauren Merten to the Human Services Advisory Committee for a term of three years. This appointment is submitted to City Council for its advice & consent pursuant to its Rules.

801 Plum Street • Suite 150 • Cincinnati, Ohio 45202 • Phone: (513) 352-3250

Lauren LaCerda Merten

Strategic marketing, sales and business development professional with substantial experience in the professional services, nonprofit and pharmaceutical/medical device industries. Additional expertise includes branding, strategic planning/implementation, fundraising and pursuit management.

PROFESSIONAL EXPERIENCE

SOCIAL VENTURE PARTNERS CINCINNATI **Executive Director**

Cincinnati, OH October 2015 to Present

- Developed enhanced community impact and investment model, Project XLR8, to serve more nonprofits in Greater Cincinnati
- Directed fiscal sponsorship transition including process development, option evaluation, decision making and all transition activities
- Increased number of engaged philanthropic partners by more than 50% in less than one year including corporate partner program
- Facilitated Investment Committee application and evaluation process to identify appropriate nonprofits for investment
- Managed Fast Pitch event and doubled number of attendees and tripled number of sponsors over two-vear period
- Served as liaison to Social Venture Partners International an organization with over 40 affiliates and 3,500 partners worldwide
- Represented Social Venture Partners on Mayor Cranley's Give One for Cincy volunteerism initiative
- Expanded social media presence on all major platforms and solidified consistent messaging
- Led Board committee efforts in attraction, retention and engagement of partners as well as Strategy, Marketing and Finance

PATINA SOLUTIONS Cincinnati, OH **Managing Director** 2013 to 2015

- Opened Cincinnati office and increased revenue from \$0 to \$100,000 per month in <1 year
- Closed first deal within days of starting employment creating revenue stream earlier than any other newly opened office
- Sold company's largest single project resulting in 12-18 month international engagement with total revenue of > \$1.5 Million
- Introduced company to >200 senior executives; qualified as approved vendor for several of region's largest companies in <1 year
- Developed pilot Extended Service Program for client retirees to return on a contracted basis through Patina Solutions
- Managed large, international projects and placements in India, Poland, Saudi Arabia and Southeast Asia

PRICEWATERHOUSECOOPERS LLP **Client Driver**

Cincinnati, OH 2010 to 2012

- Served as account manager for 10 Ohio-based retail and consumer priority, non-audit clients including Fortune 1000 companies
- Drove account management activities for client portfolio representing over \$35 million in firm revenue
- Charged with understanding client strategies, buying habits, executives and competitors and conveying knowledge to teams
- Managed proposal process and development including creation of value propositions and executive summaries
- Coached non-sales professionals in relationship development and in preparation for client sales meetings
- Identified economic buyers and developed relationship plans for assigned accounts and drove connections with firm alumni
- Analyzed community involvement in the OH, KY and IN markets to evaluate presence and recommend strategic board placements
- Planned successful CFO forum in conjunction with a PGA golf tournament with 25 CFOs in attendance and celebrity golf speaker
- Created and contributed to marketing materials on a variety of different firm services for a range of business purposes
- Utilized social media for client research as well as for intelligence gathering on individual economic buyers and relationships

THOMPSON HINE LLP Cincinnati, OH

Practice Administrator - Market Intelligence, Practice Services, Business Development

2004-2010

- Reviewed market social media efforts and capabilities to make recommendations on firm policy and strategy
- Analyzed ten cities to evaluate target markets for strategic growth opportunities and developed competitor profiles of approximately 30 law firms to assess market and competitive position
- Analyzed market penetration based on representation of Fortune 1000, Forbes 2000 and Top 100 Public and Private companies in Ohio to garner knowledge and identify targeting opportunities
- Performed strategic review of firm's eight offices for knowledge enhancement and to support strategic planning initiatives
- Evaluated firm rate structure to determine market tolerance for increases and to address individual client concern
- Examined firm's statutory agent corporation and recommended discontinuation of this service due to liability concerns outweighing historic business generation; Developed and executed plan to resign as agent for more than 1,500 representations
- Served as business manager for seven practice groups including the Corporate group of more than 70 lawyers
- Developed and implemented strategic business plans, vision statements and associated metrics for supported practice groups
- Created comprehensive pricing model for Investment Management team to estimate fees when bidding on work
- Evaluated capacity by office and practice group to assess hiring needs and direct recruiting efforts
- Facilitated partner retreats focused on current market positioning, opportunity identification and strategy development
- Assessed business/competitive intelligence products and made recommendations to firm management
- Led lateral integration planning efforts for at least ten lateral partners within assigned practice groups
- Profiled client base firm wide and by practice area to identify trends and guide both cross-selling and new client targeting
- Developed Thompson Hine Firm Profile marketing piece for use in lateral recruiting and merger discussions
- Created ROI tracking mechanisms for marketing activities to evaluate cost versus benefit

CAP GEMINI ERNST & YOUNG CONSULTING (FKA Ernst & Young Management Consulting) Business Development Supervisor

Cincinnati, OH 1999-2001

Accelerate Center Sales and Marketing

- · Developed and executed marketing plan and branding for newly formed Sales Support division within CGEY
- Refined process for developing new and existing CGEY Business Partnerships
- Evaluated current Business Partnerships through sector/service line mapping, profitability reporting and market analysis
 Customer Relationship Management Service Line Marketing
- Weekly tracking, analysis and reporting of CGEY CRM marketing campaigns to CRM leadership
- Developed content and branding for series of sales/marketing brochures for all CGEY CRM solutions and alliances
- Designed external CGEY CRM solutions global and US websites and managed development team of seven
- Assisted in development of CRM Sales Force Optimization solution and CRM Executive Dashboard

CGEY Life Sciences Knowledge Management

- Developed Knowledge Management website for Life Sciences personnel to access and utilize both internal and external resources
- Managed team of five in all phases of development, deployment and maintenance
- · Created electronic Knowledge Maps providing links to useful account and solution-specific research and information

Marketing Consulting to Pre-IPO Internet Start-Up Company (Ernst & Young Management Consulting)

- Developed and refined methods and process flows for buyer implementation to expedite training of 50 purchasing departments
- Collaborated with Materials Management Directors to train hospital purchasing staffs on client's eProcurement solution

NOVARTIS PHARMACEUTICALS CORPORATION Cardiovascular Sales Specialist

Miami, FL 1997

- Identified top prescribers in class of medications and developed sales call cycle to concentrate team efforts on these physicians;
- Evaluated national pharmaceutical sales training program with Director of Training and recommended improvements for future sales curriculum; Led to significant changes in Novartis sales force training
- Increased market share of primary product by 40% and secondary product by 20% within six months

BACKBONE MEDICAL, INCORPORATED Independent Sales and Clinical Representative

Vero Beach and Miami, FL

1990-1994

- Sold orthopedic implant systems for leading implant manufacturers to orthopedic and neuro surgeons
- Attended surgical procedures as implant and system specialist to ensure best possible implantation of devices
- Increased sales in Vero Beach territory from \$0 to \$300,000 within first year; Promoted to larger, more challenging Miami territory
 after two years; Doubled sales in Miami territory to more than \$1 million within two years

EDUCATION

UNIVERSITY OF CHICAGO, BOOTH SCHOOL OF BUSINESS

Chicago, IL

Master of Business Administration in Marketing, Strategic Management and Finance

1999

- Selected Marketing Career Advisor, Dean's Student Admissions Committee, 1999 Follies Producer
- Marketing Group, Management Consulting Group, Corporate Management & Strategy Group
- Ten, Fifteen and Twenty year Reunion Committees; Co-Chair for Twenty Year Reunion

THE OHIO STATE UNIVERSITY

Columbus, OH

Bachelor of Arts in Psychology

Major GPA 3.9, Cum Laude Graduate, Dean's List

OTHER

- 2022 Medical Mutual Pillar Award for Community Service Nonprofit Executive Director of the Year
- Human Services Advisory Committee Appointed by Mayor of Cincinnati for three year term starting September 2020
- Give One for Cincy Mayor Cranley's 2018 volunteerism initiative, Steering Committee and Marketing/Incentive Committees
- Diverse by Design Regional initiative of Agenda 360°/Cincinnati USA Regional Chamber, CONNECT Co-Chair 2014 2017
- Walnut Hills High School Association Board Member Chaired largest student fundraiser 2013, 2014 and 2015
- Greater Cincinnati Dance Alliance College Fair Committee, 2013 2018
- Cincinnati Ballet, Board of Trustees, Sustaining Trustee (Chair Academy Committee, Member Marketing Committee), Academy Parents Council, Academy Level Representative and Dancing With Our Stars Co-Chair 2010, 2011 and 2012
- American Red Cross, Cincinnati Chapter Biker's Ball Marketing Committee
- Junior League of Cincinnati, Program Development Committee Chair
 - *Mer10, LLC* consulting projects (2000 Present) including:
 - General marketing, strategy and event support for US wealth management firm
 - o Marketing and strategy development and support for blockchain technology start-up company
 - o General marketing support for investment fund in the cryptocurrency market
 - o Online reputation management assessment and strategy development/execution for collegiate honor society
 - o Social media current assessment and expansion evaluation for online retailer
 - Market feasibility study of hyperbaric oxygen therapy business expansion for physician practice
 - Strategic marketing plan development for New Orleans event band
 - Detailed business development plan for franchised hair salon entering new market
 - o Strategy evaluation and development for office and medical interior design and furniture wholesaler
 - Resume development and review for more than 50 job seekers



Aug 2023

REAPPOINTMENT

I hereby reappoint Venita Dell to the Human Services Advisory Committee for a term of three years. This appointment is submitted to City Council for its advice & consent pursuant to its Rules.

Nayor Aftab Pureval

801 Plum Street • Suite 150 • Cincinnati, Ohio 45202 • Phone: (513) 352-3250

Venita C. Dell BA, PHCM "CHANGING LIVES ONE DAY AT A TIME"

PROFILE STATEMENT

Accomplished and goal-driven professional with more than ten years of experience in the social services sector. Offers expertise in agency collaborations to achieve optimal results with competent planning, organization and solution-oriented approach while driving program outcomes to meet contract obligations. Diplomatic leader and analytical thinker able to inspire and cultivate productive working relationships with team and partners.

PROFESSIONAL EXPERIENCE

Urban League of Southwestern Ohio August 2022 to present
Comprehensive Case Management and Employment Program (CCMEP) Workforce Development
Interim Program Manager

- Responsible for driving day-to-day operational functions and program culture through process execution across all collaboration agencies in accordance with the contract.
- Develop the workforce by participating in the hiring of all reporting staff, setting clear expectations, training and providing feedback and coaching to a staff of 40 over four agencies.
- Conduct regular team meetings to enhance teamwork and maintain program and client workflow while delegating effectively.
- Collaborate with Clinical Supervisor and Associate Director on initiatives for creating effective strategies that enhance the overall positive outcomes for clients, teams and program.
- Analyze team and program collaborators to encourage continuous improvement opportunities with clients and program outcomes.
- Generate and maintain daily, monthly and quarterly reports of outcome data and use for improvement to support the program according to contract, and accreditation standards.
- Assists with budget development, to include planning for additional programs such as Summer Youth Employment and ensures operation of program within budget as set by the contract.
- Mitigate risk using intervention skills and anticipate/ prevent crisis.
- Leads and evaluates team of workers carrying OWF, FS, Medicaid, Child Support and/or Child Care caseloads.
- Coordinates and defines the Comprehensive Case Management and Employment Program (CCMEP) workflow and build out structure.
- Out reach customer service objectives by monitoring linkages between casework disciplines and by networking team members.
- Facilitates team issues.
- Monitor all case managers work style and ethnics.
- Provides professional trainings and growth opportunities for team members.
- Evaluates team and individual performance.
- Monitors seven case managers work assignments. Reviews, analyzes, and prepares reports
 on the effectiveness of Individual Opportunity Plans, Exit Cases with one year continuum of
 services and Case reviews and services related outcomes.

- Writes, completes and prepares correspondence, monthly- weekly reports, and maintains required records for CCMEP outcomes reports and statistics.
- Complete monthly case manager audits, monitoring internal case reviews and evaluating case plans, services, and team effectiveness.
- Prepare reports for CCMEP Job Family Services, Tallbert House and Urban League Workforce Impact Vice President measure for collaborative grant measurements.
- Attends CCMEP collaborative monthly meetings with Grantor Job Family Services, Talbert House and three other collaborative organizations to measure success rate in employment and education outcomes towards self-sufficiency.
- Obtain provision request measure to workers periodically in the community, and by maintaining good community relations
- Holds internal bi-weekly team meetings to review policy change.
- Relays grant concerns or issues to Urban League Vice President of Workforce-Impact to develop strategies for service recovery.
- Reviews team performance to reach 51% team outcomes status, involves team in decision making when appropriate. Holds weekly 1:1 individual conferences with team members to review progress towards attainment at CCMEP outcomes and individual work objectives.
- Initiates corrective action if necessary.

Urban League of Southwestern Ohio May 2018 to present Comprehensive Case Management and Employment Program (CCMEP) Workforce Development

- Maintained a caseload of no less than 75 clients by scheduling and facilitating regular contact
 with clients to monitor and assess progress while encouraging completion of set goals set
 through developed case plans.
- Coordinated and accessed both inner agency and outside agency resources and services for clients to enable client to meet their needs as according to the goals set together for program compliance.
- Developed and/or implemented individualized client treatment or service plan to include supportive counseling and preparing for reintegration into community while ensuring compliance with applicable standards and agency policies per the program contract.
- Completed all client outcome paperwork including Consumer Attendance Report (CAR) using state database systems Vison and Aries in a timely manner.
- Performed problem solving and conflict management practices to ensure clients' needs were met while maintaining the integrity of the program.
- Maintained safety of clients always and have and understanding of how to de-escalate situations and behaviors by using skills to manage aggressive behaviors.

Humana Healthcare Insurance Personal Health Care Manager

February 2015- February 2018

- Collaborate with members to assess their medical, physical, and mental health needs while providing referrals and support.
- Provide support, encouragement, and educated members towards making healthy lifestyle choices, setting health goals and monitor the impact on their wellbeing.

- Conduct telephonic outreach to 350-700 assigned members every 90 days to assess health, nutrition, complete individual service plans, and psycho-social areas of concerns using variety of assessments.
- Orchestrated a seamless transition across the care continuum through identification of member's needs after discharge from in-patient care, telephone support, and referrals as needed to appropriate levels of care and resources.
- Critically reviewed and address Health Effectiveness Data and Information (HEDIS) measures on an ongoing (a minimum of annually) until identified health barriers are closed.
- Assist family members with end-of-life plan and strategies for their family member.
- Developed on board training guideline for Personal Health Care Manager Team
- Assist manager in reviewing and managing staff caseloads.

Winton Hills Medical Center Inc. FHQC State of Ohio Certified Application Counselor

July 2013- January 2015

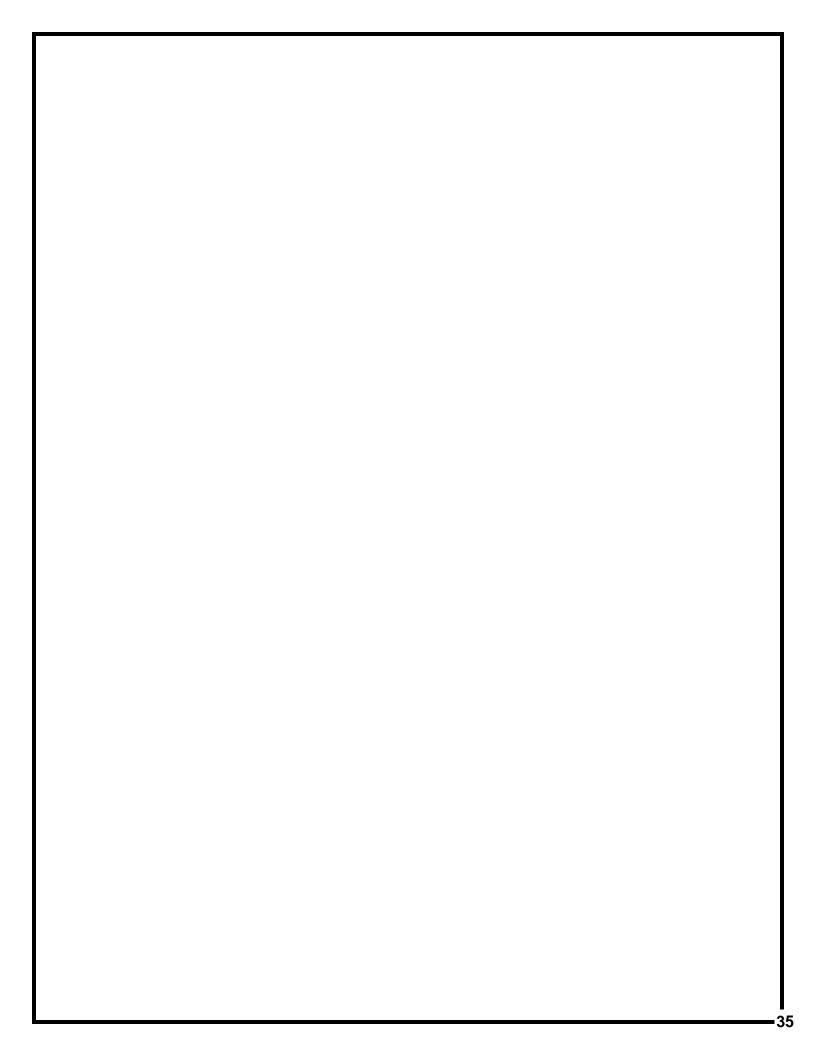
- Educated consumer about the new Affordable Healthcare Act (Marketplace) Medicare Plans and new the expanded Ohio Medicaid Health Insurance.
- State of Ohio Certified Application Counselor
- Prepared reports for Chief Financial Officer and State of Ohio Auditors for grant purpose usage.
- Developed policy and procedure manual for Certified Application Counselors.
- Developed guidelines for outreach and enrollment procedures.
- Overseen three team member outreach enrollment team and implement recruitment strategic plan and enrolled 2,700 qualified Medicaid recipients through the Marketplace in 2013-2015 calendar year.
- Maintained expertise and conduct public presentations about the Marketplace.
- Specialized in developing care plans families for end of life and Power of Attorney.
- Conduced face to face initial psychosocial assessment to determine eligibility status for insurance and enroll clients into a health plan of their choice.
- Provided wrap around services to all areas of care management by linking consumers to social services agencies, clinical support, housing, financial opportunity, and transportation services.

Education

B.A. in Sociology Saint Leo University 2006

Membership and Committees

- City of Cincinnati Human Service Advisor Committee (HSAC)
- African American Leadership Development Program
- CEO of Helping Young Mothers Mentor Inc.
- National Council of Negro Women
- America Sociology Society Board
- Women of Purpose Ministry
- Sigma Gamma Rho Sorority Inc.





Aug 2023

REAPPOINTMENT

I hereby reappoint LaShaunda Ewing to the Human Services Advisory Committee for a term of three years. This appointment is submitted to City Council for its advice & consent pursuant to its Rules.

Nayor Aftab Pureval

LaShaunda Ewing

Cincinnati, Ohio, United States





Summary

I love an Ah Ha moment....The moment when areas of unfamiliarity become familiar. Self-Discovery - The ability to train someone to grasp a new idea or concept or even new products give me such a thrill. I have had the opportunity in every phase of my professional career to teach in some capacity such as a Corporate Trainer and Course Developer, Adjunct Instructor, Secondary educator, Software Deployment Manager and conference speaker. We train, we teach so that students, co-workers, and consumers can make their way forward in understanding and confidence.

My work allows me to be able to combine my experience in training with my love of computer programing and report development by establishing and maintain working relationships with my customers to ensure effective workflow and continuous improvement through requirements gathering, design, development, documentation, and delivery.

Specialties: Training, Report Development, Public speaking, Project Management and Customer Relations. In my spare time, I love to volunteer in the community with our youth with education, fun activities, and encouragement. I believe with GOD all things are possible and Delayed does not mean denied!

Experience



Sr. Business Solutions Analyst

ADM

Nov 2016 - Present (6 years 10 months)

Responsible for understanding business objectives to evaluate requirements, conduct functional design and gap analysis across data warehouse, reports, dashboards, and metrics. Works with BI Developers to analyze requirements and assess feasibility. Develop and conduct training for end users on developed reports and assist in providing change management to the organization. Mentoring juniorlevel Business Solutions Analysts and supervise activities of consultants.

Sr. Software Engineer, IT

Vantiv

Aug 2014 - Oct 2016 (2 years 3 months)

Responsible for defining and implementing business intelligence solutions for lines of business that align with Vantiv business objectives. Responsibilities include designing, developing, testing, documenting queries and reports along with creation and delivery of internal custom trainings in support of reporting tools. Establish and maintain working relationships with peers and internal customers to ensure effective workflow and continuous improvement. Produce, revise, review and maintain all necessary training materials, including but not limited to: Instructor Guides, Training Manuals, Reference Guides, and Functional Handouts. When required, prepare training plans for future Customer Services initiatives. Conduct training sessions. which can be one on one, hands on, or lecture style training sessions.

Math Instructor/Team Leader

Jul 2011 - Jul 2014 (3 years 1 month)

Actively instructed students to develop critical-thinking abilities by gaining an understanding of mathematic concepts in Algebra and Geometry, created lesson plans, assigned and corrected homework, managed students in the classroom, communicated with parents and helped students prepare for standardized testing and graduation exams.

As Team Leader I enabled my peers to improve and ultimately increase their students' learning through collaboration and supportive examinations.



Math Instructor

Jul 2010 - Jun 2011 (1 year)

Actively instructed students to develop critical-thinking abilities by gaining an understanding of mathematic concepts in Algebra and Geometry, created lesson plans, assigned and corrected homework, managed students in the classroom, communicated with parents and helped students prepare for standardized testing and graduation exams.

Career Center Director, Cincinnati Campus

American National University

May 2009 - Jun 2010 (1 year 2 months)

The Career Center at National College has as its goals to prepare the graduate to find and keep meaningful, satisfying employment. Graduates are given the resources to become competent in resume writing, cover letter creation, interview preparation, uncovering job leads, and dressing for success. Through these competencies, National's Career Center strives to assist the graduate to become selfsufficient in the employment readiness market

COMMITTE Principal Consultant

Cognos

Jul 2000 - Apr 2009 (8 years 10 months)

Showed both confidence and competence with Cognos' Impromptu, PowerPlay, Visualizer, ReportNet, Report Studio, Query Studio and CMM software. Implemented successful Digital Cockpits at several clients. Work on Visualizer has been featured in "Best Practice" documents, as well as templates for other developers for future digital cockpits. DFAS digital cockpit competed against several other cockpits from areas of businesses and received recognition as the best in practice.

Completed several successful initiatives with ReportNet life cycle (Framework Manager Model deployment, Report and Query Studio reporting). As a senior BI technology consultant and mentor, had been extremely successful at implementing reporting solutions against complex data environments. Highly effective at identifying and integrating related technologies into the Cognos environment (e.g., report and object distribution via the web, i.e.). Her project management skills and related industry experience has lead her to provide successful implementations at various customers regardless of role she performs.

Application Devlopment

NCR Corporation

Feb 1995 - Jul 2000 (5 years 6 months)

I had several titles while at NCR. Application Development Consultant, Software Deployment Consultant and Software Deployment Manager, Teradata Consultant.

I worked on the proof of concept for ETI Extract projects by installation, configuration and updates.

I led a team of 8 associates responsible for providing application deployment and support of the time, expenses, services and material tracking application (TimeKeeper). I responsible for providing application deployment activities to support the objectives of corporate and country Professional services business units. Deployed Timekeeper application support in all countries of the Americas region (Caribbean/Latin America, US and Canada). Also Tier II support for Europe, Pacific and Japan. Facilitated and presented international training sessions.

Additional Work Experience

- Provided data/report requirements analysis to determine best reporting practices and appropriate tool selection and architecture recommendations
- Definition and creation of Framework Manager models used to facilitate ReportNet development Definition and creation of PowerPlay models used to facilitate OLAP data analysis
- Definition and creation of Visualizer models used to facilitate OLAP/Data Mining/Dashboard analysis
- Design and implementation of Impromptu catalogs in complex reporting environments
- · Global Deployment of software
- International Travel
- Developed and delivered standard and customized training offerings

Education



Mount St. Joseph University

MA. Education

2009 - 2010

18 month intensive Masters Program in AYA. Pursuing 2 licensures in Computer Science and Mathematics. Graduated December, 2010

The George Washington University

Master Certificate, Project Management

1996 - 2000

ESI International via George Washington University



Wilberforce University

BS, Computer Science, Minor Math

1990 - 1994

Internships/Co-Ops with the Army Corps of Engineers Pittsburgh, Cincinnati Gas and & Electric Company, and PNC Bank. Received Cincinnati Foundation Scholarship, 1990 - 1993; 1st Baptist Church of Kennedy Heights Scholarship, 1990; Walnut Hills High School Book Scholarship for Improvement, 1990



Walnut Hills High School

Diploma, Mathematics and chorale

Skills

Public Speaking • Business Intelligence • Higher Education • Leadership Development • Requirements Analysis • Data Analysis • Teaching • Cognos • Project Management • Leadership



Aug 2023

APPOINTMENT

I hereby appoint Vice Mayor Jan-Michele Lemon Kearney to serve as the city's representative of the Cincinnati Youth Collaborative (CYC) board for a term concurrent with her time on City Council. This appointment is submitted to City Council for its advice & consent pursuant to its Rules.

Mayor Aftab Pureval



Sept 2023

REAPPOINTMENT

I hereby reappoint Sandra Mosley to the Woodward Trust for a term expiring on March 31, 2026. This appointment is submitted to City Council for its advice & consent pursuant to its Rules.



Trust

The Board of Trustees of The Woodward High School of the City of Cincinna

A trust established in 1827 for the educational benefit of financially-needy students residing within the City of Cincinnati

P.O. Box 42 8541 Cincinnati, OH 45242

e-mail: WoodwardTrust@hotmail.com Website: www.WoodwardTrust.org

Roger K. Smith Executive Director Phone (513) 293-4621

Melissa Autry, Clerk of Council 801 Plum Street City Hall – Room 308 Cincinnati, OH 45202 Aftab Pureval, Mayor 801 Plum Street City Hall – Room 150 Cincinnati, OH 45202

Dear Ms. Autry & Mr. Cranley,

In furtherance of the successful efforts of the Woodward Trust, we request that City Council appoint a trustee. As with all of our trustees, she will serve without compensation or remuneration.

On September 2, 2020, the Cincinnati City Council reappointed Sandra D. Mosley as a Woodward Trustee, her term to expire March 31, 2023. Ms. Mosley has served her term, admirably fulfilling all responsibilities. She has offered and requested renewal of her appointment as a Woodward Trustee.

This appointment was made under Section 5 of the <u>1831 Woodward Act</u>, the document underlying the Woodward Trust. A copy of the text of this Act is attached - the 2nd paragraph of Section 5 notes appointment by the Cincinnati City Council.

The Trustees have sought qualified and interested candidates. In considering candidates, as well as the composite skills, experience and connections of the remaining four trustees, we believe Ms. Mosley will continue to provide effective and appropriate skills and experience to the Woodward Trust. The Board has unanimously ratified her nomination for reappointment by the Cincinnati City Council.

Sandra D. Mosley - Trustee since 2005, seeking term ending 3/31/26 - During her tenure, Ms. Mosley has served in a consistent, dedicated and meaningful manner. She is one of four women on our 5-person board, and one of two African-American trustees. After due consideration, she has agreed to accept reappointment, if offered, and continues to serve until replaced.

Ms. Mosley is graduate and a 38-year employee with Cincinnati Public Schools. Prior to her retirement in 2012, she was CPS Lead Counselor Specialist, responsible for supervision & training of all CPS counselors. She has also served as a Counselor Trainer for The College Board and was a College Supervisor for Mt. St. Joseph University. With this knowledge and experience, she has been a key and invaluable resource on our Board.

If you are aware of other individuals expressing an interest in consideration for this position, or if you have any questions about our recommended reappointment, please let me know. We hope that you will confirm our recommendation and provide us with the City Council's official appointment of Ms. Mosley as Woodward Trustee with a term to expire on March 31, 2026.

If you have any questions, or would like more information, please contact me at (513) 293-4621.

Sincerely,



Date: September 7, 2023

To:

Councilmember Scotty Johnson

From:

Emily Smart Woerner, City Solicitor

Subject:

Resolution - Recognizing Lauren Barnes for Extraordinary Athleticism

Transmitted herewith is a resolution captioned as follows:

RECOGNIZING Lauren Barnes for extraordinary athleticism in the sport of track and field and **EXPRESSING** the appreciation of the Mayor and Council for Ms. Barnes' selfless contributions to her community.

ESW/CNS(dmm) Attachment 388807



RESOLUTION NO. _____ - 2023

RECOGNIZING Lauren Barnes for extraordinary athleticism in the sport of track and field and **EXPRESSING** the appreciation of the Mayor and Council for Ms. Barnes' selfless contributions to her community.

WHEREAS, Lauren Barnes is a shining Cincinnatian with a promising future in all her pursuits; and

WHEREAS, Ms. Barnes is a graduate of Sycamore High School and is the 2022 Ohio High School Athletic Association ("OSHAA") Division I High Jump Champion, where she won both the indoor and outdoor 2022 OSHAA state championship, reaching 5'8" outdoors and 5'7" indoors, after previously achieving a personal best of 5'8.5" at the 2022 OSHAA Region Four regional championship; and

WHEREAS, Ms. Barnes further achieved a sixth-place finish in Long Jump and a seventh-place finish in the Girls' 4x100 Relay at the 2022 OSHAA state championship meet; and

WHEREAS, Ms. Barnes broke Sycamore High School records with these accomplishments, records which previously stood for 34 years; and

WHEREAS, Ms. Barnes is now an Environmental Studies major at the University of Cincinnati, where she continues decorating her athletic career as a National Collegiate Athletic Association ("NCAA") athlete; and

WHEREAS, Ms. Barnes' accomplishments as an NCAA athlete include: 2022 NCAA Division 1 scholarship student-athlete; 2023 NCAA Preliminary Qualifier; 2023 USATF Under-20 National Qualifier and Medalist; and 2023 Under-20 Pan American Games bronze medalist; and

WHEREAS, Ms. Barnes always displays her heart for leadership when involved in scholastic and faith-based functions, and the City of Montgomery celebrated Ms. Barnes' accomplishments on and off the track field by proclaiming June 24, 2022 as Lauren Barnes Day in her community; now, therefore,

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

Section 1. That the Mayor and this Council recognize the athletic talents, fortitude, and continued accomplishments of Lauren Barnes.

Section 2. That this resolution be spread upon the minutes of Council and that a copy be provided to Lauren Barnes through the office of Councilmember Scotty Johnson.

Passed:		, 2023	
			Aftab Pureval, Mayor
Attest:	Clerk		

Submitted by Councilmember Scotty Johnson



Date: September 7, 2023

To:

Councilmember Scotty Johnson

From:

Emily Smart Woerner, City Solicitor

Subject:

Resolution - Recognizing Reverend Mark Pruden for 41 Years as CPD

Clergy

Transmitted herewith is a resolution captioned as follows:

RECOGNIZING Reverend Mark Pruden for 41 years as Chaplain for the Cincinnati Police Department and **EXPRESSING** the appreciation of the Mayor and the Council of the City of Cincinnati for his exemplary service as Police Clergy for the City of Cincinnati.

ESW/LES(dmm) Attachment 387835



RESOLUTION NO. -2023

RECOGNIZING Reverend Mark Pruden for 41 years as Chaplain for the Cincinnati Police Department and **EXPRESSING** the appreciation of the Mayor and the Council of the City of Cincinnati for his exemplary service as Police Clergy for the City of Cincinnati.

WHEREAS, Reverend Mark Pruden has been a decorated leader and public servant of the City of Cincinnati for well over four decades, providing professional and spiritual guidance to the community as a resident counselor for the University of Cincinnati and an Adjunct Professor at Cincinnati Christian University; and

WHEREAS, Reverend Pruden is a leading voice in clinical counseling, having served his community as a Minister of Counseling at the Fellowship Christian Church, as Counseling Coordinator for the Crossroad Health Center, and as owner of Mark Pruden & Associates, where he provided leadership in individual, marriage and family counseling, and the clinical integration of counseling and faith for over 35 years; and

WHEREAS, Reverend Pruden utilized his specialization in the treatment of Bipolar Spectrum and Borderline Personality Disorders and Premarital Counseling while serving the Cincinnati Police Department ("CDP") as Chaplain, beginning with his first ride-along with CPD District 5 in June 1982; and

WHEREAS, Reverend Pruden has spent 29 years working with and advising the CPD SWAT Team and is celebrated for his willingness to respond to and assist CPD officers whenever asked; and

WHEREAS, Reverend Pruden is forever remembered for the homily he delivered from the sanctuary of Saint Peter in Chains Cathedral on December 11, 1997, following the tragic deaths of Police Officers Daniel Pope and Ronald Jeter; now, therefore,

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

Section 1. That the Mayor and this Council recognize Reverend Mark Pruden for over four decades of exemplary service as Chaplain and Police Clergy for the City of Cincinnati.

Section 2. That this resolu	tion be spread upon the mir	nutes of Council and that a copy be
provided to Reverend Pruden and l	nis family through the office	of Councilmember Scotty Johnson.
Passed:	_, 2023	
		Aftab Pureval, Mayor
Attest: Clerk	_	
Submitted by Councilmember Sco	tty Johnson	



RESOLUTION NO. _____-2023

RECOGNIZING Reverend Mark Pruden for 41 years as Chaplain for the Cincinnati Police Department and **EXPRESSING** the appreciation of the Mayor and the Council of the City of Cincinnati for his exemplary service as Police Clergy for the City of Cincinnati.

WHEREAS, Reverend Mark Pruden has been a decorated leader and public servant of the City of Cincinnati for well over four decades, providing professional and spiritual guidance to the community as a resident counselor for the University of Cincinnati and an Adjunct Professor at Cincinnati Christian University; and

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WHEREAS, Reverend Pruden utilized his specialization in the treatment of Bipolar Spectrum and Borderline Personality Disorders and Premarital Counseling while serving the Cincinnati Police Department ("CDP") as Chaplain, beginning with his first ride-along with CPD District 5 in June 1982; and

WHEREAS, Reverend Pruden has spent 29 years working with and advising the CPD SWAT Team and is celebrated for his willingness to respond to and assist CPD officers whenever asked; and

WHEREAS, Reverend Pruden is forever remembered for the homily he delivered from the sanctuary of Saint Peter in Chains Cathedral on December 11, 1997, following the tragic deaths of Police Officers Daniel Pope and Ronald Jeter; now, therefore,

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

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Section 2. That this resolu	ntion be spread upon the i	minutes of Council and that a copy be
provided to Reverend Pruden and l	nis family through the offi	ice of Councilmember Scotty Johnson.
Passed:	_, 2023	
		Aftab Pureval, Mayor
Attest:		
Clerk	_	
Submitted by Councilmember Sco	tty Johnson	

City of Cincinnati



801 Plum Street, Suite 356 Cincinnati, Ohio 45202

Phone (513) 352-5205
Email Jan-Michele.Kearney@
cincinnati-oh.gov
Web www.cincinnati-oh.gov

200301902

Jan-Michele Lemon Kearney

Vice Mayor

August 9, 2023

MOTION

WE MOVE that the Department of Planning and Community Engagement waive the \$1,500 fee for First Baptist Church of Walnut Hills' application for historical landmark designation.
Vice Mayor Jan-Michele Lemon Kearney

STATEMENT

First Baptist Church of Walnut Hills is one of Walnut Hills' assets. In order to honor and preserve their rich and important history, the church is seeking historic landmark designation. The Cincinnati Preservation Association has worked with the church to prepare the historic landmark designation application, but the church cannot afford the \$1,500 application fee for this zoning change.

City of Cincinnati



801 Plum Street, Suite 356 Cincinnati, Ohio 45202

Phone (513) 352-5205
Email Jan-Michele.Kearney@
cincinnati-oh.gov
Web www.cincinnati-oh.gov

202301910

Jan-Michele Lemon Kearney Vice Mayor

August 14, 2023

MOTION

WE MOVE that the Administration provide a report within 60 days on our Cincinnati Fire Department's preparedness to treat electric vehicle fires. The report should include whether we can transport sufficient amounts of water and what alternative treatments we have, as well as what we need to acquire.
Vice Mayor Jan-Michele Lemon Kearney

STATEMENT

With the increase in electric vehicles, the public is being made aware of increasing numbers of electric vehicle fires. Some municipalities report that their pumpers do not carry sufficient amounts of water to treat the electrical vehicle fires, while others report that they have alternative methods of treatment. Is our Cincinnati Fire Department prepared, and if not, what tools do we need?



202301945

Date: September 7, 2023

To:

Vice Mayor Jan-Michele Lemon Kearney

From:

Emily Smart Woerner, City Solicitor

Subject:

Emergency Ordinance - Renaming Goethe Street to City Gospel Mission

Courage Way

Transmitted herewith is an emergency ordinance captioned as follows:

DECLARING that Goethe Street at Sycamore Street in the Mt. Auburn neighborhood shall hereby receive the honorary, secondary name of "City Gospel Mission Courage Way" in honor of City Gospel Mission and in recognition of its 99 years as a staple of the Cincinnati community, working to stop the cycle of poverty and despair one life at a time.

ESW/JRS (dmm) Attachment 387460

EMERGENCY

City of Cincinnati

JRS

- 2023

FISW

An Ordinance No.

DECLARING that Goethe Street at Sycamore Street in the Mt. Auburn neighborhood shall hereby receive the honorary, secondary name of "City Gospel Mission Courage Way" in honor of City Gospel Mission and in recognition of its 99 years as a staple of the Cincinnati community, working to stop the cycle of poverty and despair one life at a time.

WHEREAS, City Gospel Mission was founded in 1924 by James N. Gamble of Procter & Gamble to help people who are homeless and hurting to break the cycle of poverty and despair by providing food and safe shelter, long-term addiction recovery programs, job readiness and placement programs, and tutoring and mentoring programs for youths; and

WHEREAS, City Gospel Mission has been on Goethe Street for 43 years, creating a safe place for youth to grow and develop into healthy adults and a transitional housing facility for women struggling with substance abuse, incarceration, homelessness, prostitution, domestic and mental health issues called Having the Courage to Change, which has seen thousands of women establish stability in a place called home; and

WHEREAS, at the end of 2020, City Gospel Mission planned an expansion project for the original building site on Goethe Street to impact more lives for lasting transformation, by building a long-term women's recovery home in Over-the-Rhine in connection with the Having the Courage to Change program; and

WHEREAS, from January 2021 to March 2021, an effort led by Lucretia Bowman reached a historic agreement with the community surrounding the new expansion project on how the new building would be designed; and

WHEREAS, even when faced with a drug-use epidemic and a global pandemic, City Gospel Mission still was able to maintain a 78 percent success rate for graduates of Having the Courage to Change, and though City Gospel Missions' recovery transformational services has served thousands of men and women to change their lives to overcome life-controlling issues; and

WHEREAS, City Gospel Mission has made a lasting impact to the Cincinnati community and to health and wellness of the City of Cincinnati's citizens, and its contributions and service to break the cycle of poverty and despair will long be remembered; now, therefore,

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

Section 1. That Goethe Street at Sycamore Street in the Mt. Auburn neighborhood shall hereby receive the honorary, secondary name of "City Gospel Mission Courage Way" in honor of

City Gospel Mission and its Having the Courage to Change program and in recognition of its contributions and dedication to the City of Cincinnati through public service.

Section 2. That the appropriate City officials are hereby authorized to do all things necessary and proper to implement the provisions of Section 1 herein, including the generation and installation of appropriate secondary street signage, which shall designate Goethe Street at Sycamore Street as "City Gospel Mission Courage Way" in accordance with the Department of Transportation and Engineering's procedures relating to street designation and related signage.

Section 3. That a copy of this ordinance be sent to City Gospel Mission via the office of Vice Mayor Jan-Michele Lemon Kearney.

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 allow the Department of Transportation and Engineering to move forward with the administrative requirements related to the honorary naming of streets to provide for the ceremony and dedication of the honorary street name at the earliest possible time.

Passed:		, 2023	
			Aftab Pureval, Mayor
Attest:	Clark	·	

City of Cincinnati



801 Plum Street, Suite 348 Cincinnati, Ohio 45202

Phone: (513) 352-3466

Email: meeka.owens@cincinnati-oh.gov Web: www.cincinnati-oh.gov

201301889

Meeka D. Owens

Cincinnati City Council

August 1, 2023

MOTION

WE HEREBY MOVE for the City Administration to provide an updated Street Rehabilitation Program Report, which was last conducted in 2012. The report should, at a minimum:

- Outline how many city dollars have been allocated and grant funds have been secured in each of the last five years
- List the streets that have been entirely rehabilitated in each of the last five years, organized by neighborhood, and include the funding and its source (grant, City budget, etc.)
- List the Pavement Condition Index (PCI) average for each neighborhood in each of the last five years, as well as the 5-year average for each neighborhood
- Assess the success or failure of the city's 100-lane mile per year goal and determine
 whether or not the goal is sustainable given current capacity, allocated funding, and
 construction. If determined not to be sustainable, the report should additionally
 recommend strategies the city can not only continue maintenance but improve its street
 PCI, including but not limited to reducing the number of lanes miles used for road
 through conversions to parking spaces, bike lanes, or greenspaces
- Identify a strategy for ensuring that, moving forward, the cycle of repairs and rehabilitation will be aligned with the Justice40 policy adopted by City Council on December 12, 2022 (item #2022-02260) and that underserved communities and census tracts are seeing forty percent (40%) of the projects in each cycle

Where possible, neighborhoods should be grouped by their current year in the 3-year cycle for rehabilitation assignments.

WE FURTHER MOVE that this report should be updated yearly to better assist Council and residents in being aware of road quality.

Councilmember Meeka D. Owens

STATEMENT

While the City's annual infrastructure reports provide a street-by-street condition review each year, we are not currently maintaining a singular report which shows the macro trends of city

street rehab. Monitoring these trends would help the city know when and where to spend our dollars, especially with this railroad sale bringing in up to \$30 million in infrastructure funds (sufficient to fully pave less than 60 new lane miles given current costs).

On a micro level, the city is aware of the state of each road in the city every year and when they will be rehabilitated. However, there has not been a report which shows the macro trends of road repair and rehabilitation since 2012. This is necessary because the city does not know how much and what has been spent in recent years, and with new sources of revenue like the sale of the Cincinnati Southern Railway the city wants to do its due diligence on where that money is going to be best used. Along with this, the city's road rehab goals may be out of date. For example, the 100 lane mile per year repave target set in 2000 could be re-evaluated to see if, after 23 years, that goal needs a change to match current resource availability and inflation rates for construction costs.



Date: September 7, 2023

To:

Councilmember Meeka Owens

From:

Emily Smart Woerner, City Solicitor

Subject:

Ordinance - Unlawful Eviction

Transmitted herewith is an ordinance captioned as follows:

MODIFYING the provisions of Chapter 871, "Landlord-Tenant Relationships," of the Cincinnati Municipal Code by **ORDAINING** new Section 871-10, "Unlawful Eviction Prohibited" to affirm the rights and protections afforded to residential tenants, including their rights to be free from unlawful practices and to secure damages from landlords engaged in unlawful eviction practices.

EESW/EEF(dmm) Attachment 387045

City of Cincinnati

EEF

- 2023

TESW

An Ordinance No.

MODIFYING the provisions of Chapter 871, "Landlord-Tenant Relationships," of the Cincinnati Municipal Code by ORDAINING new Section 871-10, "Unlawful Eviction Prohibited" to affirm the rights and protections afforded to residential tenants, including their rights to be free from unlawful practices and to secure damages from landlords engaged in unlawful eviction practices.

WHEREAS, owners of occupied residential rental units are entitled to initiate eviction proceedings consistent with the limitations set forth in the Ohio Revised Code when a tenant violates the terms of the rental agreement; and

WHEREAS, tenants living in residential rental units are afforded specific procedural rights and due process in any action filed pursuant to Ohio Revised Code Chapter 1923, "Forcible Entry and Detainer"; and

WHEREAS, it is unlawful under Ohio law for a landlord to initiate an unlawful, or constructive or "self-help," eviction by, for example, setting out a tenant's belongings, seizing a tenant's property, changing locks at the rental property, or shutting off utility services to the rental property; and

WHEREAS, consistent with the state law prohibition against unlawful, constructive, and "self-help" eviction, specifying damages that tenants may collect will both assure tenants of their recovery rights and deter bad-faith landlords from engaging in this unlawful conduct; and

WHEREAS, the Mayor and Council intend to adopt a Tenants Bill of Rights to affirm and protect the rights of residential tenants in the city of Cincinnati; now, therefore,

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

Section 1. That new Section 871-10, "Unlawful Eviction Prohibited," of Chapter 871,

"Landlord-Tenant Relationships," of the Cincinnati Municipal Code is hereby ordained as follows:

Sec. 871-10. -Unlawful Eviction Prohibited.

(a) Unlawful Eviction. No landlord shall initiate any act, including a constructive eviction, termination of utilities or services, exclusion from the premises, seizing a tenant's property, or threat of any unlawful act, against a tenant, or a tenant whose right to possession has terminated, for the purpose of recovering possession of residential premises, other than as provided in Chapters 1923, 5303, and 5321 of the Ohio Revised Code.

- (b) If a landlord engages in an unlawful eviction in violation of section (a), unlawfully seizes the property of a tenant, or makes repeated threats of initiating an unlawful eviction for the purpose of recovering possession of residential premises, the tenant is entitled to any or all of the following forms of relief:
 - (1) At the tenant's option, either recovery of actual damages resulting from the landlord's act, seizure, or demands, or recovery of damages of an amount not less than \$1,000;
 - (2) Injunctive relief to prevent the recurrence of the conduct;
 - (3) Judgment for reasonable attorney's fees; and
 - (4) Termination of the rental agreement.

Section 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Aftab Pureval, Mayor

City of Cincinnati



801 Plum Street, Suite 346B Cincinnati, Ohio 45202

Phone (513) 352-3640

Email jeff.cramerding@cincinnati-oh.gov Web www.cincinnati-oh.gov

20230 1979

Jeff Cramerding
Councilmember

MOTION

WE MOVE that the administration prepare a report and compile data within 90 days regarding the property maintenance code enforcement program. The report should first outline the process that a complaint goes through to result in an order against a property owner, and provide summary data on the caseload, including but not limited to the percentage of complaints that result in orders. WE FURTHER MOVE that the report outline the feasibility of compiling a report focused on chronic problematic properties and owners, with potential Top 10 compilations including:

- Properties with the Most Number of Orders,
- Property Owner with the Most Number of Orders,
- Property Owner with the Most Number of Properties with Orders, and
- Property Owner being the Most Untimely in Resolving Orders.

BACKGROUND

In an ongoing effort to combat the harm done to neighborhoods as a result of poorly maintained properties, it was felt a better understanding of the process and the extent of work involved was needed. This would provide insights to our citizens as they both work with the city collectively to resolve problems. Additionally, it would illustrate the balance the code enforcement process must make achieving compliance while working with property owners with demonstrated challenges resolving violations. Further, it would be deemed beneficial to understand the extent of the property maintenance caseload on the city, the numbers of complaints that result in orders, and to investigate the degree of orders that are focused upon a few property owners that have significant orders at multiple locations.

LEFF CEAMERDING

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To: Mayor and Members of City Council 202301877

From: Sheryl M. M. Long, City Manager

Subject: SPECIAL EVENT PERMIT APPLICATION: Holy Name Procession

In accordance with Cincinnati Municipal Code, Chapter 765; St. Antoninus Holy Name Society has submitted a Special Event Permit Application Form to the Chief of Police. The Special Event Permit Application has been reviewed by the following department(s): (Cincinnati Police Department, Fire Department, Health Department, Parks Department, Department of Building and Inspections, Department of Community and Economic Development, Department of Finanace, Department of Public Services, and Department of Transportation and Engineering). There are no objections to issuing the Special Events Permit.

The particulars of the requested event are as indicated:

EVENT NAME/TITLE: Holy Name Procession

EVENT SPONSOR/PRODUCER: St. Antoninus Holy Name Society

CONTACT PERSON: Roger Glandorf LOCATION: 1115 Olivia Ln

DATE(S) AND TIME(S): 10/21/2023 9:00am—10/21/2023 11:00am

EVENT DESCRIPTION: Procession from Cathedral to Old St. Mary Church roughly 2 mile

walk

ANTICIPATED ATTENDANCE: 250

ALCOHOL SALES: \square YES. \square NO.

TEMPORARY LIQUOR PERMIT HOLDER IS:



202301878

To: Mayor and Members of City Council From: Sheryl M. M. Long, City Manager

Subject: SPECIAL EVENT PERMIT APPLICATION: Pink Ribbon - Brady Music Center 2023

In accordance with Cincinnati Municipal Code, Chapter 765; MEMI has submitted a Special Event Permit Application Form to the Chief of Police. The Special Event Permit Application has been reviewed by the following department(s): (Cincinnati Police Department, Fire Department, Health Department, Parks Department, Department of Building and Inspections, Department of Community and Economic Development, Department of Finanace, Department of Public Services, and Department of Transportation and Engineering). There are no objections to issuing the Special Events Permit.

The particulars of the requested event are as indicated:

EVENT NAME/TITLE: Pink Ribbon - Brady Music Center 2023

EVENT SPONSOR/PRODUCER: MEMI

CONTACT PERSON: David Armstrong

LOCATION: 25 Race St.

DATE(S) AND TIME(S): 10/10/2023 6:00pm—10/10/2023 11:00pm

EVENT DESCRIPTION: Outdoor Concert on the Event Lawn.

ANTICIPATED ATTENDANCE: 3000

ALCOHOL SALES: \square YES. \square NO.

TEMPORARY LIQUOR PERMIT HOLDER IS: MEMI



202301879

To: Mayor and Members of City Council From: Sheryl M. M. Long, City Manager

Subject: SPECIAL EVENT PERMIT APPLICATION: Homecoming 2023

In accordance with Cincinnati Municipal Code, Chapter 765; MEMI has submitted a Special Event Permit Application Form to the Chief of Police. The Special Event Permit Application has been reviewed by the following department(s): (Cincinnati Police Department, Fire Department, Health Department, Parks Department, Department of Building and Inspections, Department of Community and Economic Development, Department of Finanace, Department of Public Services, and Department of Transportation and Engineering). There are no objections to issuing the Special Events Permit.

The particulars of the requested event are as indicated:

EVENT NAME/TITLE: Homecoming 2023

EVENT SPONSOR/PRODUCER: MEMI

CONTACT PERSON: David Armstrong

LOCATION: 25 Race St.

DATE(S) AND TIME(S): 09/15/2023 12:30pm—09/15/2023 11:00pm

09/16/2023 11:30am—09/16/2023 11:00pm

EVENT DESCRIPTION: Outdoor Concert on the Event Lawn.

ANTICIPATED ATTENDANCE: 3000

ALCOHOL SALES: \square YES. \square NO.

TEMPORARY LIQUOR PERMIT HOLDER IS: MEMI



202301890

To: Mayor and Members of City Council

From: Sheryl M. M. Long, City Manager

Subject: SPECIAL EVENT PERMIT APPLICATION: Open West Vandalia

In accordance with Cincinnati Municipal Code, Chapter 765; MEMI has submitted a Special Event Permit Application Form to the Chief of Police. The Special Event Permit Application has been reviewed by the following department(s): (Cincinnati Police Department, Fire Department, Health Department, Parks Department, Department of Building and Inspections, Department of Community and Economic Development, Department of Finanace, Department of Public Services, and Department of Transportation and Engineering). There are no objections to issuing the Special Events Permit.

The particulars of the requested event are as indicated:

EVENT NAME/TITLE: Open West Vandalia

EVENT SPONSOR/PRODUCER: Northside Community Council

CONTACT PERSON: Briana Moss

LOCATION: PO Box 19398 Cincinnati OH 45219

DATE(S) AND TIME(S): 08/26/2023 12:00am—08/27/2023 11:30pm

09/02/2023 12:00am—09/03/2023 11:30pm 09/09/2023 12:00am—09/10/2023 11:30pm 09/16/2023 12:00am—09/17/2023 11:30pm 09/23/2023 12:00am—09/24/2023 11:30pm

09/30/2023 12:00am—10/01/2023 11:30pm

EVENT DESCRIPTION: Closing vehicular traffic to activate community use.

ANTICIPATED ATTENDANCE: 25

ALCOHOL SALES: \square YES. \square NO.

TEMPORARY LIQUOR PERMIT HOLDER IS:



Date: September 7, 2023

To: Mayor and Members of City Council

202301891

From: Sheryl M. M. Long, City Manager

Subject: Liquor License - NEW

FINAL RECOMMENDATION REPORT

OBJECTIONS: None

This is a report on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for the following:

APPLICATION: 6675133 PERMIT TYPE: NEW CLASS: D5J

NAME: PATA ROJA TAQUERIA LLC

DBA: NONE LISTED

52 E COURT ST

CINCINNATI OH 45202

As of today's date, the Department of Buildings & Inspections has declined comment with their investigation.

On July 10, 2023, Downtown Residents Council was notified of this application and do not object.

Police Department Approval

David M. Laing, Assistant City Prosecutor

Law Department - Recommendation

☐ Objection ☐ No Objection

MUST BE RECEIVED BY OHIO DIVISION OF LIQUOR CONTROL BY: September 5, 2023



Date: September 7, 2023

To: Mayor and Members of City Council 202301892

From: Sheryl M. M. Long, City Manager

Subject: Liquor License - NEW

FINAL RECOMMENDATION REPORT

OBJECTIONS: None

This is a report on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for the following:

APPLICATION: 4183500 PERMIT TYPE: NEW CLASS: D3

NAME: J MONROES LLC DBA: HATHAWAYS DINER

25 W FIFTH ST

CINCINNATI OH 45202

As of today's date, the Department of Buildings & Inspections has declined comment with their investigation.

On July 10, 2023, Downtown Residents Council was notified of this application and do not object.

Police Department Approval

David M. Laing, Assistant City Prosecutor

Law Department - Recommendation

☐ Objection ☐ No Objection

MUST BE RECEIVED BY OHIO DIVISION OF LIQUOR CONTROL BY: September 1, 2023



202301897

To: Mayor and Members of City Council

From:

Sheryl M. M. Long, City Manager

Subject: SPECIAL EVENT PERMIT APPLICATION: KPM Employee Appreciation and Celebration

In accordance with Cincinnati Municipal Code, Chapter 765; Andre Stalling has submitted a Special Event Permit Application Form to the Chief of Police. The Special Event Permit Application has been reviewed by the following department(s): (Cincinnati Police Department, Fire Department, Health Department, Parks Department, Department of Building and Inspections, Department of Community and Economic Development, Department of Finanace, Department of Public Services, and Department of Transportation and Engineering). There are no objections to issuing the Special Events Permit.

The particulars of the requested event are as indicated:

EVENT NAME/TITLE: KPM Employee Appreciation and Celebration

EVENT SPONSOR/PRODUCER: 84.51

CONTACT PERSON: Andre Stalling

LOCATION: 100 W 5th Street Cincinnati, OH 45202
DATE(S) AND TIME(S): 10/04/2023 3:00pm—10/04/2023 6:00pm

EVENT DESCRIPTION: Private event for 84.51 employees only; requires company badge.

ANTICIPATED ATTENDANCE: 350

ALCOHOL SALES: \square YES. \square NO.

TEMPORARY LIQUOR PERMIT HOLDER IS: 3CDC



To: Mayor and Members of City Council 202301898

From: Sheryl M. M. Long, City Manager

Subject: SPECIAL EVENT PERMIT APPLICATION: Buddy Walk 2023

In accordance with Cincinnati Municipal Code, Chapter 765; Kerin Caudill has submitted a Special Event Permit Application Form to the Chief of Police. The Special Event Permit Application has been reviewed by the following department(s): (Cincinnati Police Department, Fire Department, Health Department, Parks Department, Department of Building and Inspections, Department of Community and Economic Development, Department of Finanace, Department of Public Services, and Department of Transportation and Engineering). There are no objections to issuing the Special Events Permit.

The particulars of the requested event are as indicated:

EVENT NAME/TITLE: Buddy Walk 2023

EVENT SPONSOR/PRODUCER: Down Syndrome Association of Greater CIncinnati

CONTACT PERSON: Kerin Caudill

LOCATION: Yeatman's Cove and Sawyer Point Park

DATE(S) AND TIME(S): 09/09/2023 9:00am—09/09/2023 12:00pm

EVENT DESCRIPTION: Fundraising, awareness and celebration event for the Down

syndrome community.

ANTICIPATED ATTENDANCE: 10,000

ALCOHOL SALES: \square YES. \square NO.

TEMPORARY LIQUOR PERMIT HOLDER IS:



Date: September 7, 2023

To: Mayor and Members of City Council

202301899

From: Sheryl M. M. Long, City Manager

Subject: Liquor License - NEW

FINAL RECOMMENDATION REPORT

OBJECTIONS: City of Cincinnati Police Department and Department of Buildings

& Inspections

This is a report on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for the following:

APPLICATION: 83177270015

PERMIT TYPE: NEW CLASS: C1 C2

NAME: SNAG DELIVERY INC

DBA: NONE LISTED

1565 W MCMILLAN ST CINCINNATI OH 45214

On July 17, 2023, CUF Neighborhood Association was notified of this application and do not object.

Police Department Approval David M. Laing, Assistant City Prosecutor

Law Department - Recommendation Y Objection Y No Objection

MUST BE RECEIVED BY OHIO DIVISION OF LIQUOR CONTROL BY: September 11, 2023



Date: September 7, 2023

To: Mayor and Members of City Council

202301903

From: Sheryl M. M. Long, City Manager

Subject: Liquor License - NEW

FINAL RECOMMENDATION REPORT

OBJECTIONS: None

This is a report on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for the following:

APPLICATION: 6815600 PERMIT TYPE: NEW CLASS: D5J

NAME: NATION BANKS LLC

DBA: NONE LISTED

175 JOE NUXHALL WAY CINCINNATI OH 45202

As of today's date, the Department of Buildings & Inspections has declined comment with their investigation.

On July 17, 2023, Downtown Residents Council was notified of this application and do not object.

Police Department Approval

David M. Laing, Assistant City Prosecutor

Law Department - Recommendation

☐ Objection ☐ No Objection

MUST BE RECEIVED BY OHIO DIVISION OF LIQUOR CONTROL BY: September 11, 2023



September 7, 2023

To: Mayor and Members of City Council 202301914

From: Sheryl M. M. Long, City Manager

Subject: Cincinnati Retirement System CY2022 Annual Report

Attached is the Cincinnati Retirement System's CY2022 Annual Report provided by the Cincinnati Retirement System Board of Trustees.

cc: William "Billy" Weber, Assistant City Manager Jon Salstrom, Executive Director



September 7, 2023

To: Mayor and Members of City Council

From: Cincinnati Retirement System Board of Trustees

Copy: Sheryl M. M. Long, City Manager

Subject: Cincinnati Retirement System CY2022 Annual Report

This report is from the Cincinnati Retirement System (CRS) Board of Trustees (Board) and provides the City Council with the state of the CRS Pension Trust and Healthcare Trust. This summary report, together with the CRS Financial Report, is intended to provide a comprehensive summary of the status of the Cincinnati Retirement System, in compliance with the CRS Board's reporting requirements as set out in the City's Administrative Code and Board Rules. The report is as of December 31, 2022. For additional information, please see the City's Annual Comprehensive Financial Report, Actuarial Valuations, and Investment Results on the CRS website.

The CRS is governed by the Collaborative Settlement Agreement (CSA). Under the CSA, the CRS Pension Trust is to be 100% funded by 2045. Under the CSA, the Healthcare Trust is to be 100% funded through 2045.

Given the current and projected funding positions of the Pension Trust, we recommend that the City Council continue to take action to increase the funding of the Pension Trust. In addition, we recommend that the City Manager continue to work with class counsel to finalize a funding policy for the Healthcare Trust. The City's municipal code requires that the City obtain input and recommendations from the CRS Board for the funding policy.

Background

The purposes of the CRS Pension Trust and Healthcare Trust are to provide promised retirement benefits and healthcare benefits to eligible retired city employees. CRS is a defined benefit plan that was established in 1931. The Collaborative Settlement Agreement (CSA) was approved in 2015 to settle litigation and provide a comprehensive strategy to stabilize CRS while securing sustainable and competitive retirement benefits for both current and future retirees.

As of December 31, 2022, there were 2,875 full-time active members (which includes 157 members in the DROP plan who are still working), 4,148 pensioners receiving pension payments, and 4,762 pensioners and spouses receiving healthcare benefits. The CRS Board serves as an independent fiduciary on behalf of active and retired members of the retirement system. The Board retains Marquette Associates, an independent investment consulting firm, and Cheiron, a pension and healthcare actuarial consulting firm, both of which specialize in public sector retirement plans. Marquette and the Board have developed and follow a disciplined investment policy that can be found on the CRS website. Cheiron calculates the actuarial value of assets and liabilities and

projects the funded status of the Trusts in future years based on professional actuarial standards and practices.

The assumed investment rate of return and discount rate for calculating liabilities is 7.5% per year as prescribed in the CSA. The annualized capital market rates of return for the past 5 and 10 years as of December 31, 2022, were 5.43% and 7.32%, respectively. CRS investment performance is at or above the median of peer public defined benefit retirement plans.

The table below highlights the actuarial value of assets, liabilities, and funded ratios as of 12/31/22:

		Assets		Liabilities		Funded Ratio	
Pension							
	Actuarial Value	\$	1,811,291,262	\$	2,614,702,553	69.3%	
	Market Value	\$	1,703,876,000	\$	2,614,702,553	65.2%	
Health							
	Actuarial Value	\$	532,169,108	\$	363,450,123	146.4%	
	Market Value	\$	500,041,000	\$	363,450,123	137.6%	

Pension Trust

A goal of the CSA is to establish a projected 100% funding ratio in 30 years (i.e., by 12/31/2045). The assumptions used in finalizing the CSA projected that the Pension Trust would be fully funded in 30 years if all of the assumptions played out exactly. The status of the annual contributions and distributions is described below:

- The active employees contribute 9% of covered payroll to the Pension Trust as required by the CSA.
- The City contributes the minimum rate per the CSA of 16.25% of full-time covered payroll to the Pension Trust. (The General Fund represents 35% of covered payroll and other nongeneral funds represent 65% of covered payroll.).
- In CY2022, the City contributed a payment of \$2.76 million as result of the continued payments toward the cost of the 2020 Early Retirement Incentive Plan (ERIP). There are now 13 annual payments remaining. Cheiron estimates that payment at 1.33% of payroll for this additional benefit, bringing the City's contribution rate for CY2022 to 17.58%.
- In CY2022, the City also contributed a lump sum payment of \$2.0 million dollars from the General Fund fiscal year-end surplus. Cheiron estimates that payment at 0.96% of payroll for this additional benefit, bringing the City's contribution rate for CY2022 to 18.54%.
- The Actuarially Determined Contribution (ADC) for the Pension Trust, as calculated by the actuary, is the annual employer contribution amount required to bring the Pension to a fully funded status in 30 years. The ADC for FY2022 was 33.46% of covered payroll (as set by the CY2021 actuarial valuation). The actual contribution of 18.54% means the City contributed 55.4% of the actuarial recommendation.
- Benefit payments and expenses have significantly exceeded employer and employee contributions for over a decade placing CRS in the bottom quartile among other public pension funds with negative cashflows. This means that CRS continues to liquidate a relatively large amount of assets to pay for benefits and expenses. This also means that CRS is much more dependent on investment returns than most public pension plans.

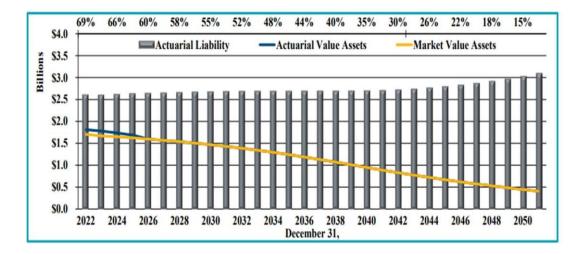
The following events occurred after the CSA was finalized:

- Ordinance 336, which reflects changes made in finalizing the CSA that increased liabilities, was approved by City Council in 2016.
- Revisions to actuarial assumptions (e.g., longer life span of retirees) occurred as recommended by the actuary and approved by the CRS Board.
- Annualized 5-year investment returns (2018 2022) were 5.43% as of December 31, 2022 vs. the assumed 7.5%. However, CRS is especially sensitive to the timing of capital market swings because it continues to liquidate assets to pay benefits when the capital market drops. This requires more time and a significantly higher rate of return for the remaining assets to recover from capital market volatility.
- The City offered the ERIP in 2020 that provided two (2) additional years of service to eligible participants resulting in earlier retirements, additional benefits, and an increase in liabilities.
- The Deferred Retirement Option Plan (DROP) established in the CSA is required to be cost neutral.

The actuary's latest revised funding progress for the Pension Trust, which includes the impact of the DROP and the ERIP, projects the funded ratio on an Actuarial Value of Assets basis is projected to decrease over the next 30 years and will not reach 100% by 2045 in accordance with the CSA.

The graph below reflects the City's minimum required contributions of 16.25% of covered payroll for 30 years. It also includes the recommended budget's \$2.7 million contribution per year for the next 15 years to pay for the ERIP liabilities and assumes the CSA benchmark return of 7.5% investment return for all future years. The funding ratio declines precipitously over 30 years to near-insolvency.

Pension Trust

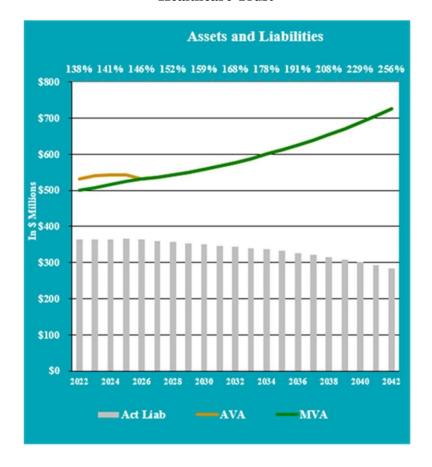


Healthcare Trust

At the time of the CSA signing, the Healthcare Trust was fully funded, and the City was required per the CSA to develop and present a proper funding policy to fully fund the healthcare trust at actuarially appropriate levels. The funding policy would keep the Trust fully funded over the lifetimes of current and future retirees and their beneficiaries covered by the CSA. Implementation of a full funding policy will ensure that the Healthcare Trust remains fully funded to provide promised benefits. The Healthcare Trust is irrevocable, and its assets must be used exclusively for healthcare benefits for CRS retirees and their beneficiaries. The City has yet to adopt a Healthcare Trust funding policy as required by the CSA and there have been no City contributions to the Trust since the CSA was signed.

In the graph below, the bars represent liabilities, and the lines represent the actuarial value of assets (AVA) and the market value of assets (MVA) assets. The graph shows that the Healthcare Trust is fully funded in 2022 and beyond. This is based on current assumptions being fully met. A funding policy would safeguard the trust for retirees and their beneficiaries in the future should the assumptions not be achieved.

Healthcare Trust



Investment Performance

While the simple conclusion may be to achieve higher returns or "invest our way out of this," CRS' investment performance has been solid relative to what the capital markets have provided. The 7.5% annualized return assumption remains a high hurdle as well as optimistic given persistent capital market volatility and the outlook of many investment consultants. The median investment return assumption of U.S. public retirement systems has steadily decreased over the past several years and is currently 7.0%. CRS will be challenged to achieve the 7.5% rate of return with an acceptable level of risk going forward, especially given the high negative cash flow.

The following chart reflects the annual rates of return and 10-year compound return. CRS has achieved the 7.5% CSA assumption. The poor capital market performance in 2022 has resulted in a five-year compound return that is less than the 7.5% CSA assumption.

Annual CRS Rates of Investment Return					
Investment Return					
<u>Plan Year</u>	Assumption	Market Return			
2013	7.50%	16.99%			
2014	7.50%	6.46%			
2015	7.50%	-0.11%			
2016	7.50%	9.24%			
2017	7.50%	14.51%			
2018	7.50%	-3.93%			
2019	7.50%	16.40%			
2020	7.50%	8.03%			
2021	7.50%	18.06%			
2022	7.50%	-8.68%			
10-Year compound A	7.32%				
5-Year Compound Average 5.43%					

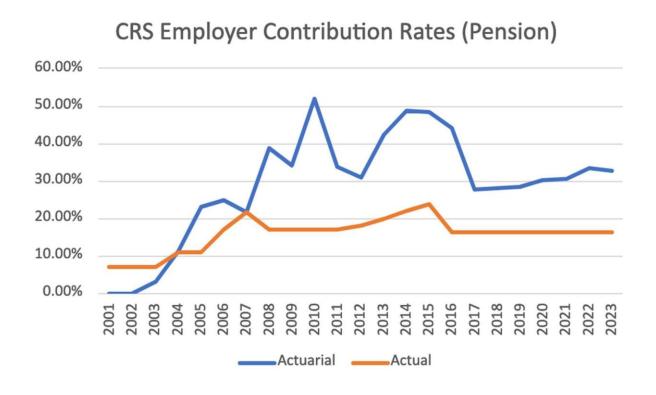
The Board's Investment Policy provides for a well-diversified portfolio across asset class, sector, investment managers and securities. The chart below is designed to achieve the 7.5% return over time with an acceptable level of risk.

CRS Asset Allocation

Fixed Income	25.5%
Domestic Equity	28.5%
Non-US Equity	18.0%
Real Estate	7.5%
Infrastructure	10.0%
Volatility Risk Prem	2.5%
Private Equity	8.0%
Total	100.0%

Employer Contributions

In a defined benefit retirement plan such as CRS, the employer is responsible for providing benefits (as opposed to a defined contribution plan) and the employer generally accepts the financial risk. The Actuarially Determined Contribution (ADC) is the actuary recommended employer contribution to achieve full funding in 30 years. The chart below reflects the Pension Trust ADC and the City employer contribution for the last 20 years. By not contributing to the ADC the unfunded liability increases over time meaning that the actuarial liability exceeds the value of assets.



Conclusion

The CRS Pension Trust and Healthcare Trust are undoubtedly challenged in providing promised retirement benefits. When the Collaborative Settlement Agreement was implemented, the Pension Trust and Healthcare Trust were projected to be fully funded in 30 years by 2045. For the Pension Trust this is no longer the case.

At the close of 2022, the Pension Trust experienced major capital market losses. The Actuarial Value of Assets decreased \$20.66 million from the prior year close, the annual investment return was a -8.68% and the funding ratio on an AVA bases dropped 2.3%. Funding vigilance therefore remains a priority for the Board. The future of the Health Care Trust is also uncertain due to the lack of a funding policy as required by the CSA.

The following are possible solutions:

1. Continued increases to City contributions to the Pension Trust above the minimum required amount of 16.25%, as provided for in the CSA. The Board has formally recommended an increase in rates by 1.5% each year until the actuarial projections reflect anticipated full funding by 2045. The Board also recommends that the City adopt the multi-year incremental increase funding methodology to achieve full funding by 2045, update the methodology annually, and budget accordingly. The Board acknowledges and appreciates the 0.75% increase in the contribution rate and the use of variable General Fund carryover to reduce unfunded pension obligations. Nonetheless, a more stable and predictable path to full funding is necessary. Failure to increase the City's annual contribution rate will result in the CRS Pension Funded Ratio steadily decreasing until it reaches 28.5% in 2045; alternatively, incremental increases in the rate are required to achieve 100% funding by 2045 based on the most recent projection:

Incremental Increase Plan

	Earnings Assumption = 7.5%				
Schedule of	Flat E'r Ra	te of 17%	Increase E'r Rate by 1.5%		
Funded Ratios					
	E'r Contr Rate	Funded Ratio	E'r Contr Rate	Funded Ratio	
12/31/2022	16.25%	69.3%	16.25%	69.3%	
12/31/2023	17.00%	68.2%	17.00%	68.2%	
12/31/2024	17.00%	66.2%	17.00%	66.2%	
12/31/2025	17.00%	64.1%	18.50%	64.2%	
12/31/2026	17.00%	60.5%	20.00%	60.8%	
12/31/2027	17.00%	59.3%	21.50%	60.0%	
12/31/2028	17.00%	58.1%	23.00%	59.4%	
12/31/2029	17.00%	56.8%	24.50%	58.9%	
12/31/2030	17.00%	55.4%	26.00%	58.6%	
12/31/2031	17.00%	54.0%	27.50%	58.5%	
12/31/2032	17.00%	52.5%	29.00%	58.6%	
12/31/2033	17.00%	50.9%	30.50%	59.0%	
12/31/2034	17.00%	49.3%	32.00%	59.7%	
12/31/2035	17.00%	47.6%	33.50%	60.8%	
12/31/2036	17.00%	45.8%	35.00%	62.2%	
12/31/2037	17.00%	43.8%	36.50%	64.1%	
12/31/2038	17.00%	41.9%	38.00%	66.5%	
12/31/2039	17.00%	39.9%	39.50%	69.5%	
12/31/2040	17.00%	37.8%	41.00%	73.1%	
12/31/2041	17.00%	35.8%	42.50%	77.4%	
12/31/2042	17.00%	33.9%	44.00%	82.5%	
12/31/2043	17.00%	32.0%	45.50%	88.5%	
12/31/2044	17.00%	30.2%	47.00%	95.3%	
12/31/2045	17.00%	28.5%	48.50%	103.0%	
Cheiron Projection, M	ay 2023				

- 2. Increase investment performance by increasing risk. There are several strategies affecting increased investment return. These include using different investment managers, making a riskier asset allocation, and attempting to lower fees. There is little we can do regarding these factors because we believe we have the appropriate managers, the appropriate asset allocation, and fees are already on the low end. Regarding asset allocation, the only way to increase expected returns in the future is to lower the fixed income allocation and add more to equities or other "riskier" assets. Investment performance has been solid over time and the risk level of the portfolio is already aggressive relative to our peers. The Board and the investment consultant believe that taking any more risk would be imprudent. Conversely, taking less risk would decrease our chances of achieving the 7.5% target.
- 3. Reduce benefits. While unpopular and considered the last resort, reducing benefits would require re-opening the CSA for a prolonged negotiation.
- 4. As the City has done before, explore issuing judgment bonds to reduce the unfunded actuarial liability. As of 12/31/2022, the unfunded actuarial liability for the Pension Trust was \$803.4mm.

Recommendation

At this time, we recommend the following:

- 1. That City Council adopt a plan to continue increasing the Pension Trust employer contribution incrementally on an annual basis to o assure full funding in 2045 (see table, page 8)
- 2. That the Incremental Annual Increase Plan be updated every two years in anticipation of the City's fiscal year biennial budget.
- 3. That the City Council approve and appropriate the Pension Trust employer contribution in accordance with each updated Incremental Annual Increase Plan.
- 4. That the City Manager continue to negotiate the Health Funding Policy with class counsels, consider the input and recommendations from the CRS Board, and that the City Council approve the funding policy for the Healthcare Trust to ensure that the promises to CRS members will be met well into the future. The Healthcare Trust was well funded as of the December 31, 2022, valuation and does not now require an ADC amount but may in the future.
- 5. That the City comply with the CSA to assure that the DROP program is cost neutral to the CRS Pension Trust and does not negatively impact the CRS Funding Ratio.

Immediate action is requested. Further delays will result in higher contributions in future years.



Date: September 7, 2023

To: Mayor and Members of City Council

202301915

From: Sheryl M. M. Long, City Manager

Subject: Liquor License - TRFO

FINAL RECOMMENDATION REPORT

OBJECTIONS: None

This is a report on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for the following:

APPLICATION: 0574170 PERMIT TYPE: TRFO CLASS: D5 D6

NAME: BEES BARBECUE LLC BEES BARBECUE

1403 VINE ST

CINCINNATI OH 45202

As of today's date, the Department of Buildings & Inspections has declined comment with their investigation.

On July 10, 2023, Downtown Residents Council was notified of this application and do not object.

Police Department Approval David M. Laing, Assistant City Prosecutor

Law Department - Recommendation

☐ Objection ☐ No Objection

MUST BE RECEIVED BY OHIO DIVISION OF LIQUOR CONTROL BY: September 5, 2023



September 7, 2023

To: Mayor and Members of City Council 202301916

From: Sheryl M.M. Long, City Manager

Subject: Average Fire Department Response Times by Neighborhood

Reference Document #202300353

The City Council, at its session on January 25, 2023, referred to the following item for review and report:

MOTION, submitted by Councilmember Parks, **WE MOVE** that the administration prepare a report within sixty (60) days outlining average fire department response times by neighborhood. For the neighborhoods with the longest response times, this report should also give suggestions on how to reduce this, including looking at the feasibility of implementing temporary fire station structures.

The Cincinnati Fire Department (CFD) received reference document #202300353 on January 26, 2023, to provide a report regarding average response times by neighborhood (see attachment). For the neighborhoods with the longest response times, this report should also give suggestions on how to reduce this, including looking at the feasibility of implementing temporary fire station structures.

After discussing temporary fire station structures with the City Facilities section of our Public Works department, it was determined a temporary fire station is not a viable option. There are concerns regarding getting permits for a temporary structure that would, in reality, be occupied permanently 24/7, 365 days a year. This would not be considered temporary. Additionally, since is a first responder asset, the housing conditions must meet certain criteria so during an emergency, the first responders could be relied on to respond when needed. A temporary structure would not meet this criterion and a temporary structure would be more susceptible to damage during a weather (tornado) emergency.

The CFD has identified our neighborhoods with the longest responses trend in the northwestern portion of Westwood, Western Hills, Roll Hill Village and East Westwood (see attached slides). These communities not only had delays in service delivery, but also the largest number of responses by area.

In 2022, the CFD responded to over 83,167 incidents. Of the 26 firehouses in the City of Cincinnati, the median company annual response during 2022 was 2721 incidents with a mean of 2832 incidents. By comparison, E35's house (Westwood) responded to a total of 6,430 incidents - a staggering difference of 77.7% above the average or 7.7% of the city's total. E24 (Price Hill) responded to a total of 5,149 incidents or 6.2% of the city's total. Looking at historical CAGIS data from 1/24/2017 to 2/16/2023 (2,214 days) E35 averages 8,270 runs/year and E24 averages 5,757 runs/year in their current service areas.

If a new firehouse is built in the vicinity of Queen City and Boudinot Avenue, the proposed service areas would average: E35 4,756/year, E24 4,845/year, and the new E01 4,427/year, a much more manageable number of runs for a company. If an additional fire house is not built in this location, the west side of town will continue to have a delay in service-delivery due to the number of incidents in this service area. Other companies will have to respond into these areas causing a longer response times.

Compounding these delays in response and increased service demand, building a new fire station in the identified area would provide an immediate solution to these data trends. The CFD recommends building a new permanent fire station in the vicinity of the intersection of Boudinot and Queen City Avenue, (3131 Queen City Avenue) to help improve the city-wide service delivery objective to improve efficiency, effectiveness, and customer satisfaction of city services.

This will help reduce the run volume for both station 24 (Price Hill) and station 35 (Westwood) allowing for a more even distribution and timely service delivery to these communities.

cc: Steven A. Breitfelder, Fire Chief – Interim

CINCINNATI

Cincinnati Fire Department

Neighborhood Fire & EMS Response May 15, 2023

Steven A. Breitfelder Fire Chief - Interim















CFD OPERATIONS















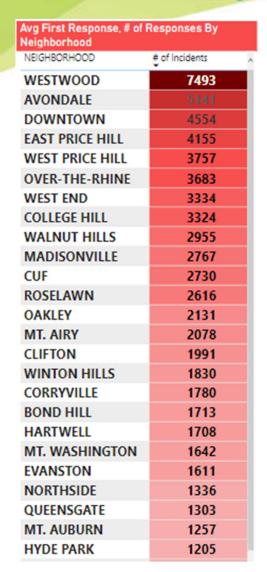


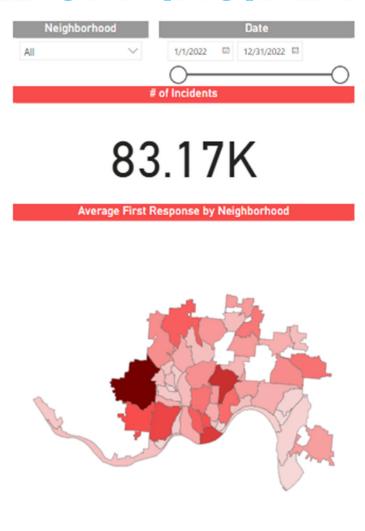


- 26 fire stations over 4 Districts
- 27 Paramedic Engine Companies
 - Including Engine Co. 1 (Reestablished 11/2022)
- 12 Paramedic Ladder Companies



2022 CFD INCIDENTS



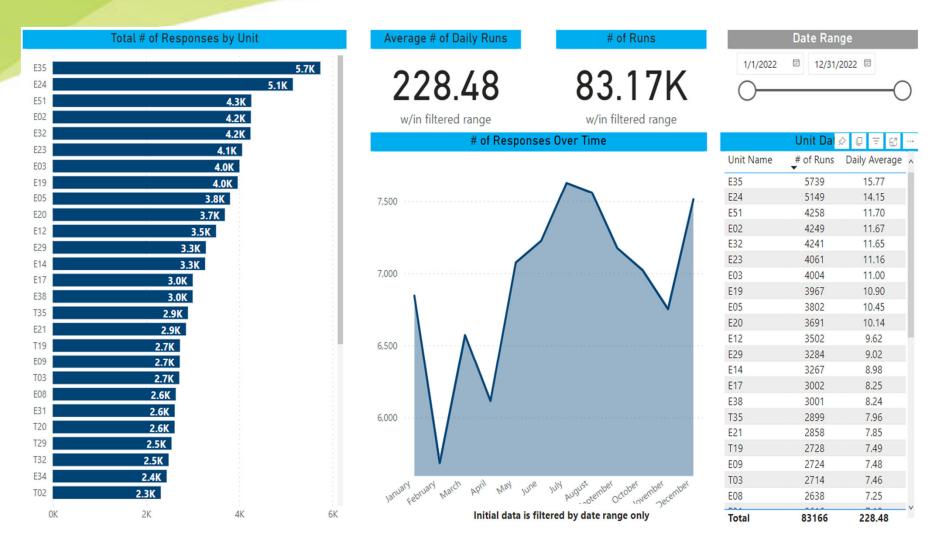


Working Groups	Unit Name
Multiple selections $$	All ~
Average First Response by	Problem Type
Group Types	# of Events
	40
ABDOMINAL PAIN / PROBLEMS	1927
ACCIDENT WITH INJURY	161
AIR CRAFT IN TROUBLE OR DOWN	2
ALLERGIES (REASTIONS) / ENVENOMATIONS (STINGS, BITES)	387
ANIMAL BITES / ATTACKS	67
ASSAULT / SEXUAL ASSAULT / STUN GUN	223
ASSAULT WITH INJURY	930
AUTO ACCIDENT - CAR HIT BUILDING	128
AUTOMATIC FIRE ALARM	4888
BACK PAIN (NON- TRAUMATIC OR NON- RECENT TRAUMA)	691
BIOLOGICAL/CHEMCIA L THREAT	3
BOMB REMOVAL	11
BREATHING PROBLEMS	6848
Total	83167

At 7,493 incidents, Westwood accounts for 9% of the City's total



2022 CFD CO. DISPATCHES



With just over 2 months in service at the end of 2022 to supplement **Engine 35**: **Engine 235** (1 week) – **115** responses | **Engine 1** (2 months) - **576** responses



2022 CFD CO. DISPATCHES



CFD responded to over 83,167 incidents in 2022

Citywide CFD Fire Company Response

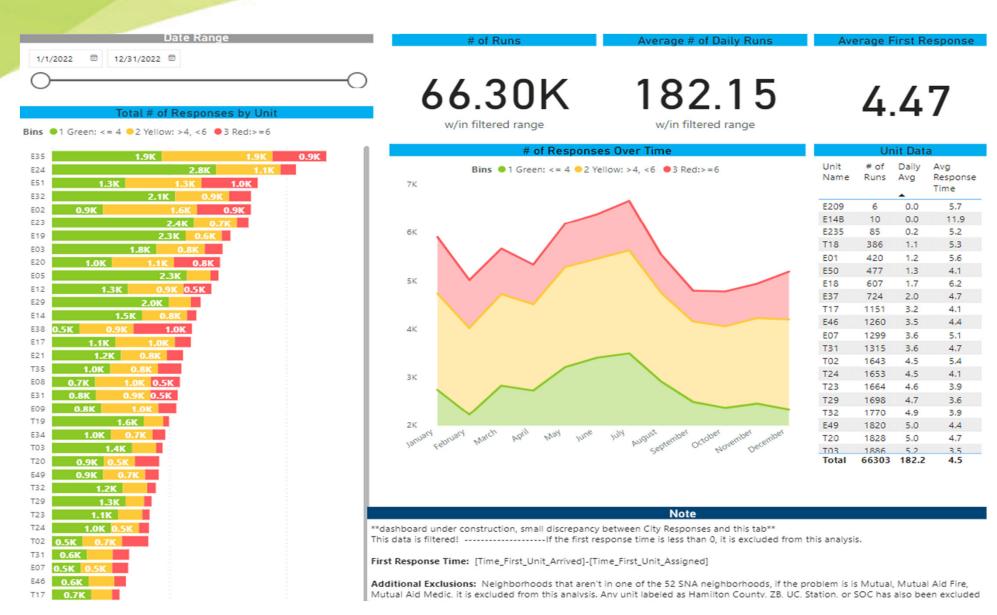
Median - 2721 incidents | Mean - 2832 incidents

E35 (5,739) **+ E01** (576) + **E235** (115) responded to **6,430** incidents **7.7%** of the City's total

E24 responded to **5,149** incidents **6.2%** of the City's total

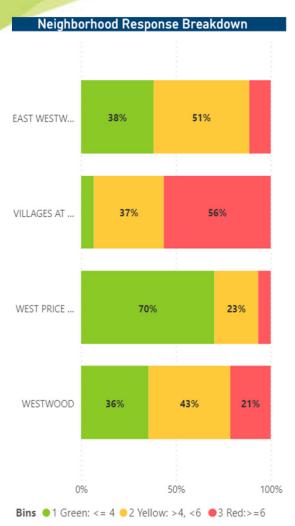


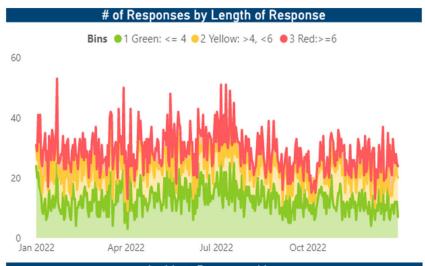
2022 CFD CO. RESPONSE

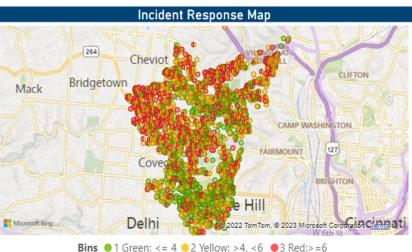


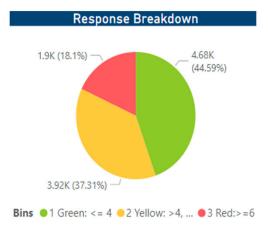


2022 CFD CO. RESPONSE









Note

This data is filtered!

If the first response time is less than 0, it is excluded from this analysis.

First Response Time: [Time_First_Unit_Arrived]-[Time_First_Unit_Assigned]

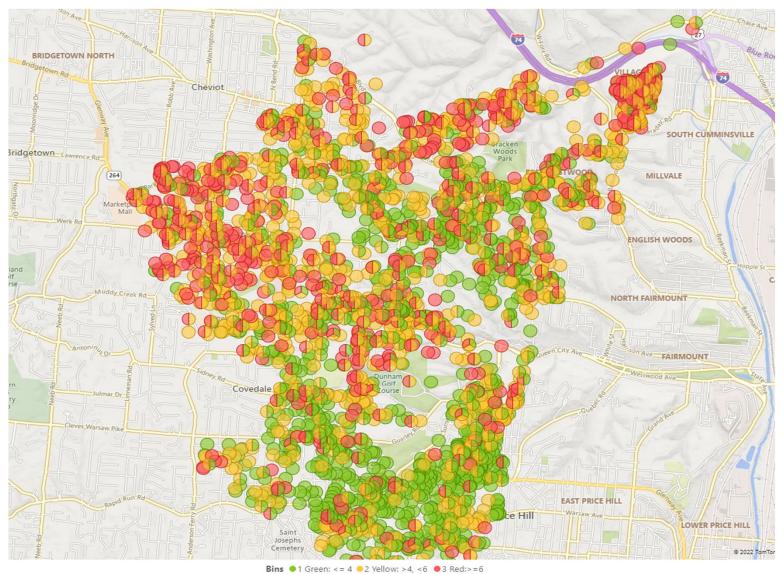
Additional Exclusions:

- Neighborhoods that aren't in one of the 52 SNA neighborhoods
- if the problem is is Mutual, Mutual Aid Fire, Mutual Aid Medic, it is excluded from this analysis.
- ST (staging) status, DETAIL, FIRE DRILL, FTRACC, Leaking Hydrant, High Risk Search Warrant, Information Teletype, Test and SWAT



2022 CFD CO. RESPONSE

FOCUS AREA MAP - WESTWOOD





E35 & E24 SERVICE AREA

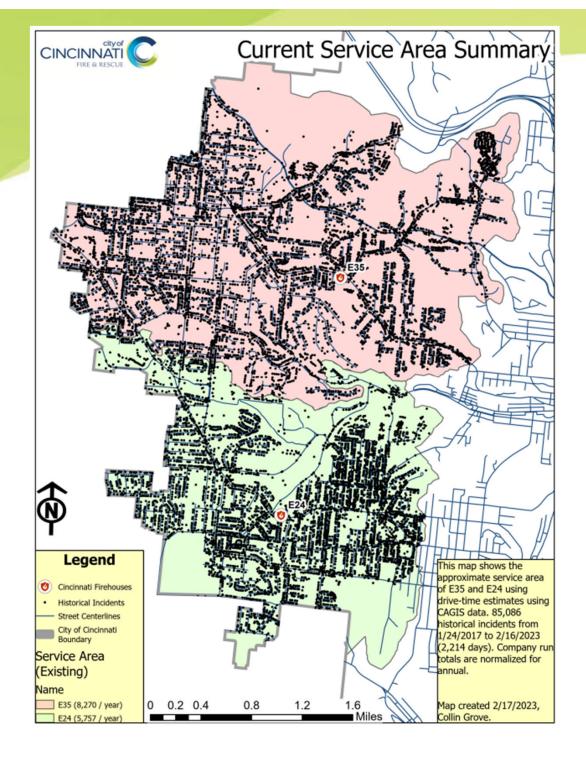
Key neighborhoods whose response is affected by incident volume:

- East Westwood
- Villages at Roll Hill
- West Price Hill
- Westwood

Using historical incident data from 2017 to present and CAGIS drive-time data, we can see the impact to these neighborhoods historically.

Using the same data, we can reimagine incident distribution with an additional fire company providing relief to the existing fire companies in the area and improving response time to the affected neighborhoods.

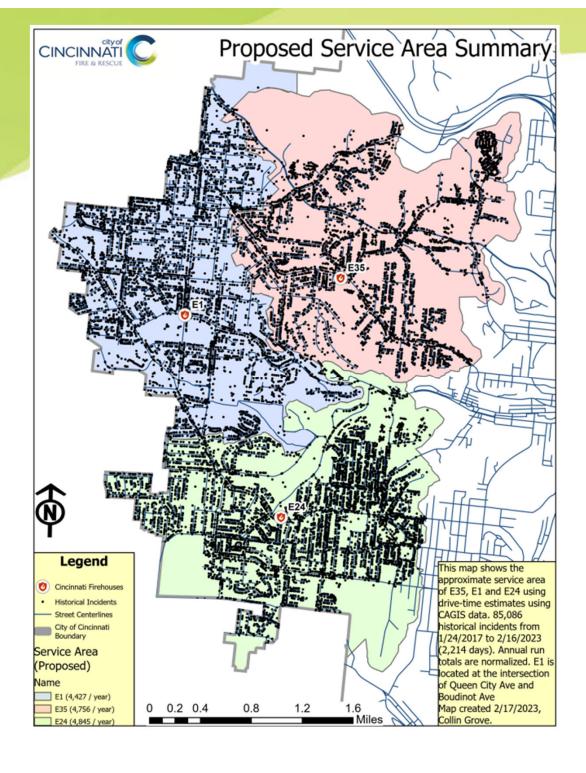




E35 & E24 Current Service Area

- E35 8,270 / year
- E24 5,757 / year





E35, E24 & *E01 Proposed Service Area

- E35 4,756 / year
- E24 4,845 / year
- E01 4,427 / year

***E01** located at intersection: Queen City Av & Boudinot Av



QUESTION & ANSWERS

???

steven.breitfelder@cincinnati-oh.gov

https://www.cincinnati-oh.gov/fire/





September 7, 2023

To: Mayor and Members of City Council 202301917

From: Sheryl M. M. Long, City Manager

Subject: Ordinance for Establishing Urban Parking Overlay #4 "Oakley"

Transmitted is an Ordinance captioned:

ESTABLISHING Urban Parking Overlay District #4, "Oakley," in the Oakley neighborhood as an urban parking overlay district to eliminate off-street parking requirements in certain designated areas.

The City Planning Commission recommended approval of the overlay district on July 21, 2023.

Summary:

cc:

The petitioner, the Oakley Community Council, requested a map amendment to create UPOD #4, "Oakley" to apply to five (5) specific areas within the Oakley neighborhood. The Oakley Community Council feels that minimum parking requirements have become burdensome to development in the Oakley community. To spur development interests in their business district and adjacent areas, and to provide more amenities in the neighborhood, they requested an Urban Parking Overlay District. Oakley is a dense, urban neighborhood with a thriving business district and frequent new development and opportunities for redevelopment. The proposed elimination of minimum off-street parking requirements removes an obstacle to the redevelopment of Oakley and could contribute to maintaining the urban character desired by the community. This would allow more businesses to consider opening in Oakley due to fewer restrictions including mandated parking requirements.

The City Planning Commission recommended the following on July 21, 2023, to City Council:

APPROVE the map amendment to add Urban Parking Overlay District #4: "Oakley", as outlined in § 1425-04 - Urban Parking Overlay Districts in the Cincinnati Zoning Code, to multiple portions in the Oakley neighborhood.

Katherine Keough-Jurs, FAICP, Director, Department of City Planning and Engagement

ESTABLISHING Urban Parking Overlay District #4, "Oakley," in the Oakley neighborhood as an urban parking overlay district to eliminate minimum off-street parking requirements in certain designated areas.

WHEREAS, Oakley is a dense, urban neighborhood with a thriving mixed-use business district that promotes and encourages walkability; and

WHEREAS, minimum off-street parking requirements increase the cost of redevelopment and therefore pose a significant obstacle to redevelopment, the reutilization of existing buildings, and the conversion of existing buildings to more productive uses within the Oakley neighborhood; and

WHEREAS, eliminating minimum off-street parking requirements in certain designated areas of the Oakley neighborhood will encourage and promote strategic growth and redevelopment that strengthens the desirable characteristics of the urban neighborhood; and

WHEREAS, the proposed urban parking overlay district applies only to off-street parking regulations and will not affect the off-street loading requirements of the Cincinnati Municipal Code; and

WHEREAS, the City Planning Commission, at its regularly scheduled meeting on July 21, 2023, affirmatively recommended that the City Council establish an urban parking overlay district in certain designated areas of the Oakley neighborhood to eliminate minimum off-street parking requirements within those areas; and

WHEREAS, a committee of Council held a public hearing on the proposed urban parking overlay district following due and proper notice pursuant to Cincinnati Municipal Code Section 111-1, and the committee approved the establishment of an urban parking overlay district within the Oakley neighborhood, finding it in the interest of the general public's health, safety, and welfare; and

WHEREAS, Council finds that establishing an urban parking overlay district within the Oakley neighborhood is consistent with Plan Cincinnati (2012), including Goal 1 in the Compete Initiative Area to "[f]oster a climate conducive to growth, investment, stability, and opportunity" as described on page 103; the Strategy under Goal 2 in the Live Initiative Area to "[b]ecome more walkable" by "increas[ing] mixed-use, compact walkable development throughout the basin and uptown, surrounding our centers of activity, and along transit corridors" and revising "the City's

Building and Zoning Codes with standards that emphasize traditional neighborhood development over suburban development" as described on page 157; and the Strategy under Goal 2 of the Sustain Initiative Area to "[p]reserve our built history" which specifically recommends that the City "[d]evelop changes to zoning regulations to remove barriers to the adaptive reuse of buildings" as described on page 197; and

WHEREAS, Council finds that establishing an urban parking overlay district within the Oakley neighborhood is consistent with the Oakley Master Plan (2019), including the "Investing in Our Businesses" focus area with the stated goals to "[u]tilitze creative parking solutions that allow our business district to thrive" as described on page 56, by "[e]xplor[ing] options to create an Urban Parking Overlay District in the Oakley Business District" as described on page 57, and to "[w]ork with the [City] to create a parking strategy that correlates with neighborhood goals" as described on page 58; and

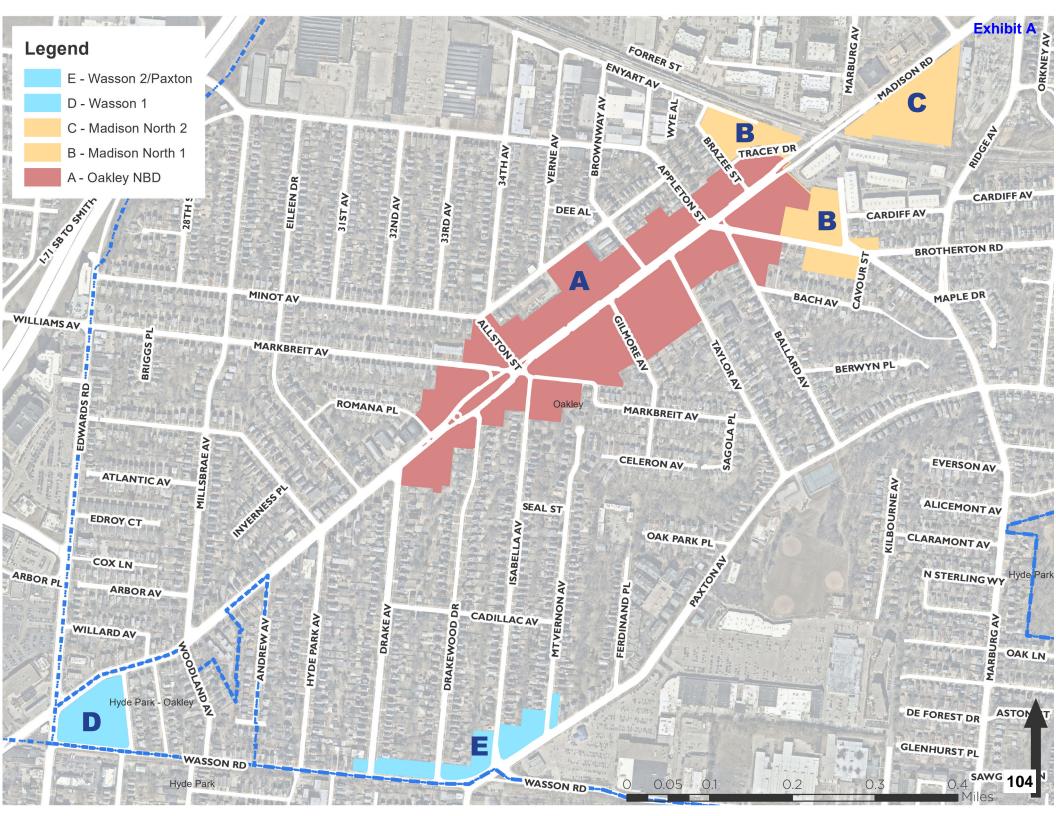
WHEREAS, Council further finds that the proposed urban parking overlay district is in the interest of the public's health, safety, and general welfare; now, therefore,

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

Section 1. That, pursuant to Cincinnati Municipal Code Section 1425-04, the area of the City of Cincinnati's official zoning map shown on the map attached hereto as Attachment A and incorporated by reference herein is hereby amended to superimpose Urban Parking Overlay District #4, "Oakley," over the existing zoning districts within the designated areas.

Section 2. That Cincinnati Municipal Code Sections 1425-03, 1425-05, 1425-07, 1425-09, 1425-11, 1425-13, 1425-17, 1425-19, 1425-21, and 1425-23 are hereby declared inoperable in Urban Parking Overlay District #4, "Oakley," to the extent they require the establishment, provision, or maintenance of off-street parking requirements. That Cincinnati Municipal Code Sections 1425-03, 1425-05, 1425-07, 1425-09, 1425-11, 1425-13, 1425-17, 1425-19, 1425-21, and 1425-23 shall continue to have an operative effect in Urban Parking Overlay District #4, "Oakley," to the extent they require the establishment, provision, or maintenance of loading facilities.

Sec	tion 3.	That this ordi	inance shall	take effect	and be	in force from and after th	e earlies
period allo	wed by	law.					
Passed:				, 2023			
						40 1 D 1 M	
						Aftab Pureval, Mayor	Ĉ.
Attest:		Clerk					



Honorable City Planning Commission Cincinnati, Ohio

July 21, 2023

<u>SUBJECT:</u> A report and recommendation on a proposed map amendment to implement an Urban Parking Overlay District #4: "Oakley," over certain portions of the Oakley neighborhood pursuant to Cincinnati Zoning Code Section 1425-04, "Urban Parking Overlay Districts."

EXHIBITS:

Provided in addition to this report are the following exhibits:

- Exhibit A Location Map
- Exhibit B Request for Urban Parking Overlay District from Oakley Community Council
- Exhibit C Oakley Community Council Letter
- Exhibit D Motion from Councilmembers Harris and Jeffreys
- Exhibit E Additional Correspondence
- Exhibit F Oakley Community Council Parking Overlay District Primer

BACKGROUND:

On August 7, 2013, Cincinnati City Council approved Ordinance No. 259-2013 for text amendments to the Cincinnati Zoning Code (CZC) to modify CZC Chapter 1425, "Parking and Loading Regulations" for City Council to eliminate minimum parking requirements in certain areas it determines to be appropriate by creating Urban Parking Overlay Districts (UPODs) under CZC Section 1425-04 within which the provisions of CZC Sections 1425-03, 1425-05, 1425-07, 1425-09, 1425-11, 1425-13, 1425-17, 1425-19, 1425-21, and 1425-23 would not apply.

The City has enacted three (3) UPODs since the adoption of Ordinance No. 259-2013. These UPODs are located in Downtown, Over-the-Rhine, Pendleton, and certain portions of Mt. Auburn and the West End (approved in September 2018), certain portions of Camp Washington (approved in June 2021), and certain portions of the West End (approved in August 2022). On April 6, 2022, the Oakley Community Council (OCC) officially requested a map amendment to create UPOD #4, "Oakley" to apply to five (5) specific areas within the Oakley neighborhood outlined below (each letter and associated location outlined below corresponds to the respective areas labeled and depicted on the map attached as Exhibit A):

- A. The entire neighborhood business district (NBD), starting just north of Drake Avenue and running north of Brazee Street along Madison Road.
- B. East and west of the northern portion of the neighborhood business district.
- C. Northeast of the business district, north of the railroads.
- D. Corner of Wasson Road and Edwards Road.
- E. North of Wasson Road, starting on the western side of Drake Avenue extending north until the eastern side of Mt. Vernon Avenue.

On May 25, 2023, Councilmembers Reggie Harris and Mark Jeffreys filed a motion to encourage the Administration to work with OCC to implement an UPOD over portions of the Oakley neighborhood, which legislation would be co-sponsored by them to avoid placing a cost burden on the community council (Exhibit D).

PUBLIC COMMENT AND ENGAGEMENT:

The first public staff conference was held on September 19, 2022 via Zoom. Notice was sent to all property owners within the proposed Urban Parking Overlay boundaries, property owners within 400-feet of the proposed district, and the Oakley Community Council (OCC). There were 35 people who attended the meeting, including City staff and members from the OCC.

Some members of the public were generally supportive of the proposed parking overlay being implemented in the neighborhood business district, however many members of the public expressed concerns regarding limited parking options, increased traffic congestion, and deterrents to businesses if they do not have adequate parking. Other opposition included concerns about how residential properties would be affected, not enough on-street parking already, and safety concerns around the Wasson Road corridor (proposed areas D and E).

Members who voiced support stated that the current parking regulations are outdated and could be one of the reasons growth is being stifled in the business district. Members also thought there was already enough parking and outlined benefits for businesses to have less restrictions on their properties. There was additional support to increase the push for walkability/movability and encouraging other transportation options.

Property owners within the proposed Urban Parking Overlay District, property owners within 400-feet of the proposed district, and the OCC were also notified of the City Planning Commission meeting. Staff has included correspondence from the public staff conference and other comments in Exhibit E.

The OCC has engaged extensively with the community and has brought up the topic of the urban parking overlay at over 24 meetings since November 21, 2018. Staff from the Department of City Planning and Engagement additionally spoke at the May 3, 2022 meeting to address comments, questions and concerns. The OCC additionally distributed flyers regarding parking overlay information (Exhibit F) and created a webpage on their website for residents to provide input.

There will be a second public staff conference held on Monday, July 17, 2023 for more extensive community engagement and to ensure appropriate notification for property owners within the proposed boundaries.

CONSISTENCY WITH PLANS:

Plan Cincinnati (2012)

The proposal is consistent with the Compete and Live Initiative Areas of *Plan Cincinnati* (2012). Within the Compete Initiative Area, the proposal is consistent with the Goal to "Foster a climate conducive to growth, investment, stability, and opportunity" (p. 103). This aligns with Oakley's overall vision for their community and business district.

Within the Live Initiative Area is a strategy to become more walkable by "increasing mixed-use, compact walkable development throughout the basin and uptown, surrounding our centers of activity, and along transit corridors" (p. 157). *Plan Cincinnati* (2012) further recommends a short-range initiative to "Revise the City's Building and Zoning Codes [...] with standards that emphasize traditional neighborhood development over suburban development" (p. 157) and to "Develop changes to zoning regulations to remove barriers to the adaptive reuse of buildings" (p. 197). By allowing property owners and businesses the opportunity to not have to provide minimum parking, this could contribute to a possible influx of other modes of transportation and new business opportunities.

Oakley Master Plan (2019)

The Oakley Master Plan (2019) specifically states in the Investing in Our Businesses focus area that their vision for the neighborhood is, "Oakley strives to preserve and grow its strong collection of local businesses through emphasizing business diversity, creative business resources, parking solutions, and walkability". The main goal in this section is to, "Utilize creative parking solutions that allow our business district to thrive" (p. 56) with the strategies to, "Explore options to create an Urban Parking Overlay District in the Oakley Business District" (p. 57) and to "Work with the City of Cincinnati to create a parking strategy that correlates with neighborhood goals" (p 58).

Other goals mentioned in the Plan that support this request includes Goal 1 of the *Connecting Our Neighborhood* focus area to "Increase pedestrian safety, volume, and connectivity" with the strategy to, "Improve pedestrian connectivity" (p. 43) and to, "Increase the volume of pedestrians" (p. 45). Reducing the dependency on vehicles would potentially increase pedestrian traffic and moveability, not only throughout the Oakley Business District, but the community as a whole. Efforts such as the Wasson Way Trail and future expansions also contribute to this strategy. Another goal in this focus area that contributes to this request is the goal to, "Increase the use of public transportation" (p. 51).

Lastly, this request is consistent with the *Managing our Future Growth* focus area through Goal 1 to, "Assure that future growth is guided by zoning and planning that will preserve Oakley as a thriving, unique, and pedestrian-scaled urban neighborhood" (p. 80).

ANALYSIS:

The Oakley Community Council feels that minimum parking requirements have become burdensome to development in the Oakley community. In an effort to spur development interests in their business district and adjacent areas, and to provide more amenities in the neighborhood, they requested an Urban Parking Overlay District. Oakley is a dense, urban neighborhood with a thriving business district and frequent new development and opportunities for redevelopment. The proposed elimination of minimum off-street parking requirements removes an obstacle to the redevelopment of Oakley, and could contribute to maintaining the urban character desired by the community. This would allow more businesses to consider opening in Oakley due to fewer restrictions including mandated parking requirements.

Exploring options to create an Urban Parking Overlay District is stated verbatim in the *Oakley Master Plan* (2019) with respective strategies and actions steps outlining the neighborhood's desire to implement this. *Plan Cincinnati* (2012) supports the enhancement and increase of compact and walkable development.

The Cincinnati Zoning Code (CZC) was written in 2004 and research and professional standards on parking have evolved through the years. There have been almost a dozen parking-related variance requests in Oakley that have been approved through the Zoning Hearing Examiner since 2017. Businesses that existed before the current zoning code are grandfathered in.

The UPOD as written in the CZC states that the provisions of only Sections 1425-03, 1425-05, 1425-07, 1425-09, 1425-11, 1425-13, 1425-17, 1425-19, 1425-21, and 1425-23 do not apply. Location of parking is part of what is not waived in an UPOD but also loading, screening, landscaping and other standards.

Targeting reductions in parking requirements could promote more affordability options. It would also

promote and encourage walkability/movability and other transit options that the City is trying to prioritize. Promoting more options could additionally allow residents to walk past different businesses and areas of the community that they otherwise wouldn't if they were in a personal vehicle. Lastly, it would allow options for members of the community to be out of vehicles less and could decrease congestion and pollution.

RECOMMENDATION:

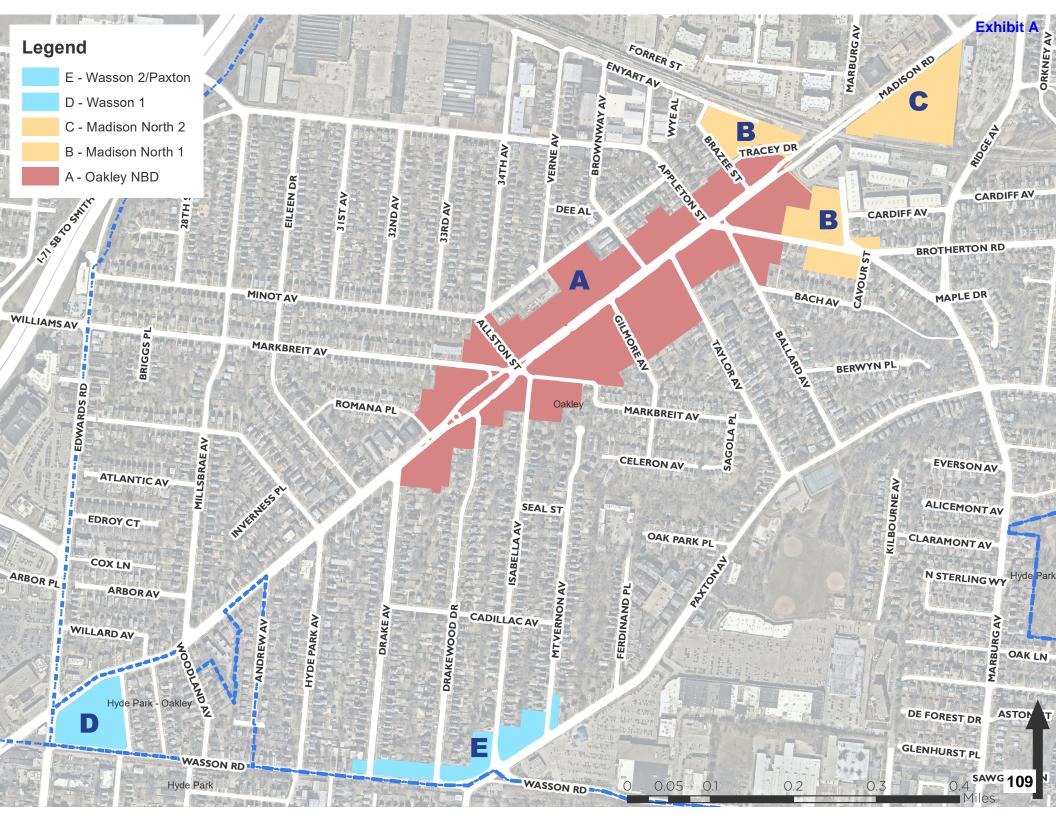
The staff of the Department of City Planning and Engagement recommends that the City Planning Commission take the following action:

APPROVE the map amendment to add Urban Parking Overlay District #4: "Oakley", as outlined in § 1425-04 - Urban Parking Overlay Districts in the Cincinnati Zoning Code, to multiple portions in the Oakley neighborhood.

Respectfully Submitted:

Jesse Urbancsik, Senior City Planner Department of City Planning & Engagement Approved:

Katherine Keough-Jurs, FAICP, Director Department of City Planning & Engagement





April 6th, 2022

City of Cincinnati/Alex Peppers,

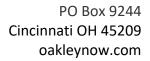
On behalf of the Oakley Community Council Board, I am requesting a Parking Overlay for Oakley. The board unanimously approved this decision as well as the proposed areas to be encompassed as the NBD extending up Madison to the end of the Oakley neighborhood and Wasson Road between Edwards and Paxton. This has now been presented and approved at two different meetings in the last 6 months.

Thank you for your time and we look forward to working with you on this project.

Sincerely,

Troy McAndrews

Oakley Community Council Board





April 7th, 2023

Mr. Jesse Urbancsik
City of Cincinnati
Department of City Planning & Engagement
805 Central Avenue, Suite 720
Cincinnati, Ohio 45202
Jesse.Urbancsik@cincinnati-oh.gov

RE: Parking Overlay

Dear Mr. Urbancsik:

At the February 7th, 2023 meeting of the Oakley Community Council ("OCC"), the Board of Trustees took a vote regarding our desire for an urban parking overlay.

The motion read:

The Oakley Community Council Board of Trustees issues a letter of support for a parking overlay within our defined business district along Madison Road, as well as our business district along Wasson Road, which will remove parking minimums for all types of future development projects. The letter ought to also capture the months of engagement the OCC has done around this issue, a clearly defined map of the properties that will change, and inclusion of our previously approved master plan language.

The motion was voted on and approved by the Board of Trustees with a vote of: 11-1.

Below are the dates where this topic was noticed and discussed publicly amongst the Board and with the Oakley community. All of these dates have an approved set of meeting minutes that can be provided:

11/21/18	12/7/2	1
8/15/19	4/5/22	<u>.</u>
10/17/19	5/3/22	<u>.</u>
11/5/19	9/6/22) -
12/3/19	10/4/2	2
1/7/20	10/20/2	22
1/21/21	11/1/2	2
2/2/21	1/10/2	3
4/15/21	1/19/2	3
5/21/21	2/7/23	;
8/3/21	2/16/2	3
9/7/21	3/7/23	}



The link to the map will be provided in the email communication with this letter.

Below are excerpts from the Oakley Master Plan, approved by City Council October 2019 and dedicated to Jared Ellis, which also signals community support:



We are confident in our extensive community engagement on this topic and appreciate you and your team's assistance along the way. If you need any further information or have any questions, I can be reached at colleen.reynolds@oakleynow.com.

Sincerely,

Colleen M. Reynolds

President

Oakley Community Council

Colleen M. Reynolds

CC: OCC File

City of Cincinnati



801 Plum Street, Suite 354 Cincinnati, OH 45202

Phone Email Web (513) 352-5243 reggie.harris@cincinnati-oh.gov www.cincinnati-oh.gov

202301526

Reggie Harris

Councilmember

May 25, 2023

MOTION

Oakley Community Urban Parking Overlay

WE MOVE that the Administration work with the Oakley Community Council (OCC) to implement an Urban Parking Overlay in the Oakley Neighborhood Business Districts in accordance with the attached letter from OCC. We request that this ordinance be sponsored by the cosignatories of this motion in the interest of not placing a cost burden on the community.

Reggie Hams	Mos parings
Councilmember Reggie Harris	Councilmember Mark Jeffreys
~	3

STATEMENT

An Urban Parking Overlay is a zoning overlay that removes parking requirements from the zoning code within a specific geographic area. Parking requirements require most housing developments and businesses to provide a certain number of parking spaces corresponding to their housing development/business. This is a burden for small businesses and at times prevents economic

development from getting off the ground. By implementing an Urban Parking Overlay in Oakley, the City will support Oakley's efforts to continue to grow its business district and thrive as a community.

The City of Cincinnati has implemented three Urban Parking Overlay Districts: District #1 covers Downtown, Over-the-Rhine, Pendleton, and parts of Mt. Auburn and West End, and District #2 covers a large portion of Camp Washington, and District #3 along Linn Street in the West End. These two districts were approved on September 19, 2019, and June 23, 2021, respectively.

The Oakley Community Council reached out to Councilmember Jeffreys' and Councilmember Harris' offices in May of 2023 to discuss the possibility of sponsoring an Urban Parking Overlay in their neighborhood. The Oakley Community Council then provided the letter of support (attached) which clearly outlines the boundaries and scope of the proposed UPO. It also outlines the extensive engagement undertaken to advance this proposal, including specific callouts to the alignment with the Oakley Master Plan (2019).

From: Mike Misleh <mmisleh@mislehfamily.com>

Sent:Tuesday, July 11, 2023 10:01 AMTo:Urbancsik, Jesse; Michael Misleh JrCc:Dianne Lytle (Dianne@aglamesis.com)

Subject: RE: [External Email] RE: Oakley Parking Overlay District

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe

Jessie – as usual, thanks for your prompt reply.

Please link me for both hearings. I cannot attend July 21, as I have a doctor's appointment at 8:30 am in Montgomery.

I will see if my son, Michael Jr., can attend in my place.

Thanks!

Mike

Michael T. Misleh President Skyline Chili Franchise 2951 Madison Rd. Cincinnati, OH 45209

O: 513-841-9285 C: 513-673-6288 Catering is available

mmisleh@mislehfamily.com

From: Urbancsik, Jesse < jesse.urbancsik@cincinnati-oh.gov>

Sent: Tuesday, July 11, 2023 9:55 AM

To: Mike Misleh <mmisleh@mislehfamily.com>

Cc: Dianne Lytle (Dianne@aglamesis.com) <Dianne@aglamesis.com> **Subject:** RE: [External Email] RE: Oakley Parking Overlay District

Hey Mike,

Good to hear from you. I have your email set to go for an attachment to my staff report. I will send this over to you Friday!

Also, did you want to link for either the public staff conference or City Planning Commission meeting?

Please let me know.

Thanks,

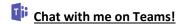
Jesse Urbancsik | Senior City Planner

City of Cincinnati | Department of City Planning and Engagement Two Centennial Plaza | 805 Central Avenue, Suite 720 | Cincinnati, OH 45202

jesse.urbancsik@cincinnati-oh.gov

513-352-4843 | Facebook | Twitter | Website | Plan Cincinnati | LinkedIn

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From: Mike Misleh < mmisleh@mislehfamily.com >

Sent: Tuesday, July 11, 2023 9:42 AM

To: Urbancsik, Jesse < jesse.urbancsik@cincinnati-oh.gov>

Cc: Dianne Lytle (<u>Dianne@aglamesis.com</u>) < <u>Dianne@aglamesis.com</u>>

Subject: [External Email] RE: Oakley Parking Overlay District

External Email Communication

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe

Good morning Jessie – with Public Staff Conference and City Planning Commission meetings approaching July, 17st & July 21st.

For the record, I am owner and operator of **Skyline Chili, 3081 Madison Rd.** In addition, I own the real estate at **3081 Madison Rd,** and the office building at **2951 Madison Rd,** corner of Madison & Drake.

I ask that you review and provide my below e mail and share for public record.

Many thanks.

Mike

Michael T. Misleh President Skyline Chili Franchise 2951 Madison Rd. Cincinnati, OH 45209

O: 513-841-9285 C: 513-673-6288 Catering is available

mmisleh@mislehfamily.com

From: Mike Misleh ith

Sent: Friday, January 6, 2023 8:00 AM

To: Urbancsik, Jesse < jesse.urbancsik@cincinnati-oh.gov>

Subject: Oakley Parking Overlay District

Dear Mr. Urbancsik,

I own the Skyline Chili of Oakley and am general partner of KVMS, landlord to Skyline Chili, 3081 Madison Rd. I am also general partner of the office building at 2951 Madison Rd (corner of Madison & Drake)

My father opened our original location at 3083 Madison Rd, in 1965. Back then, families had one car and citizens didn't shop, dine in, or carry out nearly like 2022. Pure Barre currently occupies the former Skyline space. In 1998, we relocated Skyline to our current location.

Skyline often has customers frequently other businesses parking in our lot. This is simply because all street parking is taken, and many do not wish to park in the Aglamesis lot and cross Madison Rd. In addition, the Aglamesis lot is often at capacity.

Candidly, retail is well over capacity within Oakley. Office users, new businesses with a drive thru, require the least amount of parking.

I am extremely concerned about any adaptation to the Urban Parking Overlay District in Oakley. As a matter of fact, the Oakley business district would be better served by a City owed parking lot to support the local business and take parking overflow off residential streets.

An Overlay District will make matters worse for the community, especially streets like Taylor Ave.

Please do not recommend adaption of an Urban Parking Overlay District in Oakley.

Respectfully,

Michael T. Misleh President Skyline Chili Franchise 2951 Madison Rd. Cincinnati, OH 45209

O: 513-841-9285
C: 513-673-6288
Catering is available
mmisleh@mislehfamily.com

Manley Burke

A LEGAL PROFESSIONAL ASSOCIATION

ROBERT E. MANLEY (1935-2006)

TIMOTHY M. BURKE SEAN P. CALLAN* JOHN E. CHRISTOPHER* MICAH E. KAMRASS

JACKLYN D. OLINGER PATRICK K. HOGAN* JACOB W. PURCELL AMY M. HEBBELER ILANA L. LINDER EMILY J. COUCH* 225 WEST COURT STREET CINCINNATI 45202-1098 TELEPHONE: (513) 721-5525 TOLL FREE: (800) 708-0798 FACSIMILE: (513) 721-4268

Timothy M. Burke tburke@manleyburke.com 513-763-6447

July 11, 2023

COUNSEL

WILLIAM A. McClain (1913-2014)

GARY MOORE EBY*
GEORGE F. MOELLER

*Also admitted in Kentucky

Via Email Only: jesse.urbancsik@cincinnati-oh.gov

Jesse Urbancsik
Senior City Planner
City of Cincinnati
Department of City Planning & Engagement
805 Central Avenue / Suite 720
Cincinnati, OH 45202

Dear Jesse:

I have been working for some months with several business owners in the historic Oakley Square Business District including Jim Hearst, who owns and operates the Oakley Square Animal Hospital at 3000 Madison Road, and more recently, Diane Lytle of the Aglamesis family, which operates the historic Aglamesis Ice Cream and Candy business. These business owners and others have serious concerns about the impact of eliminating all parking requirements for businesses in the Oakley Square area.

Oakley Square is a healthy business district. It has numerous destination businesses to which customers must drive. The Animal Hospital is but one example, as is Flags USA, King Arthur's Court Toy Store, and numerous other Oakley Square businesses. And while no doubt, there are a significant number of Oakley residences who walk to Aglamesis, others, not fortunate enough to have a great ice cream shop in their neighborhood business district, drive. Those who drive need parking. On weekends and particularly during holiday seasons, parking is already often extremely difficult to find in Oakley Square.

Some are critical of the fact that there has not been a new use found for the former funeral home at 3026 Madison Road and choose to blame that on the parking requirements. But, throwing out all parking requirements to solve that problem is gross overkill. Modify the parking requirements, if necessary, provision already exists for variances to parking requirements to be granted under appropriate circumstances.

Unlike Hyde Park or Mt. Lookout, where there are public parking areas, Oakley has none. The closest thing to those is a private parking lot, well described in the attached statement by Diane Lytle. It was created by her father, Jim Aglamesis, "to facilitate shopping in Oakley

MANLEY BURKE A LEGAL PROFESSIONAL ASSOCIATION

Jesse Urbancsik July 11, 2023 Page 2

Square for those who did not live within walking distance". That lot is already often full which is good news for Oakley businesses. But, if it is always full, and existing street parking is taken up because no new parking is created, that is terrible news for Oakley Square businesses.

I am unable to attend the staff conference because of a medical procedure that day but I wanted to provide this statement to you. I do plan to attend the Commission meeting on the 21st.

Thank you for your consideration.

Sincerely,

Timothy M. Burke

TMB/kt

Attachment

To All Parties involved with the Decision regarding the Proposed Urban Parking Overlay District within Portions of Oakley:

My family has owned property and run a business on Madison Road since 1913. We have a vested interest in the continued success of this community- a family-friendly neighborhood which offers a variety of retail products and services for not only the residents of Oakley but for residents of the city of Cincinnati at large.

Parking in Oakley has been an issue for more than fifty years. My father, Jim Aglamesis, tackled this upon his inauguration as President of the Oakley Chamber of Commerce in 1950.

A solution, at the time, was the development of the private parking lot at 3058-3060 Madison. This lot was created to facilitate shopping in Oakley Square for those who did not live within walking distance. The lot is for short-term use- shoppers coming and going. There has historically been no parking fee for shoppers- again to facilitate their ease in coming to Oakley. The lot is owned and maintained by De Metro Realty Co. and sustains itself with nominal fees paid by retail shopkeepers in close proximity.

My understanding is that the current request for the parking overlay comes as a result of a loss of prospective businesses that have been turned away from Oakley because their property cannot accommodate the required parking spaces needed within the existing zoning code.

There must have been a reason for the parking requirements of the current zoning code to exist. Unbridled traffic and congestion would detract from the ambiance of the neighborhood adding stress for all parties: residents and their guests, consumers, and employees all attempting to find parking.

Current business owners who have been here for decades and have played by the zoning rules may be hurt for the benefit of new players who have no responsibility to provide parking for their customers. Customers of existing businesses may be deterred by the increased scarcity and/or cost of parking.

The current parking investment by existing business owners will become devalued as the cost to oversee parking spaces increases exponentially. Those of us with parking will be forced to more closely monitor our lots, thereby increasing the cost to manage our lots, which will ultimately increase the cost to our parking customers and tenants. In the case of my family's lot at 3058-3060, it is unlikely that we would be able to continue to offer

free parking for the shoppers- which may impede some existing customers from returning.

The Oakley 2019 Master Plan identified the following key concerns from the residents and business owners that participated in the plan's inception:

- Maintaining affordability for homeowners and renters
- Overdevelopment
- Traffic congestion and pedestrian safety
- Parking
- Losing neighborhood identity
- Criminal activity
- Lack of greenspace and parks

It seems to me that instituting the proposed Urban Parking Overlay District has the potential to exacerbate more than one of the community's original concerns.

Oakley is a highly desired Cincinnati community with a vibrant business district. At what point does it begin defeating itself by dismantling the mechanism to provide safe growth?

Respectfully submitted,

Dianne A. Lytle
De Metro Realty Co.

TO: oakleycouncil@oakleynow.com, joe.groh@oakleynow.com, colleenreynolds22@gmail.com

CC: jesse.urbancsik@cincinnati-oh.gov

Colleen and Joe.

Our names are Paul and Beth Hunter. We reside in Oakley at 3871 Drakewood Drive.

We appreciate you serving on the Oakley Community Council, along with others. We understand there is an upcoming vote to potentially push forward the Parking Overlay matter forward.

However, we are writing to you in protest of the Parking Overlay. As community residents we simply do not support it. We attended the conference call session that Jesse Urbancski hosted back in autumn 2022, who is copied on this letter.

Rationale Against the Parking Overlay

While we provide alternatives to a Parking Overlay at the end, our rationale against the Parking Overlay is as follows:

1. Lack of evidence it will benefit the community

Back in autumn 2022 it was mentioned a handful of other communities (e.g., Northside) have recently adopted a Parking Overlay. However, no evidence that it has benefitted these communities were presented.

2. Oakley is already a vibrant community

Oakley already has a nice mix of businesses and residential properties. New businesses continue to enter Oakley and existing businesses are thriving.

Further, nearby communities of Hyde Park and Mt. Lookout are not seeking a Parking Overlay.

3. Existing businesses already have been grandfathered in without parking

A paper company resides at 3895 Drakewood Drive in a building constructed in the 1930s. It was originally a doctor's office. There are about 40 employees who park along Drakewood, Drake and Madison road each weekday. In essence, there already is an "overlay" here as it has been grandfathered in. Why do want to exacerbate the situation where minimal parking already exists?

4. Madison Road is a dangerous road

A parking overlay will only make this major thoroughfare even more dangerous. We have personally been almost hit walking in marked cross walks and have witnessed others as well from cars going more than 60 mph on Madison Road. More parking on Madison Road will only make this worse.

5. Lack of infrastructure from recent developments

About 20-years ago, Rookwood Pavilion (Norwood) was constructed along Madison Road. Within the past 8-years, Oakley Station has seen massive development. At the corner of Shaw and Wasson avenues, an extremely large apartment complex is nearing completion. None of these developments had any surface road infrastructure improvements. As a result, traffic is constantly backed up on Madison and Wasson roads.

6. Intent doesn't justify the means

If the intent is to attract more businesses to Oakley, a Parking Overlay defeats the purpose. Existing businesses are already thriving and knowing several of the owners, they too are in protest of any Parking Overlay. A Parking Overlay will only frustrate existing business owners as they will need to increase management of their own lots and are being asked to subsidize new businesses who don't have to provide parking. I suspect existing businesses in Oakley will look elsewhere if forced to subsidize others.

The City of Cincinnati and Hamilton County have a history of making decisions that have not panned out. From tax abatements to the streetcar, we have only witnessed outcomes that have driven individuals out of the city and county from rising taxes, less services, etc. as full tax-paying citizens are being asked to subsidize others. For example, the intent of the tax abatement was to rejuvenate poorer communities (e.g., Avondale, Northside) but it has only served to create McMansions in Hyde Park, Oakley and Mt. Lookout.

When you add in the Bengals stadium tax, albeit it was voted for by Hamilton County citizens, and takes over 30% of the county's operating budget (the next highest for a county supporting a professional sport in the nation is 2%), residents of Hamilton County, Ohio are paying some of the highest property taxes on a percentage basis in the nation. Net, many Oakley residents I have spoken to are well past tired of paying for others without direct benefit for their own families.

7. An Oakley community council member who doesn't share the values of Oakley residents

You have a member who cited no less than three times back in autumn 2022 that he is from New York City. With all due respect, more people have fled this city in the past three years than any other city in the USA. We don't want Oakley or Cincinnati to be New York City. We want members of your council, albeit there is no public election for your members, to reflect more closely midwestern values. We personally have lived in London, Boston, Chicago and Delhi (India), but did not feel obligated to tell others back in the autumn. Except for Chicago and Delhi, London and Boston have far better transportation and parking solutions than New York City and Cincinnati.

8. Suspicious-looking map that incorporates the Clepper Funeral home

The Oakley Parking Overlay drawings purposely include the entire property of the Clepper funeral home near Gil's car wash. Our prior legal questions to and replies from the City have indicated that there is no current, planned development for this property. While there are 2-3 funerals per month at this site, we find it suspicious that the entire lot has been included into the Parking Overlay. We fear that the overlay is simply a necessary step to allow this site to become a very large apartment / commercial complex like that on Shaw and Wasson, without any surface road improvements and the appropriate level of parking required.

Alternatives to the Parking Overlay

We respectfully ask that the Oakley Community council consider alternatives to the Parking Overlay. Some suggestions, one or more, are as follows:

- Repurpose existing derelict buildings / land for parking. Through eminent domain, confiscate unoccupied land and unoccupied buildings (e.g., old Arby's / Chinese restaurant on Madison, old dentist office / funeral home on Madison near Dewey's, etc.) and turn these into parking.
- **More metered parking.** Put more metered parking on Madison and Wasson roads and consider expanding this to some of the residential streets.
- Implement an on-street parking decal system. As in London and Boston, have residents purchase an annual parking pass for their cars if they choose to park on any residential side streets that do not have metered parking. This could be a new revenue source to the city and be extended to other communities. Revenue could be raised from both the decal itself and fines for lack of compliance. Such a system could promote desired parking for businesses and residents.
- **Greater police presence.** The safety of crossing Madison Road is a primary concern of ours. Despite numerous calls to police, we have not seen any increase in patrols, cars being pulled over for speed or almost running down pedestrians in a crosswalk. Perhaps Oakley Community Council can carry more weight?

Again, we appreciate your time and consideration of this letter.

Sincerely,

Paul and Beth Hunter 3871 Drakewood Drive 513.871.8286 - home

From: Pete Haggenjos < pete.haggenjos@gmail.com>

Sent: Tuesday, January 17, 2023 7:16 AM

To: colleen.reynolds@oakleynow.com; colleenreynolds22@gmail.com;

joe.groh@oakleynow.com; jason_wilcoxon@hotmail.com; jason.wilcoxon@oakleynow.com; seth.shaifer@oakleynow.com; troy.mcandrews@oakleynow.com; jon.bernier@oakleynow.com;

sandy.gross@oakleynow.com; karen.crawford@oakleynow.com; klc513@gmail.com; Oakley Community Council; paige.scheidler@oakleynow.com; dljohnson13@gmail.com;

david.johnson@oakleynow.com; jenna.clark@oakleynow.com; Urbancsik, Jesse

Subject: [External Email] Oakley Parking Overlay Vote - Final Thoughts

External Email Communication

Oakley Council members,

First, thank you for your service on the community council. I understand that while there will always be disagreements on issues, each of you are making the decisions you believe will be best for Oakley. Thanks for devoting some of your precious time to make Oakley an even better place to live and work.

I own and operate Thrive Chiropractic in the business district, and was also an Oakley resident from 2018-2022.

I watched the Facebook video recording of the last OCC meeting to get a sense of the discussion leading to your upcoming vote. I have reviewed the parking overlay primer on the council website. I have submitted a letter and email in previous months. I want to submit this last email to, as quickly as possible, address and contest the main reasons listed on the primer for why the parking overlay is needed:

- 1. MashRoots/Wingstop: I agree it is disappointing a local restaurant opted against taking the space when the CITY REJECTED OCC'S request for a variance. My question is why is the city not listening to the OCC? It seems having the current parking rules, with the ability to request variances, etc. is preferable to losing OCC power to help protect the parking situation for us, even if the city may deny OCC recommendations sometimes.
- 2. Former funeral home at Markbreit/Madison corner: I addressed this building in my previous letters. I realize there was disappointment by many that Dewey's fought OCC on the parking variance that would have allowed the new establishment to open. Yet, all the neighboring businesses I spoke with were glad that the proposal was stopped. We all feel the parking pressure for our customers. Also, as I mentioned before, I inquired to lease or buy this long vacant building so I could expand my health practice. I would not have needed more parking spaces. The asking lease price was ridiculously high compared to the other real estate in the area and the owner would not entertain a purchase. I believe this is a bigger factor as to why it has been vacant than the parking restrictions.
- 3. The 20th Century Building: I understand that it would be nice for the new owner to do something new with the old laundromat and a change of use requires approval and parking. While a restaurant sounds great, we must consider we do have a current parking problem and the current rules limit it from worsening.
- 4. The new Dewey's HQ building directly next to my building: This is such a unique building in size and in shape and in parking spaces for the business district. While some feel a business HQ is sort of out of place for the location, I can guarantee you if a restaurant was allowed to take over that building I would have had to move my business as the parking would be overwhelmed. We flirt with parking overwhelm all year and we experience parking overwhelm from mid-November to early January every year. We can't take on more here. I see it every day.
- 5. The vacant building between Dewey's and the former funeral home. Again, wouldn't it be nice if this building could be 'something'? Ideally yes, but realistically it is empty because we have a parking issue and

- Deweys' knows that to be sustainable they need more parking. Having that building sit empty is part of what makes Dewey's sustainable here. Years ago, I told my neighbor at Bona Hardware, if he ever planned to move...please let me know first as I would explore buying and making that property into a parking lot because I have recognized for years the tenuous parking situation we have.
- 6. The suggestion that we are limited in the types of businesses we can attract here under the current rules: Yes, we probably are. My question is, why is that bad? When you remove the parking restrictions it creates a different environment where businesses that are not as reliant on CONVENIENT, CHEAP parking can exist more easily than the rest of us. Here is what I mean:
 - o OTR and downtown are heralded as places with parking overlays. Do they really have diverse business districts... are we trying to emulate them?
 - Are there many chiropractors, eye doctors, veterinarians, toy stores, hardware stores, etc. in these neighborhoods? No. Why? I don't want to drive to a place that I go for routine, regular service where I know it is going to be a pain in the ass to park.
 - I don't know about you all, but when I think OTR and downtown, I go there for Bengals, FC, restaurants, shopping and I know going in it is an entertainment trip where I will budget more time and money for parking. I don't drive there for routine, repeat services that are offered in more convenient locations.

Finally, please consider that I believe the consequences of adopting this parking overlay will, whether intended or unintended, actually decrease the unique diversity of the Oakley business district and homogenize it to an entertainment district where businesses like mine will choose to move elsewhere so our customers can access or services and goods conveniently.

Thanks again for your consideration on this important vote.

Pete Haggenjos Thrive Chiropractic

From: Tom Schimian <schimitm@live.com>
Sent: Monday, September 19, 2022 6:02 PM

To: Urbancsik, Jesse

Subject: [External Email] OakleyOverlayParking

External Email Communication

My apologies; my husband, Tom, and I just watched the zoom meeting and for some reason could not connect to respond.

Our big question I suppose in the final analysis, is whether Oakley should remain a residential community with small privately owned businesses such as Dewy's, Oakley Square Animal Hospital, King Arthur's Court, Aglamesis Brothers, and Thread Botique, or a business center.

I have additional concerns that were not addressed and they are: first, a probable overload of an ancient sewer system; secondly, no off-street parking for deliveries for existing businesses; too narrow roads for today's traffic; already existing facilities for the vulnerable such as Find-a-Way and St. Cecilia School that are safety concerns; and so much density that Oakley loses its appeal.

Sadly, many older residential homes are being leveled (I've walked through some before being razed) and while needing updating, the homes had "good bones." They have been replaced with either multi-unit condos or apartments that are out of sync with the existing neighborhood, or new residences that are very expensive and eliminate affordable housing.

I hope to attend future Oakley Council Meetings that are poorly advertised for the residents of the area.

Thank you for the listening ear, Billie Jean Schimian

From: Wollenweber, Gary (GE Aviation, US) <gary.wollenweber@ge.com>

Sent: Tuesday, September 20, 2022 11:48 AM

To: Urbancsik, Jesse

Subject: RE: [External Email] FW: Proposed Urban Parking Overlay District in Oakley

You don't often get email from gary.wollenweber@ge.com. Learn why this is important

Thanks for letting me join the Staff Conference yesterday. I am not aware of all the Oakley buildings that would benefit from an urban parking overlay district and was disappointed not to hear more about the problems that the overlay district is expected to solve. I am concerned about the unintended consequences of the overlay on the adjacent residential districts. The overlay appears to encourage and provide legal path to over develop the property. Parking spaces that exist today should not be removed nor allowed to be removed by the overlay district.

I do not think the overlay district will change the demand for parking. If persons are nearby, they will walk several blocks rather than drive hoping to find a parking spot in the business district. A better solution might be to use variances to redevelop existing buildings (that do not have sufficient parking) on a case by case basis if the new use and available parking makes sense to OCC and the neighbors. While I do not have the staff report nor the hearing examiner decision for the Funeral Home property at Madison and Markbreit, it seems a mistake to prevent redevelopment because of a shortage of one or small percentage of required parking space. Why was hearing examiner so strict? If zoning code needs modification to allow some reduction in required business parking by a variance, perhaps that is a better approach.

Without the benefit of Planning Staff parcel-by-parcel analysis of properties along north side of Wasson and demonstrated need for the parking overlay, I will recommend Hyde Park Neighborhood Council (HPNC) oppose any overlay for those properties. My concern is pushing business parking into residential districts in Hyde Park. This has been a problem with existing restaurant and bar businesses. If there is more business development with an overlay district, the problem will get worse. HPNC will offer no opinion on the Madison Road business district parking overlay.

Gary Wollenweber, Chairman Zoning Committee Hyde Park Neighborhood Council

From: Urbancsik, Jesse <jesse.urbancsik@cincinnati-oh.gov>

Sent: Monday, September 19, 2022 2:26 PM

To: Wollenweber, Gary (GE Aviation, US) <gary.wollenweber@ge.com>

Cc: Ahouse, Emily < Emily. Ahouse@cincinnati-oh.gov>

Subject: EXT: RE: [External Email] FW: Proposed Urban Parking Overlay District in Oakley

WARNING: This email originated from outside of GE. Please validate the sender's email address before clicking on links or attachments as they may not be safe.

Gary,

Please find the invite below, thanks!



Hi there,

jesse.urbancsik@cincinnati-oh.gov is inviting you to a scheduled Zoom meeting.

Join Zoom Meeting

One tap US: +13126266799,,89300918733# or +16469313860,,89300918733#

mobile:

Meeting URL: https://cincinnati-

oh.zoom.us/j/89300918733?pwd=MWNreWIRQ0lzazQxR3BpeWINQnl1dz09

Meeting ID: 893 0091 8733

Passcode: 575988

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Dial:

US: +1 312 626 6799 or +1 646 931 3860 or +1 929 205 6099 or +1 301 715 8592 or +1 309 205 3325 or +1 386 347 5053 or +1 564 217 2000 or +1 669 444 9171 or +1 669 900 6833 or +1 719 359 4580 or +1 253 215 8782 or +1

346 248 7799

Meeting ID: 893 0091 8733

International numbers

Jesse Urbancsik | Senior City Planner

City of Cincinnati | Department of City Planning and Engagement
Two Centennial Plaza | 805 Central Avenue, Suite 720 | Cincinnati, OH 45202
jesse.urbancsik@cincinnati-oh.gov
513-352-4843 | Facebook | Twitter | Website | Plan Cincinnati

Chat with me on Teams!



From: Ahouse, Emily < Emily.Ahouse@cincinnati-oh.gov>

Sent: Monday, September 19, 2022 2:25 PM

To: Urbancsik, Jesse < jesse.urbancsik@cincinnati-oh.gov>

Subject: Fwd: [External Email] FW: Proposed Urban Parking Overlay District in Oakley

Sent from my iPhone

Begin forwarded message:

From: "Wollenweber, Gary (GE Aviation, US)" < gary.wollenweber@ge.com>

Date: September 19, 2022 at 1:55:24 PM EDT

To: "Ahouse, Emily" < Emily Emily <a href

oh.gov>, "Couch, Gabrielle" <gabrielle.couch@cincinnati-oh.gov>

Subject: [External Email] FW: Proposed Urban Parking Overlay District in Oakley

External Email Communication

Can one of you help me get a Zoom invitation for the Staff Conference scheduled today? I have not heard from Jesse.

From: Wollenweber, Gary (GE Aviation, US)
Sent: Monday, September 19, 2022 11:52 AM

To: 'Jesse.Urbancsik@cincinnati.gov' < Jesse.Urbancsik@cincinnati.gov>

Cc: Wollenweber (fuse) < wollenweber@fuse.net >

Subject: RE: Proposed Urban Parking Overlay District in Oakley

Apparently my message was addressed incorrectly and did not reach you. I would like to participate in todays Sept 19 Staff Conference. Please send me the Zoom credentials to both e-mail addresses.

From: Wollenweber, Gary (GE Aviation, US) **Sent:** Monday, September 12, 2022 9:35 AM

To: 'Jesse.Urbancsik@cincinnati.gov' <Jesse.Urbancsik@cincinnati.gov>

Cc: Wollenweber (fuse) < wollenweber@fuse.net>

Subject: Proposed Urban Parking Overlay District in Oakley

I would like to participate in the Sept 19 Staff Conference. Please send me the Zoom credentials to both e-mail addresses.

Gary C Wollenweber, P.E.

Zoning Committee Chairman Hyde Park Neighborhood Council Cincinnati OH 45208

wollenweber@fuse.net

(513) 243-8719 (off)

(513) 321-4009 (res)

(513) 243-8719 (fax)

(513) 608-3342 (mobile)

From: Elisa Richardson < lbrichardson42@gmail.com>

Sent: Tuesday, October 18, 2022 3:24 PM

To: Urbancsik, Jesse

Subject: [External Email] parking

You don't often get email from Ibrichardson42@gmail.com. Learn why this is important

External Email Communication

To whom this make concern The parking in Oakley is a very bad issue I have had a business for over 13 years now And the parking has gotten worse each year Due to overcapacitation of businesses And public parking We do not need more businesses we need more parking If the parking issue continues Businesses will do more suffering Thank you sincerely LB Richardson

From: jlhearst@fuse.net

Sent: Tuesday, October 25, 2022 9:29 AM

To: Urbancsik, Jesse

Cc: jlhearst

Subject: [External Email] Oakley Parking Overlay District

You don't often get email from jlhearst@fuse.net. Learn why this is important

External Email Communication

Dear Mr. Urbancsik:

I have given a great deal of thought to the proposed Oakley Parking Overlay District.

My business, Oakley Square Animal Hospital, is located at 3000 Madison Rd and has been there since 1985. I rent a portion of the building to a Subway restaurant.

As you may recall, I attended the planning staff conference regarding this proposal. I also attended some of the Oakley Community Council meetings at which this was discussed. I have also discussed this with several other Oakley Square business operators including Dewey's, Aglamesis, and Spice Beauty Salon. I am aware of the concerns expressed by representatives of Skyline. The Fresh Market/CVS property already has a security man on a regular basis to keep their lot usable for Fresh Markey and CVS. Having considered this carefully, I now want to make it clear that I am opposed to the Parking Overlay District.

While I value the goal of creating walkable communities, my business requires parking for my customers who are bringing their pets for treatment. It is a rare customer who walks to the Animal Hospital with their ailing pet. Similarly, Subway needs parking to meet the needs of their customers. Parking is already at a premium in the Oakley business district, as you heard during the staff conference. I have already found it to be a challenge to prevent those who are not customers of either Subway or my Animal Hospital from parking on the lot I own and pay to maintain. The Parking Overlay will put similar pressure on all of the current owners of off-street parking. All of the present businesses will be burdened with more competition for the presently available onstreet parking. As the letter Tim Burke provided to you regarding the dispute over the proposed Tap & Screw brewery a few years ago pointed out, the City's own study of the Oakley business district pointed out the lack of parking was already a problem. The Parking Overlay District will do nothing to relieve that problem. Indeed, it will exacerbate it.

Please do not recommend adoption of an Urban Parking Overlay District in Oakley. Instead, please recommend City involvement to help resolve the present parking deficit in the Oakley Business District.

Sincerely,

James Hearst DVM Oakley Square Animal Hospital 3000 Madison Road Cincinnati, Ohio 45209 513-607-6840

From: Joe Groh <joe.groh@oakleynow.com>
Sent: Tuesday, September 6, 2022 6:18 AM

To: Pete Haggenjos
Cc: Urbancsik, Jesse

Subject: [External Email] Re: Oakley Parking Overlay District

External Email Communication

Hi Pete,

At this point we are simply looking into the potential of implementing such a district, which involves discussion of the pros, the cons, and drawing the actual boundaries (if opt to move forward).

A pro is definitely that it would allow businesses to come to Oakley which have historically not been able to, or have been denied that opportunity because requested parking variances were denied. As a result of having parking restrictions, we see prominent locations on the Square which have been vacant for long periods of time, and see a corporate HQ move in which offers little value to a business district. Many smaller/local/diverse businesses have shared they no longer consider Oakley as an option because the track record of variances getting approved is dismal.

Part of this exercise is to solicit the feedback from existing business owners and residents so that an informed decision can be made.

The boundaries displayed in the map image that has been shared is simply the suggestion of one person. We've yet to have a discussion about what the actual boundaries should be, and that will be part of this discussion as well.

I'd suggest writing a letter/email to Jesse and oakleycouncil@oakleynow.com stating your specific concerns, that way they can be included in all the documentation/feedback that is being collected.

Thanks,

On Mon, Sep 5, 2022 at 6:56 AM Pete Haggenjos < pete.haggenjos@gmail.com> wrote: Hello Joe and Jesse,

I was reading up about the proposal for the change to the parking requirements in Oakley.

Am I correct that the proposed changes would allow businesses to lease or buy space in these areas without meeting parking requirements/spaces based on the building/occupancy?

I guess I can see the pros that new businesses could move in wherever without having parking restrictions...is this the thought process?

What about the cons? I have been at my location since 2013 at 3071 Madison Road and parking is more and more challenging with each passing year for my customers. (I pay for private lots for my staff and my customers to park in).

Are others concerned that eliminating parking restrictions will further overwhelm the parking issues we see in Oakley. Or am I missing something in how this is supposed to work?

Thanks,

Pete

P.S. I will not be able to attend the upcoming meetings 9/6 and 9/19 but wanted to express my concerns.

--

Joe Groh Oakley Community Council Vice President Pedestrian Safety, Business & Membership Committees



9/18/22

Re: Oakley Parking Overlay Proposal

Thank you for inviting community members to submit thoughts and questions on the parking proposal for Oakley.

I have some ideas based on my experience as a business owner in the Oakley business district. My chiropractic office has been located in Oakley since 2008 and at the current location on Madison Road since 2013. In this time, of course we have seen tremendous change in Oakley, much of it wonderful.

A concern or challenge, with increasing frequency in the last 3 years, has been parking. I pay for two different private lots for my customers and for my staff to park. Additionally, there are metered spaces available for customers. The lots and metered spaces had been sufficient in my first years in Oakley with notable exceptions at peak holiday shopping times for a couple weeks each year. In recent years, the lots are full more and more often and customers tell us they had trouble finding space.

With this said, what is the objective of the parking proposal? Is it to make Oakley properties easier for businesses to move into? Is this currently a problem and is parking restriction the main inhibitor? Do we have many of empty, vacant buildings?

I don't think it is a bad thing if the current parking rules allow some limits and restrictions to better protect the parking spaces we have.

3071 Madison Road, Cincinnati OH 45209 513.723.1190 thrivechiropracticcenter.com Please consider how many of our Oakley businesses along Madison need customers to find

easy parking for a quick 10-15 minute visit. My office is like this. Coffee shops, retail stores, etc.

If it becomes too much of a hassle for people to find parking for these short stops, they will go

elsewhere and not make the extra effort to shop local.

Finally, I think we may be overemphasizing the parking spot rules as a limiter for businesses

moving into buildings in Oakley. For example, years ago I looked at the building at the corner

of Madison and Markbreit that used to be a funeral home. It's been vacant for years, of course. I

thought it could be an excellent space for my office and I could have used the extra room to

hire more health practitioners. The parking spaces would have been perfect for staff and clients.

I simply found the asking price for rent very high. I would have made an offer for purchase of the

building, but the owner would not entertain it.

I give this example to show you that sometimes other factors are at play. I suspect many other

businesses like mine could have/would have worked well in a vacant spot like this if financial

agreements could have been made.

Thank you for considering my concerns. My lingering question for you is... why do we need to

bring more businesses into the district if they will overwhelm our parking infrastructure? I am

concerned that eliminating parking restrictions will have the unintended consequence of

businesses like mine leaving the Oakley business district because it will be too inconvenient for

our customers.

Sincerely,

Pete Haggenjos

Pete Haggerius

3071 Madison Road, Cincinnati OH 45209 513.723.1190 thrivechiropracticcenter.com

Parking Overlay District Primer

Note that the OCC is only investigating the pros/cons of implementing such an overlay, hence why there will be meetings to discuss this and the city public staff conference - to gather input and will decide based on that.

What is a Parking Overlay District?

- The city has zoning code that sets what the minimum number of parking spaces a business must provide, based on the amount of square footage of their business.
- Businesses that existed before the current code was passed are grandfathered in, and do not have to deal with such minimums.
- This means any new business looking to open must normally meet these minimums or ask for a variance to allow them to have fewer spaces. Approval of such variances are hit/miss, often with other surrounding businesses and/or the city opposing them. Some Oakley examples:
 - MashRoots, a local unique Caribbean restaurant wanted to open in building where Wingstop is. OCC approved it, city denied it. They opted to open in College Hill.
 - Former funeral home @ Madison & Markbreit, Tap & Screw Brew pub wanted to open there, needed a variance for 2 parking spaces, OCC supported them but several local business owners opposed and the city denied it. Space has been vacant for years now.
 - Former owner of 20th Century/Laundromat would like to have converted the laundromat to a bar/cafe, so would have needed variances. But those properties were sold, and now the new owner faces the same limitation - because incoming business would be a change from the previous type of business.
- If a new business is of the same type of business that they would be replacing, and the older business was grandfathered in, the new business would also be grandfathered in.
 - Example: The Oakley Fish House, which replaced Habits, did not have to meet parking minimums because they the same type of business.
- A parking overlay district would remove those parking minimums within the boundaries of the
 overlay district. This would allow more businesses to consider opening in Oakley where they
 don't now. The actual boundaries would be drawn by us, those in the image above are just one
 person's suggestion.
- Left as is, Oakley is limited in the types of businesses it can attract to open here, which impacts ability to grow our business distract and bring in local/diverse types of businesses. What we get is situations like mentioned above, and you get a business HQ moving into the former Millett furniture store nothing against Dewey's, but that such a unique space and it could have been something so much cooler if the parking minimums not in place. It would also help us avoid situations where a business buys a building solely for the parking spaces allocated to it the former dentist office between Dewey's & the former funeral home, which now sits vacant.
- But there are legitimate concerns from adjacent residents regarding spillover parking on their streets, and from businesses who have their own parking (or paid arrangements) and are worried there be issues there.
- Goal is to have the tough conversations around this and make the decision that's best for the community going forward.

Parking Overlay Feedback: https://oakleynow.com/Parking-Overlay-Feedback/

3827 PAXTON AVENUE APARTMENTS INVESTORS LLC 1 S MAIN ST SUITE 1300 DAYTON OH 45402	ARCHBISHOP OF CINCINNATI TR 100 E EIGHTH ST CINCINNATI OH 45202	PRICE ROBERT M & LORALYN L 10004 FERNHAVEN CT CINCINNATI OH 45251
3466 BROTHERTON LLC	BECKERT LAUREN	SCHOENFELD MICHAEL W
1019 ROSE CIR	1031 SAINT GREGORY ST UNIT B	1040 WILEY PARDUE RD
COVINGTON KY 41011	CINCINNATI OH 45202	ASHLAND CITY TN 37015
MCCAFFERTY GAYLE L TR	GENERAL ELECTRIC CREDIT UNION	3084 CELERON AVE LLC
1047 CELESTIAL ST	10485 READING RD	1091 FLUME RD
CINCINNATI OH 45202	CINCINNATI OH 45241	INCLINE VILLAGE NV 89451
NORFOLK & WESTERN RAILROAD COMPANY 110 FRANKLIN RD ROANOKE VA 24042-0028	DAVIS SCOTT E 11060 TODDTEE LN CINCINNATI OH 45242	MR JZ M E C LLC 1115 BLACK HORSE RUN LOVELAND OH 45140
DWYER LEONARD & ARNEADRA A	VISUAL TERRAIN PROPERTIES	3363 MADISON ROAD LLC
1116 TASSLE LN	11168 PARFOUR CT	11200 GRANDON RIDGE CIR
CINCINNATI OH 45231	CINCINNATI OH 45241	CINCINNATI OH 45209
MAGOWAN SIMON HENRY & ANOOP KAUR BRAR 1127 BLACKHORSE LN LOVELAND OH 45140	WEYES GUYS PROPERTIES 1128 BAUMOCK BURN DR COLUMBUS OH 43235	MGSIEGELS LLC 11427 TERWILLIGERS RIDGE LN CINCINNATI OH 45249
KACACHOS THOMAS & HEATHER	ISABELLA REALTY LLC	OAKLEY BANK BUILDING LTD
116 E HIGH STREET	11739 GRANDSTONE LN	12009 STILLWIND DR
OXFORD OH 45056	CINCINNATI OH 45249	CINCINNATI OH 45249
REZUANNEJAD FEROOZ	3300 BROTHERTON INVESTMENTS LLC	DERBY ELIZABETH
1211 ISIS AVE	1232 HERSCHEL WOODS LN	124 GATESHEAD WAY
CINCINNATI OH 45208	CINCINNATI OH 45208	PHOENIXVILLE PA 19460
TLC PROPERTIES INC	WOODLAND AVE LLC	HUBERT CHRISTINA LEE & JOSHUA R
1260 EDISON DR	1281 CRESTWOOD AVE	129 RIVERSIDE PKWY
CINCINNATI OH 45216	CINCINNATI OH 45208	NEWPORT KY 41075
TOPVALCO INC	LARKIN EDWARD P JR	BERNING MARILYN R @ 3 CO-TR
130 TRI COUNTY PKWY #324	13034 COOPERMEADOW LN	1304 CHELTENHAM CT
CINCINNATI OH 45246	CINCINNATI OH 45242	CROWNSVILLE MD 21032

ZEBOLD ERIC & BECKY	ABLACH LLC	MOLLOY MATTHEW
13183 KELLAM CT UNIT 82	1322 EDWARDS RD	1379 INDIAN RIDGE
SAN DIEGO CA 92130	CINCINNATI OH 45208	NEW RICHMOND OH 45157
AMBASSADOR CAPITAL LLC 1418 CENTRAL PKWY STE 201 CINCINNATI OH 45202	SCOVANNER FAMILY LIMITED PARTNERSHIP THE 1431 HERSCHEL AVE CINCINNATI OH 45208	BONANSINGA WILLIAM J & MARY 144 LAFAYETTE LN CINCINNATI OH 45220
VERKLEY PATRICK 1514 BARVAC AVE CINCINNATI OH 45223	NARDINI PAUL J 1600 FAIRWAY DR LIMA OH 45805	CINCINNATI METROPOLITAN HOUSING AUTHORITY 1635 WESTERN AVE CINCINNATI OH 45214
TREFT JAY F	JEFF HINKEL & JULIE HINKEL LLC	3026 MINOT AVENUE LLC
17 FOUNDERS CT	1738 N FT THOMAS AVE	18 JAMES PL
COLD SPRING KY 41076	FORT THOMAS KY 41075	CINCINNATI OH 45246
MALSBARY LAND LLC	SAS BALLARD HOLDINGS LLC	MADISON MARKBREIT LLC
19 FALLEN BRANCH	19400 BEAR SWAMP RD	201 EAST FIFTH ST SUITE 800
CINCINNATI OH 45241	MARYSVILLE OH 43040	CINCINNATI OH 45202
YATES JAMES E & CANDACE J COTTON	BERTRAMS DANIEL T & JENNIFER R OM	4438 APPLETON LLC
2011 MILLVILLE AVE	21 VIA MARINA #7	2110 CONVERT LN
HAMILTON OH 45013	VENICE CA 90292	CINCINNATI OH 45208
HARMON MEG E	AMOR SIMON	DRAKE AVENUE LLC
2110 MARYLAND AVE	214 SENTRY HILL DR	2242 BERRYWOOD DR
COVINGTON KY 41014	LOVELAND OH 45140	CINCINNATI OH 45244
2749 MADISON LLC	MARIEMONT CENTER PTNSHP	DAVIS JAY H TR OF JHD 2017 LIVING TR
2273 ADAMS AVE	2324 MADISON RD SUITE #2	2382 EAST STONE CREST CIRCLE
CINCINNATI OH 45212	CINCINNATI OH 45208	SAINT GEORGE UT 84790
WIERS CHRISTIAN 2420 PLYMOUTH AVE PLYMOUTH IN 46563	CRON NATHAN 2421 SAN JOAQUIN PLAZA NEWPORT BEACH CA 92660	CHIPOTLE MEXICAN GRILL OF COLORADO LLC 2424 RIDGE RD ROCKWALL TX 75087
FIP MASTER FUNDING I LLC	JONES KATHLEEN K & MARVIN MCNEW	SOLOMON RANDY
2425 E CAMELBACK RD STE 800	24417 GREEN MEADOW	2482 E ST CHARLES PLACE
PHOENIX AZ 85016	LAWRENCEBURG IN 47025	CINCINNATI OH 45208

UB KKRICKET PROPERTIES LLC	ABEL MARK C TR & ROSEMARY F TR	GLACKEN MATTHEW
2501 WILLOWBROOK DR	2504 OAKRIDGE DR	2567 OBSERVATORY AVE
CINCINNATI OH 45237	CINCINNATI OH 45237	CINCINNATI OH 45208
DUNCAN SUE @4	KEPPLER BRETT	ROHS HILLS PROPERTIES LLC
2569 BERTHBROOK DR	2570 HARVEST LN	2570 MADISON RD #22
CINCINNATI OH 45231	LEBANON OH 45036	CINCINNATI OH 45208
STAGNARO JEFFREY G TR & MARK D AYER TR 2623 ERIE AVE CINCINNATI OH 45208	HGREIT II MADISON ROAD LLC 2671 R EDMONDSON RD CINCINNATI OH 45209	BUSKEN BAKERY INC 2675 MADISON RD CINCINNATI OH 45208
34 AND MINOT LLC	DRAKEWOOD TOWNHOMES LLC	GERRY TSENG LLC
2692 MADISON RD STE 389	2692 MADISON RD STE N1 336	2710 SHEILA DR
CINCINNATI OH 45208	CINCINNATI OH 45208	LOVELAND OH 45140
PAPPAS CHRIS A & TULA G	VENTURA CHRISTOPHER ROBERT	ARISTO GROUP LLC
2713 WILLARD AVE	2715 WILLARD AVE	2718 VINE ST
CINCINNATI OH 45209-2204	CINCINNATI OH 45209	CINCINNATI OH 45219
MCCORMACK WHITNEY F & SIMON T 2718 WILLARD AVE CINCINNATI OH 45209	WHITESIDE EMILY L & VICENTE MENDOZA FLORES 2719 WILLARD AVE #2 CINCINNATI OH 45209	SELLET NICHOLAS R 2722 WILLARD AVE CINCINNATI OH 45209-2205
ROBINSON LEE G TR	CREWS DONALD I & MARY THERESA	ROBINSON LEE G TR
2724 OBSERVATORY AVE	2724 WILLARD AVE	2726 OBSERVATORY AVE
CINCINNATI OH 45208	CINCINNATI OH 45209-2205	CINCINNATI OH 45208
ZONA GROUP LLC THE	MCDONALD NICHOLAS A & GINA A	BOLSER ALEXANDER
2728 LEONARD ST	2729 ARBOR AVE	2729 WILLARD AVE
CINCINNATI OH 45208	CINCINNATI OH 45209-2206	CINCINNATI OH 45209
GANIM PAUL & HETAL	BRAUN ERIK	WRIGHT STERLING
2732 MADISON RD	2733 WILLARD AVE	2734 MADISON RD
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209
DEFREITAS KATE	WOLF DOMINIC & BRIANA MARGARET	KREIMER BRADLEY P & MARY K
2738 MADISON RD	2739 WILLARD AVE	2742 WILLARD AVE
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209

WORLS MICHAEL HALL LISA CLAIRE EDGAR BOSTON M & AMANDA R 2744 WILLARD AVE 2746 MADISON RD **FLECKINGER CINCINNATI OH 45209-2205 CINCINNATI OH 45209-2267** 2746 WILLARD AVE **CINCINNATI OH 45209** HANDLEY CARLTON & HILARY MILLER GILLEY KRISTINA CAROL HOFFMAN DAVID JUSTIN & SAMANTHA J **HANDLEY** 2754 WILLARD AVE VANCE 2748 WILLARD AVE **CINCINNATI OH 45209** 2756 WILLARD AVE **CINCINNATI OH 45209 CINCINNATI OH 45209** VRISHABHENDRA BENAK HEBLI **HOFFMAN KEVIN & STACEY MESSERLY STANLEY T** 2758 WILLARD AVE 2763 MADISON RD 2766 WASSON RD **CINCINNATI OH 45209 CINCINNATI OH 45209 CINCINNATI OH 45209** SEIDNER CHARLOTTE R & MICHAEL **CULP WILLIAM S TR** APPLEGATE GARY J **DOUGLAS RICCI** 2771 WALSH RD 2828 WASSON RD 2767 MADISON RD **CINCINNATI OH 45208** CINCINNATI OH 45209-2323 **CINCINNATI OH 45209** JAW ENTERPRISES LLC MYNATT CHARLES B & LAURA S 3649 COLUMBUS AVENUE LLC 2843 VICTORIA AVE 2844 ROSELLA AVE 2850 E ST CHARLES PLACE **CINCINNATI OH 45208 CINCINNATI OH 45208 CINCINNATI OH 45208 DOLLENGER BRETT EUTON RYLAN J** KOWALSKI JESSICA L & WILLIAM CORNETT 2868 WASSON RD 2864 WASSON RD 2875 MARKBREIT AVE CINCINNATI OH 45209 **CINCINNATI OH 45209** CINCINNATI OH 45209 **GAUSVIK CHRISTIAN ERIK JR & CODY JAMES** HATFIELD JOSH WITMAN KERI L 2877 MARKBREIT AVE 2878 MARKBREIT AVE 2879 MARKBREIT AVE **CINCINNATI OH 45209 CINCINNATI OH 45209 CINCINNATI OH 45209** ALARCON GENE MICHAEL **BAUCOM MATTHEW RYAN & AMANDA** KESTNER BRIAN K & GEORGINA E MARTELL 2879 ROMANA PL 2880 MARKEIT AVE 2880 ROMANA PL **CINCINNATI OH 45209 CINCINNATI OH 45209 CINCINNATI OH 45209-2024** BRZOZOWSKI CHRISTOPHER F & KELLIE A LESER LINDA S ARAND DANIFI W KULKA 2881 ROMANA PL 2882 MARKBREIT AVE 2881 MARKEIT AVE **CINCINNATI OH 45209 CINCINNATI OH 45209 CINCINNATI OH 45209** MCHUGH DUSTIN WRIGHT ELIZABETH ROBINSON LYKINS KANDYCE K 2883 MARKBREIT AVE 2883 ROMANA PL 2884 MARKBREIT AVE **CINCINNATI OH 45209 CINCINNATI OH 45209-2023 CINCINNATI OH 45209-2020**

SINGH ELIZABETH A	REISINGER JOANNE & RAYMOND J	HAHN DOUGLAS P & PAIGE P
2884 ROMANA PL	2885 ROMANA PL	2886 ROMANA PLACE
CINCINNATI OH 45209	CINCINNATI OH 45209-2023	CINCINNATI OH 45209
KADLE MATT	JBASM FAMILY LLC	MCMANUS HUGH
2887 MARKBREIT AVE	2888 ROMANA PL	2889 MARKBREIT AVE
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209
MATTOX MICHAEL 2889 ROMANA PL CINCINNATI OH 45209-2023	MENDELSON HANNAH & JORDAN ANTHONY BROWN 2890 MARKBREIT AVE CINCINNATI OH 45209	GOSSEN ALEXANDRA 2891 MARKBREIT AVE CINCINNATI OH 45209
FLANAGAN COOPER & NIKOLE	QUINN MARY	VELTEN JUDY & MARY JO
2892 MARKBREIT AVE	2892 ROMANA PL	2893 ROMANA PL
CINCINNATI OH 45209	CINCINNATI OH 45209-2024	CINCINNATI OH 45209-2023
BARTRAM GREGORY & BARRETT	DONNELLON CAROLE H	ROONEY CULLEN P & MARIE E CLEMENTS
2894 MARKBREIT AVE	2894 RAMONA PL	2896 MARKBREIT AVE
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209
RANSOHOFF SETH A & ELIZABETH A BRINKMOELLER 2896 ROMANA PL CINCINNATI OH 45209	RIGDON RONNIE & MARILYN 2897 MARKBREIT AVE CINCINNATI OH 45209-2019	HEIMS CHRISTOPHER & NICOLE 2901 MARKBEIT AVE CINCINNATI OH 45209
FABER LINDSEY A	ZOGBI KARRELL JANELLE L & NADIA Z ZOGBI	FISCHER NICHOLAS W & MENG WEI TSAI
2903 MARKBREIT AVE	2903 ROMANA PLACE #5	2904 MARKBREIT AVE
CINCINNATI OH 45209-2021	CINCINNATI OH 45209	CINCINNATI OH 45209-2022
BENNETT LINDA & STEVEN	DASGUPTA AMITAVA & MICHELLE	MATTHEWS KELSEY
2905 MARKBREIT AVE	2905 ROMANA PLACE	2906 PORTSMOUTH AVE
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45208
PAPARODIS SOPHIA A 2907 MINOT AVE CINCINNATI OH 45209-1650	CAHALL SCOTT & GEORGE MATTHEW MCNEECE 2907 ROMANA PLACE #3 CINCINNATI OH 45209	MARINELLI TODD N 2908 PORTSMOUTH AVE CINCINNATI OH 45208-1523
MACWILLIAMS SEAN	STEGMAIER MELISSA D	GUSTAFSON NATHANIEL
2909 ROMANA PLACE	2911 MINOT AVE	2912 PORTSMOUTH AVE
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45208

GOLDEN HARVEST PROPERTY LLC	BARONTI ALESSANDRO & JACLEEN	BIRKMEYER BRIAN R
2912 WASSON RD	2913 MADISON RD	2913 MINOT AVE
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209
CROXTON VALE & MAURA 2913 PORTSMOUTH AVE CINCINNATI OH 45208	QUARIN CHRISTOPHER 2914 PORTSMOUTH AVE CINCINNATI OH 45208	HOGAN ROBERT B & KATHY BRADFORD HOGAN 2915 PORTSMOUTH AVE CINCINNATI OH 45208-1522
JZ EQUITY GROUP LLC	BOLDT MICHAEL R & AMY M	VICKERS WALTER G & BENJAMIN
2916 MINOT AVE	2916 PORTSMOUTH AVE	2917 MADISON RD
CINCINNATI OH 45209	CINCINNATI OH 45208	CINCINNATI OH 45209
GARCIA JASON V & MARIA GARCIA	TRACY EDWARD R JR & MARY KAY	FAREL ALLEN
2917 PORTSMOUTH AVE	2920 MINOT AVE	2921 MADISON RD
CINCINNATI OH 45208-1522	CINCINNATI OH 45209-1651	CINCINNATI OH 45209
HORN DAVID VAN TR	MEYER GARRETT K	BARHORST TERRY A
2921 PORTSMOUTH AVE	2925 MINOT AVE	2925 PORTSMOUTH AVE
CINCINNATI OH 45208	CINCINNATI OH 45209-1650	CINCINNATI OH 45208-1522
ELSENER ROBERT L & JILLDA	SFYRIS IRINI & ANTON M SMITH	LEBEAU BRANDON & BONNIE
2927 MINOT AVE	2929 MINOT AVE	2929 PORTSMOUTH AVE
CINCINNATI OH 45209-1650	CINCINNATI OH 45209	CINCINNATI OH 45208
TETRAULT ANDREW C & MARIA F VON EUW TETRAULT 2930 MINOT AVE CINCINNATI OH 45209	KISSING LAWRENCE A & JACQUELINE G 2932 MARKBREIT AVE UNIT 4 CINCINNATI OH 45209	CARLTON MICHAEL D & JENNIFER M 2933 MADISON RD CINCINNATI OH 45209-2017
SKELLY BROOKE	HALABI EL MUSTAPHA	PAULL CALEB N
2933 MINOT AVE	2934 MARKBREIT AVE	2934 MINOT AVE
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209-1658
SAUERBRUNN SYDNEY & MARY ELIZABETH GETTINS 2934 PORTSMOUTH AVE CINCINNATI OH 45208	BROERMAN NICK 2935 MINOT AVE CINCINNATI OH 45209	CALLAHAN COREY J 2936 MARKBREIT AVE #2 CINCINNATI OH 45209
FEKKOS HARALAMBOS & CHRISANTHI M	CUTSHALL LAURA & DONETTE CONNERS	WOOD SHIRLEY A
2936 MINOT AVE	2940 MINOT AVE	2941 MINOT AVE
CINCINNATI OH 45209-1658	CINCINNATI OH 45209	CINCINNATI OH 45209-1650

KVMS PARTNERSHIP P L L	SATTLER BENJAMIN & JESSICA DAWN	OAKLEY REAL ESTATE HOLDINGS II LLC
2951 MADISON RD	2960 MADISON RD UNIT 1	2961 MADISON AVE
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209
2981 MADISON ROAD LLC	EBERLY KAREN J TR	HENDRICKS DANIEL M
2981 MADISON RD	2983 MARKBREIT AVE UNIT 3	3 MOYER PL
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45208
BANDELIER HOLDING CO	WARFORD JONATHAN BLAIR	SCHILLER JOSHUA G & JILL A
3000 MADISON RD	3009 MINOT AVE	3017 PORTSMOUTH AVE
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45208
3021 MADISON ROAD LLC	CALDWELL CHARLES & JULIE	JENEMANN DEBRA L & PAUL T
3019 MADISON RD	3021 PORTSMOUTH AVE	3024 PORTSMOUTH AVE
CINCINNATI OH 45209	CINCINNATI OH 45208	CINCINNATI OH 45208
3029 MADISON ROAD LLC	FRANCIS PAIGE BROGAN	DENLINGER BART E & TERESA SUSAN
3029 MADISON RD	3030 PORTSMOUTH AVE	3035 MCKAIG RD
CINCINNATI OH 45209	CINCINNATI OH 45208	TROY OH 45373
WESTERHEIDE DANIEL	ROMERO EDUARDO M & KELLEY COWDREY	LEMMO MARIA G SUAREZ
3036 MINOT AVE	3036 PORTSMOUTH AVE	3040 MINOT AVE
CINCINNATI OH 45209	CINCINNATI OH 45208-1510	CINCINNATI OH 45209
SCHNIRRING JOSEPH B & LYNN S	J & P LTD LLP	SCHWENDEMAN JOSEPH M & AMANDA M
3040 PORTSMOUTH AVE	3046 MADISON RD	3046 PORTSMOUTH AVE
CINCINNATI OH 45208-1510	CINCINNATI OH 45208	CINCINNATI OH 45208-1510
REMIRF INC	3715 DRAKE AVE LLC	SCHUCKMAN FOUNDATION LTD THE
3047 MADISON RD	3053 MADISON RD	3064 PORTSMOUTH AVE
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45208
3066 MADISON LLC	FORGED HOMES LLC	BAPEBES PROPERTIES LLC
3066 MADISON RD	307 WEST 6TH ST 210	3074 MADISON RD
CINCINNATI OH 45209	ROYAL OAK MI 48067	CINCINNATI OH 45209
FLAGGS USA LLC	DUX ESTATES II LLC	FLAIG TERRENCE J & RANDIE
3075 MADISON RD	3080 LEGACY TRACE	3083 MADISON RD
CINCINNATI OH 45209	CINCINNATI OH 45237	CINCINNATI OH 45209

HOYING MICHAEL L & ASHLEIGH C	SPAITE PATRICIA A	HALL DON J & ANGELA
3086 MARKBREIT AVE	3087 MARKBREIT AVE	3089 EILEEN DR
CINCINNATI OH 45209	CINCINNATI OH 45209-1703	CINCINNATI OH 45209
OAK TAVERN PROPERTY LLC	GOLDBERG LAUREN S @4	OKIENKO DANIEL R
3089 MADISON RD	3089 MARKBREIT AVE	3090 CELERON AVE
CINCINNATI OH 45227	CINCINNATI OH 45209	CINCINNATI OH 45209
SWEENEY ERIN E	WRAY MELANIE K	BAM REALTY GROUP LLC
3090 MARKBREIT AVE	3091 MARKBREIT AVE	3094 MADISON RD
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209
HAAS JACOB L & ALLYSON C KRAEMER	HEDIN JUSTIN	NEUBAUER DAVID
3094 MARKBREIT AVE	3095 MARKBREIT AVE	3096 MARKBREIT
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209
GARDNER MARTHA J & CHARLES E MURAY 3098 MARKBREIT AVE CINCINNATI OH 45209-1704	LLOYD JOSHUA & KENDALL REBECCA SUPINGER 3099 MARKBREIT AVE CINCINNATI OH 45209	DUNCAN EDWARD B 3102 CELERON AVE CINCINNATI OH 45209
CONLEY KYLIE A	MOORE NATHAN	MAGARIAN GREGORY SHANT
3102 MARKBREIT AVE	3104 CELERON AVE	3105 MARKBREIT AVE
CINCINNATI OH 45209	CINCINNATI OH 45209-2104	CINCINNATI OH 45209
WARD TROY ANTHONY	LYONS JOHN DANIEL	VICTOR CHESTER S TR & DEBORAH S TR
3106 MARKBREIT AVE	3108 CELERON AVE #2	3109 MADISON RD UNIT 19
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209
ADAN ANDREW & LINDSAY WAY 3109 MARKBREIT AVE CINCINNATI OH 45209	MUSTINE CHARLES DAVID & LEAH LISA WINKLER 3110 CELERON AVE CINCINNATI OH 45209	HOOK JAMES R TR & CAROL A TR 3111 MADISON RD UNIT #18 CINCINNATI OH 45209
CORNETT ANGELA LYNN @4	RIES ROBERT C TR	BAUMAN NICHOLAS G TR
3111 ROBERTSON AVE	3113 MADISON RD UNIT 17	3113 ROBERTSON AVE
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209
LAMB JAMES	MOORE CHARLES P & MARTHA S	REHAGE DEBRA
3114 MINOT AVE	3115 MADISON RD	3116 CELERON AVE
CINCINNATI OH 45209-1210	CINCINNATI OH 45209	CINCINNATI OH 45209-2129

INGRAM LAWRENCE S	GREENBERG MARK A & BARBARA	WILLIAMS JUSTIN & SUSAN
3116 MINOT AVE	3117 MADISON RD UNIT #15	3117 MARKBREIT AVE
CINCINNATI OH 45209-1210	CINCINNATI OH 45209	CINCINNATI OH 45209
FRENCH RONALD L & PATRICIA	STROM ALISON A & KEITH RUEHLMANN	DICK HOFFMAN TRACIE TR
3118 CELERON AVE	3118 MINOT AVE	3119 MADISON RD
CINCINNATI OH 45209-2129	CINCINNATI OH 45209	CINCINNATI OH 45209
MUNSON PHILIP C & LAURIE A	SINGH JAGDEV	LUTZ ALAN J & MARY G
3119 MINOT AVE	3120 MADISON RD	3120 MINOT AVE
CINCINNATI OH 45209-1209	CINCINNATI OH 45209	CINCINNATI OH 45209-1210
DAHM BRIAN	DEROSE J MATTHEW	WILLIAMS JERRY PATE JR
3121 MADISON RD UNIT 1	3121 MARKBREIT AVE	3122 MARKBREIT
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209
PATEL AMISHA J	KANTOR RICK & JULIE	ANDERSON GREGORY B & EMILY
3123 MADISON RD	3125 MADISON RD UNIT 3	3126 MARKBREIT AVE
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209
REIS PAUL A & LOIS M	MILLER CHRISTOPHER S & LINDA J	HILLS MICHAEL PATRICK
3127 MADISON RD UNIT 4	3129 MADISON RD UNIT 5	3130 MARKBREIT AVE
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209
CORMIER LINDSAY & TIMOTHY	ENDERLE LEIGH E	WATSON ANDREW
3131 MADISON RD UNIT 6	3131 MARKBREIT AVE	3132 MARKBREIT AVE
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209
MULARONI MARC & DIANE 3133 MADISON RD CINCINNATI OH 45209	LOCKARD CHAD 3135 MADISON RD UNIT 8 CINCINNATI OH 45209	ANDERSON JACLYN MARIE & TODD JELLISON 3135 MARKBREIT AVE CINCINNATI OH 45209
SCHWIEGERAHT ALEXANDER DAVID & KELLY RACHEL 3136 MARKBREIT AVE CINCINNATI OH 45209	U G PROPERTIES LLC 3137 ENYART CINCINNATI OH 45209	ERNST DONALD E 3140 MARKBREIT AVE CINCINNATI OH 45209
THAMAN JOSEPH C	WOOD JASON J	MARKBREIT NJP LLC
3144 MARKBREIT AVE	3148 MARKBREIT AVE	316 S COLLEGE AVE
CINCINNATI OH 45209	CINCINNATI OH 45209	OXFORD OH 45056

GPH REALTY LTD	M & E VISION LLC	HEFLIN REALTY LTD
3161 MADISON RD	3164 LINWOOD AVE #2	3166-68 MADISON RD
CINCINNATI OH 45209	CINCINNATI OH 45208	CINCINNATI OH 45209
3178 MADISON RD LLC	FISCHBACH ROBERT	SOLOMON SCOTT H BRIDGET MCGORON
3178 MADISON RD	3201 GILBERT AVE	3203 BACH AVE
CINCINNATI OH 45209	CINCINNATI OH 45207	CINCINNATI OH 45209
REICHARD MEGAN L	WHITE COLBERT	FENNO TERRI J
3212 BERWYN PL	3213 BACH AVE	3216 BERWYN PL
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209-1722
HICKORY HORNED DEVIL LLC	COVENEY LEILA D	LEBOWITZ ABIGAIL
3217 MADISON RD	322 CHENORA CT	3220 BACH AVE
CINCINNATI OH 45209	CINCINNATI OH 45215	CINCINNATI OH 45209
LYNCH JOSHUA D	ALARCON ROSARIO & COLLIN SALYERS	SHUMAN WILLIAM L JR & KATHLEEN J
3220 BERWYN PL	3222 BACH AVE	3224 BERWYN PL
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209
COSTANZO CODY & SHANNON REGAN	BUNCH STEVEN C & DONNA	KRENTZ CORAL ANN
3226 BACH AVE	3226 BROTHERTON RD	3228 BERWYN PL
CINCINNATI OH 45209	CINCINNATI OH 45209-1314	CINCINNATI OH 45209
STRICKLAND JAMES & DEBRA 3230 BACH AVE CINCINNATI OH 45209-1712	BURRINGTON JOHN P & MARINA A ANDRADE 3231 BACH AVE CINCINNATI OH 45209	PENDERGAST CHRISTOPHER J & MADELINE M 3232 BERWYN PL CINCINNATI OH 45209
EQUITY TRUST COMPANY	FRAZIER ANNA JANE & ROBERT SIBILIA	GERBUS MICHAEL J
3235 BROTHERTON RD	3236 BACH AVE	3236 BERWYN PL
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209
ZILLI MARK P & RACHEL P	ANSEL EMILIE R	3243 BACH AVENUE LLC
3238 BERWYN PL	3240 BACH AVENUE	3243 BACH AVE
CINCINNATI OH 45209-1722	CINCINNATI OH 45209	CINCINNATI OH 45209
ANDERSON KYLE	KLOTZBACH ERIN	KOEHLER CAMERON H
3246 BERWYN PL	3247 BACH AVE	325 BROTHERTON RD
CINCINNATI OH 45209-1722	CINCINNATI OH 45209	CINCINNATI OH 45209

RICHART SARA M	SUGAR BUG LLC	DANIS GRACE
3250 BERWYN PL A	3260 HARDISTY AVE	3265 MADISON AVE
CINCINNATI OH 45209	CINCINNATI OH 45208	CINCINNATI OH 45209
STAHL MARGARET	STARK JESSICA	TAGARELLI TRACIE
3301 BACH AVE	3303 BACH AVE	3304 BACH AVE UNIT A
CINCINNATI OH 45209-1713	CINCINNATI OH 45209	CINCINNATI OH 45209
ABBEM LLC	VDL BROTHERTON LLC	SOMERS DONALD & REBECCA E HOHE
3304 BACH AVE UNIT B	3304 BROTHERTON RD	3305 BACH AVE
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209
BERESFORD MICHELLE G	MOODY JAMES	MONOPOLY LTD
3305 HARDISTY	3307 BACH AVE	3307 CLIFTON AVE
CINCINNATI OH 45208	CINCINNATI OH 45209	CINCINNATI OH 45220
A G LIPSON LIMITED PARTNERSHIP	SHAFFER ANDREA R	HUFF KENDALL D
3307 CLIFTON AVE 2ND FLOOR	3310 BACH AVE	3313 BACH AVE
CINCINNATI OH 45220	CINCINNATI OH 45209-1714	CINCINNATI OH 45209
DANCY HAZEL M & EARL V	LIPTON ELIZABETH A	BARRON FELENCIA
3314 BACH AVE	3315 BACH AVE	3315 CARDIFF AVE
CINCINNATI OH 45209-1714	CINCINNATI OH 45209	CINCINNATI OH 45209
EILERMAN BRANDON 3316 BROTHERTON RD CINCINNATI OH 45209	STOTHERS CALEY & CODY 3321 CARDIFF AVE CINCINNATI OH 45209	CONGDON JUSTINE & MICHAEL J STAFFORD II 3322 1/2 BROTHER CINCINNATI OH 45208
MCKINNEY ERIC J & SARAH M LAMB	STROSNIDER TAYLOR	BRUMMETT ROGER SLATON & BEATRICE
3322 1/2 BROTHERTON RD	3322 BROTHERTON RD	3324 BROTHERTON RD
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209
SMITH LARRY D & CAROL P	CARABIN GEOFFREY T & HANNAH L	ROLLAND CODY M & ASHLEY
3326 BROTHERTON RD	3327 BROTHERTON RD	3329 BROTHERTON ROAD
CINCINNATI OH 45209-1302	CINCINNATI OH 45209	CINCINNATI OH 45209
DUNNE COURTNEY 3329 CARDIFF AVE CINCINNATI OH 45209	GORELL EMILY SARAH & KENNETH W QUAYLE IV 3334 BROTHERTON RD CINCINNATI OH 45209	GAY NATHAN S JR & VICTORIA 3335 CARDIFF AVE CINCINNATI OH 45209

BOLIN GENEVA FAE	FREES JARED	C 3 W INVESTMENTS LLC
3341 CARDIFF AVE	3343 CARDIFF AVE	3380 ERIE AVE NO 200
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45208
RITCHIE ANTHONY A & EDNA M	MADISON ROAD INVESTMENT	CHRISTEN KIMBERLY A
3401 CARDIFF AVE	3401 WALLACE AVE APT 1	3405 CARDIFF AVE
CINCINNATI OH 45209-1317	CINCINNATI OH 45226	CINCINNATI OH 45209
CAMARA JONATHAN & SAIGE MILLER	KILGOUR ROBERT W	JACOBS NATALIE
3407 CARDIFF AVE	3411 CARDIFF AVE	3412 CARDIFF AVE
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209
ARRASMITH ALEXANDER M & KELLY LYONS	PUPCO PROPERTY MANAGEMENT	PUPCO MANAGEMENT COMPANY LTD
3418 CARDIFF AVE	3419 GRACE AVE	3419 GRACIE AVE
CINCINNATI OH 45209	CINCINNATI OH 45208	CINCINNATI OH 45208
GOLDSCHMIDT INGEBORG	SULLIVAN KATELYN A	3078 MADISON ROAD INVESTMENTS LLC
3424 CARDIFF AVE	3426 CARDIFF AVENUE	3442 MIDDLETON AVE
CINCINNATI OH 45209-1318	CINCINNATI OH 45209	CINCINNATI OH 45220
JLC GROUP LLC	CROSSROADS COMMUNITY CHURCH	NREA VB I LLC
3478 VISTA TE	3500 MADISON RD	3500 PARK CENTER DR STE 100
CINCINNATI OH 45208	CINCINNATI OH 45209	DAYTON OH 45414
3638 EDWARDS LLC	PADM PROPERITES LLC	KKMA LLC
3542 EDWARDS RD FIRST FLOOR	3580 SAYBROOK AVE	359 RESOR AVE
CINCINNATI OH 45208	CINCINNATI OH 45208	CINCINNATI OH 45220
TAPAY BRIDGET S	HABITATION DEVELOPMENT GROUP LLC	LILE JENNIFER B
3601 EDWARDS RD	3614 MARBURG AVE	3632 MONTEITH AVE
CINCINNATI OH 45208	CINCINNATI OH 45208	CINCINNATI OH 45208
YEE BIKUEN TR & WILLIAM TR	BUETER MADISON M	MARTINI BRADEN J & BRITTANY L
3634 ZUMSTEIN AVE	3635 COLUMBUS AVE	3635 MICHIGAN AVE
CINCINNATI OH 45208	CINCINNATI OH 45208	CINCINNATI OH 45208
COTARLAN VLADIMIR & CHRISTINA OGRIN	NAYLOR JAMES P	KENNEDY DOROTHY P
3636 MICHIGAN AVE	3636 MONTEITH AVE	3637 COLUMBUS AVE
CINCINNATI OH 45208	CINCINNATI OH 45208	CINCINNATI OH 45208-1512

HARBIN ALEXANDER & CHELSEA 3639 COLUMBUS AVE CINCINNATI OH 45208	GOSSARD JEFFREY J & ROBIN M 3639 MONTEITH AVE CINCINNATI OH 45208-1462	SCHMIDLIN CASEY CYNTHIA MARIE & PAUL FRANCIS 3640 COLUMBUS AVE CINCINNATI OH 45208
CRISLER GREGORY T & KATIA M 3640 MICHIGAN AVE CINCINNATI OH 45208	GOMEZ-ARROYO JOSE & ANNE KATRINE ZILMER JOHANSEN 3640 MONTEITH AVE CINCINNATI OH 45208	FILIGNO JOSEPH M 3640 PAXTON AVE CINCINNATI OH 45208
JEWETT CASEY V & KIMBERLY A GAFFNEY	SCHAEFER KURT R	MARIN EDGAR A & KRISTA L
3641 MICHIGAN AVE	3641 MONTEITH AVE	3641 SHAW AVE
CINCINNATI OH 45208	CINCINNATI OH 45208	CINCINNATI OH 45208
CHIODI DAVID R	HAY SHARON K	HE ZHIWEI & XU KANG
3643 COLUMBUS AVE	3643 MONTEITH AVE	3644 HYDE PARK AVE
CINCINNATI OH 45208	CINCINNATI OH 45208-1462	CINCINNATI OH 45208
STRNAD NICHOLAS JOHN & MELISSA SHIH	PEARSON ALEXANDER W	VANHOY ANDREW J & HELEN S
3644 MICHIGAN AVE	3645 COLUMBUS AVE	3645 EDWARDS RD
CINCINNATI OH 45208	CINCINNATI OH 45208-1512	CINCINNATI OH 45208-1303
LAMARRE KRISTIN & CHAD M	WRENN DENE COURTNEY	MCDERMOTT JAMIE M & JONATHON M
3645 MICHIGAN AVE	3645 SHAW AVE	3646 MICHIGAN AVE
CINCINNATI OH 45208	CINCINNATI OH 45208	CINCINNATI OH 45208
POWER WALLACE M JR	ZHANG HUA	RIEPENHOFF ROBERT E & TIFFANY FRANK
3647 COLUMBUS AVE	3647 EDWARDS RD	3647 MONTEITH AVE
CINCINNATI OH 45208-1512	CINCINNATI OH 45208	CINCINNATI OH 45208
LIGUZINSKI CHRISTINE	KNOP ERIC & MARLENE DIEM	MONTAG STACEY E & CAROLEE A RANDALL
3648 MICHIGAN AVE	3648 MONTEITH AVE	3651 COLUMBUS AVE
CINCINNATI OH 45208	CINCINNATI OH 45209	CINCINNATI OH 45208
ROBERTS ANNE COMPTON & WILLIAM JEFFREY ROBERTS JR 3653 PAXTON AVE CINCINNATI OH 45208	LOUIS MARCUS H & JULIE B 3654 MICHIGAN AVE CINCINNATI OH 45208-1412	ENIXONE LLC 3655 EDWARDS RD CINCINNATI OH 45208
RANKER JEANNE MARIE & STUART KAGY	WORRALL JOSEPH	BECKMAN ROBERT TR
3655 PAXTON AVE	3656 MONTEITH AVE	3657 COLUMBUS AVE
CINCINNATI OH 45208-1557	CINCINNATI OH 45208	CINCINNATI OH 45208

QUANDT PAUL DAVID & JACQUELYN COWEN 3658 COLUMBUS AVE CINCINNATI OH 45208	3659 PAXTON AVENUE LLC 3659 PAXTON AVE CINCINNATI OH 45208	PHILIPPI H LEE CO 3661 MONTEITH AVE CINCINNATI OH 45208
G & A PAXTON LLC	FARMER HORTON LORI E	JACKSON ARTHUR JR @3
3666 PAXTON RD	3700 HYDE PARK AVE	3700 MAPLE PARK AVE
CINCINNATI OH 45208	CINCINNATI OH 45209-2322	CINCINNATI OH 45209-2213
WALTER MARIA	MOORE JOANN MARIE	DISTLER GREGORY J & EMILY
3702 MICHIGAN AVE	3703 HYDE PARK AVE	3704 HYDE PARK AVE
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209
HAMPTON DONALD W & MICHELLE M	FALL TROY J	CHATHAM COURT LLC
3704 MAPLE PARK AVE	3704 MICHIGAN AVE	3705 HUDSON HILLS LN
CINCINNATI OH 45209-2213	CINCINNATI OH 45209-2214	MASON OH 45040
GREINER BENJAMIN	REINERSTEN LLC	MERK BENJAMIN R & ASHLEY M COLBERT
3705 MAPLE PARK AVE	3706 HYDE PARK AVE	3706 MICHIGAN AVE
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209
DONNELLY KRISTINE E 3708 MAPLE PARK AVE CINCINNATI OH 45209	REDMAN ERIN L 3708 MICHIGAN AVE CINCINNATI OH 45209	LUNDGREN SALLY PREECE & SETH ANDREW LUNDGREN 3709 HYDE PARK AVE CINCINNATI OH 45209
SCHUPP ADAM A	GILDEA JASON T & ELIZABETH N FINLEY	TRAN NGOAN
3709 MAPLE PARK AVE	3710 DRAKE AVE	3710 DRAKEWOOD DR
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209
TENHUNDFELD CHRISTINA D & JAMES E	WELCH ROBERT H III & JULIE M	THOMASON OLIVIA C
3711 DRAKEWOOD DR	3711 HYDE PARK AVE	3712 MICHIGAN AVE
CINCINNATI OH 45209-2326	CINCINNATI OH 45209	CINCINNATI OH 45209
HOELLER MATTHEW S & JENNIFER E	PERRONE SAMUEL & OLIVIA	OLDHAM PROPERTIES LLC
3713 MAPLE PARK DR	3714 HYDE PARK AVE	3715 DRAKEWOOD DR
CINCINNATI OH 45209-2212	CINCINNATI OH 45209	CINCINNATI OH 45209
JUMPER MATTHEW W & KATHERINE E	ANTONELLI JEFFREY N	SALTARELLI DANIELE P & SUSAN B
3715 HYDE PARK AVE	3716 DRAKE AVE	3716 HYDE PARK AVE
CINCINNATI OH 45209	CINCINNATI OH 45209-2325	CINCINNATI OH 45209

MORGAN JENNIFER LYNN 3716 MICHIGAN AVE CINCINNATI OH 45209	KLOCKOW GARY MICHAEL & CATHERINE ELIZABETH 3717 MAPLE PARK AVENUE CINCINNATI OH 45209	COOLEY PATRICIA 3719 HYDE PARK AVE CINCINNATI OH 45209-2321
BROO MATTHEW K & JENNIFER SUNDERMAN 3720 DRAKE AVE CINCINNATI OH 45209-2325	HAMPTON EMILY M 3720 MAPLE PARK AVE CINCINNATI OH 45209	SICKING THOMAS A 3721 CARLTON AVENUE CINCINNATI OH 45208
CLARK STEPHEN M & SARAH H 3721 DRAKEWOOD DR CINCINNATI OH 45209	OLLIER MEGAN E 3721 MAPLE PARK AVE CINCINNATI OH 45209	LASER JENNIFER ELAINE & MICHAEL SAUERS 3722 DRAKE AVE CINCINNATI OH 45209
HAUSFELD ERIC & CHLOE	ST CLAIR ROBERT JR & BETH	REINERSTEN LLC
3722 HYDE PARK AVE	3723 DRAKE AVE	3723-3725 DRAKEWOOD DR
CINCINNATI OH 45209	CINCINNATI OH 45209-2324	CINCINNATI OH 45209
REUTEMAN JOHN J 3725 DRAKE AVE CINCINNATI OH 45209-2324	CORKER JOHN R & LISA C 3725 MAPLE PARK AVE CINCINNATI OH 45209	ROVAZZINI ADAM C TR & MEGHAN E BRODERICK TR 3726 DRAKEWOOD DR CINCINNATI OH 45209
MCANDREWS TROY & JULIE	PETAS STERGIOS NICHOLAS	WEISMAN JEFFREY S
3726 HYDE PARK AVE	3726 MAPLE PARK AVE	3727 DRAKE AVE
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209
LEITSINGER RACHEL NICOLE	FISCHER CHARLES	SULLIVAN LANDEN J
3727 DRAKEWOOD DR	3727 MAPLE PARK AVE	3728 DRAKE AVE
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209
FARWELL CHRISTOPHER DOUGLAS	SPENCER JONATHAN D	SEGER KYLE & ERIN
3728 DRAKEWOOD DR	3728 MAPLE PARK AVE UNIT 3730	3729 DRAKEWOOD DR
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209-2326
MARTIN KATHERYN	BROWN DAVID C	REHBAUM MICHAEL & RACHELLE KING
3730 DRAKE AVE	3730 HYDE PARK AVENUE	3731 DRAKE AVE
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209
LOPEZ ELIS & ERIN SULLIVAN	CURRAN MATTHEW C & RACHEL L	WAGNER MARK
3731 WOODLAND AVE	3732 DRAKE AVE	3732 MAPLE PARK AVE
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209

ASUNCION VILLAMOR SANTOS & VIRGINIA	GORTH MARY L	PERUN MATTHEW J
3734 HYDE PARK AVE	3735 DRAKE AVE	3735 WOODLAND AVE
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209
NOLAND GREG H & NATALIE L DELUCA	SIMONS-PETERSON ANNETTE & KEITH	WOOD JESSIKA L
3736 DRAKE AVE	3738 HYDE PARK AVE	3739 DRAKE AVE
CINCINNATI OH 45209	CINCINNATI OH 45209-2322	CINCINNATI OH 45209
FAIRBANKS GREGORY C & KATHERINE	RAINES CATHERINE M	BROWN MATTHEW N
3739 DRAKEWOOD DR	3739 MT VERNON AVE	3740 DRAKEWOOD DR
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209
JEFFREYS JOANNE	WEIS PAUL M & NATALIE J	DOLLARD KARL M & ERIKA K
3741 DRAKEWOOD DR	3742 DRAKE AVE	3742 DRAKEWOOD DR
CINCINNATI OH 45209	CINCINNATI OH 45209-2325	CINCINNATI OH 45209
CIPOLLONE MARIE	ORSZAK CHRISTOPHER P	SCHIERLOH DREW
3743 ISABELLA AVE	3744 DRAKEWOOD DR	3744 ISABELLA AVE
CINCINNATI OH 45209	CINCINNATI OH 45209-2327	CINCINNATI OH 45209
BOSKELLY TERRENCE JAMES JR TR	SORKIN JUSTIN L	SAYRE JAMES & EMILY
3745 DRAKEWOOD DR	3745 ISABELLA AVE	3746 DRAKEWOOD DR
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209
PHAM JONATHAN & JANA HERZBERGER	EISENSTEIN ROBERT J TR & JENNIFER L TR	MILES MELANIE S
3747 ISABELLA AVE	3747 MT VERNON AVE	3749 MOUNT VERNON AVE
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209-2115
MICHELSON M OLAF & JULIE ANN	VULHOP BENJAMIN JOSEPH	BOWMAN STEVEN L & DIANE H
3750 ISABELLA AVE	3750 MT VERNON AVE	3751 DRAKEWOOD DR
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209-2326
POLITIS JOHN JOSEPH S	WERNER LANCE & ANNE URSO	FITCH MARK R
3751 MT VERNON AVE	3752 DRAKEWOOD DR	3752 EDWARDS RD
CINCINNATI OH 45209	CINCINNATI OH 45209-2327	CINCINNATI OH 45209-1933
SNYDER AMANDA B & PAUL J	NATHWANI JAY & LUCILLE	JOHNSON NATALIE C
3752 ISABELLA AVE	3752 MOUNT VERNON AVE	3752 MT VERNON AVE
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209

LYTLE PETER R & RACHEL M RIBAUDO	LUKEY BRIAN J & MARITA E	NUCETE DIEGO & LESLIE T
3754 MOUNT VERNON AVE	3755 ANDREW AVE	3755 DRAKEWOOD DR
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209
HENSEL ALISON C	OCONNOR MICHAEL JOSEPH ET AL	LAAGE KATHRYN M
3755 MOUNT VERNON AVE	3756 DRAKEWOOD DR	3756 ISABELLA AVE
CINCINNATI OH 45209-2115	CINCINNATI OH 45209-2327	CINCINNATI OH 45209-2302
WEATHERS ELIZABETH J	CODY JOHN P	CODY JOHN PATRICK TR
3757 MT VERNON AVE	3757 PAXTON AVE	3757 PAXTON RD
CINCINNATI OH 45209	CINCINNATI OH 45209-2332	CINCINNATI OH 45209
OLBERDING CHRISTOPHER	PAOLA ROBERT J II	FRAZIER MIKE
3758 DRAKEWOOD DR	3758 ISABELLA AVE	3758 MT VERNON AVE
CINCINNATI OH 45209-2327	CINCINNATI OH 45209	CINCINNATI OH 45209
MULVIHILL ELIZABETH & THOMAS P GUSTINA 3759 FERDINAND PL CINCINNATI OH 45209	MEYERS ALYSHA R 3759 ISABELLA AVE CINCINNATI OH 45209	GUARD JOHN STEPHEN 3759 MOUNT VERNON AVE CINCINNATI OH 45209-2115
KEFAUVER WILL PATRICK	KIRLEY MARY S & DENNIS G	DEES RYAN K
3760 B MT VERNON AVE	3760A MT VERNON AVE	3761 FERDINAND PL
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209
HAMMAN PATRICK L & SUSAN 3761 MOUNT VERNON AVE CINCINNATI OH 45209-2115	HANNA MARY 3762 DRAKEWOOD DR CINCINNATI OH 45209	CONNAUGHTON RAYMOND PATRICK JR & ALLISON 3762 ISABELLA AVE CINCINNATI OH 45209
AVERBECK LINDA R	QUALLEN DANIEL J	MAIBOM HEIDI L
3762 MOUNT VERNON AVE	3763 FERDINAND PL	3764 MOUNT VERNON AVE
CINCINNATI OH 45209-2116	CINCINNATI OH 45209-2105	CINCINNATI OH 45209
BISCHOFF COLIN A & JENNIFER BARNES	HOLMAN BARBARA L	POLICASTRO JOSEPH RAYMOND
3765 FERDINAND PL	3765 MOUNT VERNON AVE	3765 PAXTON AVE
CINCINNATI OH 45209	CINCINNATI OH 45209-2115	CINCINNATI OH 45209-2332
NOERTKER TONY & BETH 3766 ISABELLA AVE CINCINNATI OH 45209	DALTON JAMES & JUSTIN FRANZ 3766 MOUNT VERNON AVE CINCINNATI OH 45209	TSYGANSKY BRITTANY ELLEN HAYES & EDVARD 3766 MT VERNON AVE

CINCINNATI OH 45209

SWEENEY NICHOLAS E	PATTON MICHAEL EARL	SHADIX PETER N
3767 FERDINAND PL	3767 MILLSBRAE AVE	3767 MT VERNON AVE
CINCINNATI OH 45209-2105	CINCINNATI OH 45209-2215	CINCINNATI OH 45209
FORAN WILLIAM	CHEN JIA RONG & EMILY LU	SHIFLEY EMILY T & MATTHEW
3768 MT VERNON AVE	3769 FERDINAND PL	3769 MOUNT VERNON AVE
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209-2115
KOOB MARISSA	YOUNG RONALD V TR & MARILYN	STUBBLEBINE SCOTT C
3772 ISABELLA AVE	3778 AYLESBORO AVE	3778 ISABELLA AVE
CINCINNATI OH 45209	CINCINNATI OH 45208	CINCINNATI OH 45209
GOC REALCO LLC	SHEA JOHN B III	ROSE DAVID S
3805 EDWARDS RD SUITE 680	381 RIVERBEND DR	3810 EILEEN DR
CINCINNATI OH 45209	LUDLOW KY 41016	CINCINNATI OH 45209
KANANEN PETER L & KRISTA A	CAC RENTALS #2 LLC	SFD COMPANY LLC
3815 EILEEN DR	3816 EILEEN DR	3818 DRAKEWOOD DR
CINCINNATI OH 45209-2012	CINCINNATI OH 45209	CINCINNATI OH 45209
WHITE THOMAS D & NICOLE M	BOLSER THEODORE	SHEETS CONNIE L
3820 EILLEEN DR	3821 EILEEN DR	3824 DRAKE AVE
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209-2124
SEEMAN REBECCA S TR & DAVID H WOOD TR 3826 EILEEN DR CINCINNATI OH 45209	MCKAY ROBERT F & REBECCA D CO- TRUSTEES 3827 DRAKEWOOD DRIVE CINCINNATI OH 45209	ROSE ERIC LA & RACHEAEL BEHR 3827 PAXTON AVE 234 CINCINNATI OH 45209
WENKER ELIZABETH F TR	BUCHINO MARY ANN	LAJEUNESSE MADELEINE
3828 DRAKE AVE	3830 DRAKEWOOD DR	3830 EILEEN DR
CINCINNATI OH 45209-2124	CINCINNATI OH 45209-2126	CINCINNATI OH 45209
MCCONNELL ALLEN R	PHILPOT CHRIS & NANCY	TROTTA MICHELLE
3831 DRAKEWOOD DR	3832 DRAKE AVE	3833 DRAKE AVE
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209
VARGAS JOSE ALBERTO & ALINE 3834 DRAKEWOOD DR CINCINNATI OH 45209-2126	SANTAGATA NICOLA & JESSICA DICRIFTOFARO 3835 DRAKEWOOD DR CINCINNATI OH 45209-2125	BRANNON JOHN M 3837 DRAKE CINCINNATI OH 45209

GUSWEILER KEVIN	NICKELL DAVID JEFFREY & LENECIA DEON	4430 RIDGE LLC
3838 DRAKEWOOD DR	3839 DRAKEWOOD DR	3839 MILLSBRAE AVE
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209
SMITH M KATHRYN	FAIRBANKS MARK K & AMANDA W	SIMMONS MARK R & REBEKAH A KARNS
3842 DRAKEWOOD DR	3843 DRAKEWOOD DR	3843 ISABELLA AVE
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209
SUBLETT EDWARD H & LAURA 3846 DRAKEWOOD DR CINCINNATI OH 45209-2126	FINN BRYAN CHARLES & & AMY MARIE 3847 DRAKEWOOD DR CINCINNATI OH 45209-2125	REASON MORGAN ELISE & KENTON ROBERT 3847 ISABELLA AVE CINCINNATI OH 45209
HEMM ASHLEY R	BOWERS PATRICIA ELLEN	LAIN DARLENE
3850 DRAKEWOOD DR	3851 DRAKEWOOD DR	3851 ISABELLA AVE
CINCINNATI OH 45209	CINCINNATI OH 45209-2125	CINCINNATI OH 45209
POOLE BRANDON DAVID	LEVINE JOELLE LUEBBERS	BEDINGHAUS ROBERT C JR
3853 ISABELLA AVE	3855 DRAKEWOOD DR	3857 ISABELLA AVE
CINCINNATI OH 45209	CINCINNATI OH 45209-2125	CINCINNATI OH 45209-2143
DAHM JOSEPH & SHANNON	HELLER RYAN & CAROLYN	MCKIRNAN CHELSEA K
3858 DRAKE AVE	3858 DRAKEWOOD DR	3859 DRAKEWOOD DR
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209
MILLER CHRISTOPHER B & CHRISTIAN A 3862 DRAKE AVE CINCINNATI OH 45209-2124	MCCLARREN BENJAMIN 3862 DRAKEWOOD DR CINCINNATI OH 45209	DEVONSHIRE ASHLEY LYNN & JOHN EDWARD WOODS 3863 DRAKEWOOD DR CINCINNATI OH 45209
TAYLOR JAMES W III & BADANES ANNE	HELLYER ABIGAIL C & CONNER L	DAY TRAN & CHRISTINA KAMMERER
3866 DRAKEWOOD DR	3866 ISABELLA AVE	3867 DRAKEWOOD DR
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209
POTTSCHMIDT WHITNEY H	SCHMIDT BARRY & GRETCHEN BORDI	MARGELLO ALISON M
3867 ISABELLA AVE	3867 MOUNT VERNON AVE	3868 ISABELLA AVE
CINCINNATI OH 45209-2143	CINCINNATI OH 45209-2128	CINCINNATI OH 45209-2127
KIMMELL R SCOTT	JACKSON NICKOLAS	KLETT MAXWELL D
3868 MOUNT VERNON AVE	3869 ISABELLA AVE	3869 MOUNT VERNON AVE
CINCINNATI OH 45209-2118	CINCINNATI OH 45209	CINCINNATI OH 45209

SCHIMIAN BILLIE JEAN	VINCENT JILL E	HUNTER ELIZABETH A TR
3870 DRAKEWOOD DR	3870 ISABELLA AVE	3871 DRAKEWOOD
CINCINNATI OH 45209-2126	CINCINNATI OH 45209-2127	CINCINNATI OH 45209
GREENE AMY	JANSZEN EMILY A & RYAN S	FREY MICHAEL
3871 ISABELLA AVE	3872 ISABELLA AVE	3873 ISABELLA AVE
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209
BENDER JAMES E	DY GRACE	HAUSTERLING DEVELOPMENT GROUP LLC
3874 DRAKEWOOD DR	3874 ISABELLA AVE	3874 PAXTON AVE NO 9303
CINCINNATI OH 45209-2126	CINCINNATI OH 45209	CINCINNATI OH 45209
KELLER AIMEE L	ARTMAN DAN	STIENS CHARLES & AMBER
3875 DRAKEWOOD DR	3875 ISABELLA AVE	3875 MOUNT VERNON AVE
CINCINNATI OH 45209-2125	CINCINNATI OH 45209-2143	CINCINNATI OH 45209
DEHN HALEIGH MARIE	BURNS DOUG I	SODD VINCENT
3876 ISABELLA AVE	3877 ISABELLA AVE	3877 MOUNT VERNON AVE
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209
HOLLMAIER AMY LYNN & THOMAS	WILSON ARON & SARRAH	BOGGS GARY L
ANDREW	3879 DRAKEWOOD DR	3879 ISABELLA AVE
3878 DRAKEWOOD DR	CINCINNATI OH 45209	CINCINNATI OH 45209
CINCINNATI OH 45209		
FURBAY CHRISTIAN A	THERST LLC	STEIGER PATRICK A
3879 MOUNT VERNON AVE	3880 ISABELLA AVE	3881 ISABELLA AVE
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209
BARNES ASHLEY N & JORDAN D	SIMONS LYNN A	NEE DAVID & JOANNA LOUISE
3881 MT VERNON	3882 DRAKEWOOD DR	3883 DRAKEWOOD DR
CINCINNATI OH 45209	CINCINNATI OH 45209-2126	CINCINNATI OH 45209
SWITZER DOUGLAS L	WICKERHAM ANDREW D	RUTTKAY JONATHAN JAMES & KATHERINE
3883 MT VERNON AVE	3885 MT VERNON AVENUE	MARIE
CINCINNATI OH 45209	CINCINNATI OH 45209	3886 DRAKEWOOD DR CINCINNATI OH 45209
KREITZER JEFFREY R	STAGGENBORG LISA & FRED R YAEGER	COLE WALTER A & MARIA K THAMAN
3887 DRAKEWOOD DR	3890 DRAKEWOOD DR	3894 DRAKEWOOD DR
CINCINNATI OH 45209-2125	CINCINNATI OH 45209	CINCINNATI OH 45209

RENSING DAVIS P	CERULLO MICHAEL A	HEDLESTEN ROBERT TR
3895 ISABELLA AVE	3898 DRAKEWOOD DR	3905 BEECH AVE
CINCINNATI OH 45209	CINCINNATI OH 45209-2126	CINCINNATI OH 45227
MAGAT KATHERINE & BRYAN JANISH	SINGER THOMAS J & ELIZABETH J	GUNNING SUSAN M
3905 ISABELLA AVE	3909 ISABELLA AVE	3913 ISABELLA AVE
CINCINNATI OH 45209	CINCINNATI OH 45209-2113	CINCINNATI OH 45209
BROWN ELLIS D	UNITED DAIRY FARMERS INC	ALLRED ELISE S & JONATHAN R
3945 PAXTON AVE	3955 MONTGOMERY RD	3998 GILMORE AVE
CINCINNATI OH 45209	CINCINNATI OH 45212	CINCINNATI OH 45209-2110
EDWARDS MARILYN B	CHIN TEUNG FOOK & KEYE FOOK CHIN	BAKER JAMES I
3999 GILMORE AVE	4000 GILMORE AVE	4002 GILMORE AVE
CINCINNATI OH 45209-2109	CINCINNATI OH 45209-1702	CINCINNATI OH 45209-1702
CHIN CHUCK HOWE & SEU EVE CHIN	RUSSELL RICHARD N & JUDITH	MENICHETTI MICHAEL
4003 GILMORE AVE	4004 GILMORE AVE	4005 GILMORE AVE
CINCINNATI OH 45209-1701	CINCINNATI OH 45209-1702	CINCINNATI OH 45209
CLINE BENJAMIN A	GREEN PASTURES INVESTMENTS LLC	ELFERS EILEEN
4008 GILMORE AVE	4009 TREBOR DR	4010 TAYLOR AVE
CINCINNATI OH 45209-1702	CINCINNATI OH 45236	CINCINNATI OH 45209
DWYER ANDREW R & LAURA E	MCMAHON NEAL P & DANIEL B	GOEDDE COREY & MADISON ELY
4011 TAYLOR AVE	4012 GILMORE AVE	4012 TAYLOR AVE
CINCINNATI OH 45209-1726	CINCINNATI OH 45209	CINCINNATI OH 45209
MORALES JONATHAN & LINDEN YEE	EMMERICH PAUL K SR	BARKER DALY KENDALE BLAIR
4014 TAYLOR AVE	4015 TAYLOR AVE	4018 TAYLOR AVE
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209
NEW JERUSALEM APOSTOLIC TEMPLE	WHALEN JOYCE E	KRIETEMEYER JEFFREY J & SHARON
4019 GILMORE AVE	4021 GROVE AVE #1	4022 TAYLOR AVE
CINCINNATI OH 45209	CINCINNATI OH 45212-4035	CINCINNATI OH 45209-1727
MUSGRAVE ANDREW J & ANA M 4024 TAYLOR AVE CINCINNATI OH 45209	BERNERT JOHN S & BEVERLY A 4025 TAYLOR AVE CINCINNATI OH 45209-1726	WETTERSTROEM ROBERT T & JENNIFER SCHLOTNOM 4027 GILMORE AVE CINCINNATI OH 45209

LOCKER NATHAN & ANNE RYCKBOST DWYER FREDERICK ROBERT & KATHLEEN A SMITH GARY J & EILEEN M **4028 TAYLOR AVE 4029 TAYLOR AVE 4039 TAYLOR AVE CINCINNATI OH 45209-1727 CINCINNATI OH 45209** CINCINNATI OH 45209-1726 CARROLL WILLIAM G & KATHLEEN T **SMITH BETH** RIES GREGORY A TR & EVELYN M TR 4041 TAYLOR AVE 4110 34TH AVE 4112 TAYLOR AVE CINCINNATI OH 45209-1726 **CINCINNATI OH 45209 CINCINNATI OH 45209 CAMPBELL KENNETH E** MCGINNIS CARALINE BRINKMAN CATHERINE K 4113 BALLARD AVE 4114 34TH AVE 4114 BALLARD AVE CINCINNATI OH 45209-1719 **CINCINNATI OH 45209** CINCINNATI OH 45209-1720 **GOSHDIGIAN JAMES & KRISTIN M** WHITE BRITTANY M FREEZE WILLIAM DAVID 4115 THIRTY THIRD AVE 4117 33RD AVE **4117 THIRTY FOURTH AVE CINCINNATI OH 45209 CINCINNATI OH 45209 CINCINNATI OH 45209 CAMERON KYLE OWENS SHARON J & TERRANCE** WRIGHT ANDREW M 4118 TAYLOR AVE 4118 THIRTY-FOURTH AVE 4118 THIRTY-THIRD AVE **CINCINNATI OH 45209 CINCINNATI OH 45209 CINCINNATI OH 45209 BALL DOUGLAS CARROLL GERI** XIONG YING 4119 THIRTY-THIRD AVE 4120 BALLARD AVE 4120 EILEEN DR **CINCINNATI OH 45209 CINCINNATI OH 45209-1720 CINCINNATI OH 45209** PERRINO ANDY FECK FAMILY REVOCABLE TRUST MAURER KIERA 4120 THIRTY-THIRD AVE 4121 33RD AVE **4121 BALLARD AVE CINCINNATI OH 45209 CINCINNATI OH 45209 CINCINNATI OH 45209 BOSSART CHARLES N JR & ELIZABETH B** PIZARRO NICOLAS D & MEGHAN BROWN TINSLEY STEPHANIE L & MICHAEL P **4122 THIRTY FOURTH AVE** 4123 34TH AVE 4124 33RD AVE **CINCINNATI OH 45209 CINCINNATI OH 45209 CINCINNATI OH 45209** GOEDDE SARAH I & ANDREW E JOHNSON CLARK JOSHUA & JENNA SKILLMAN KAREN 4125 BALLARD AVE 4126 BALLARD AVE 4126 THIRTY-FOURTH AVE **CINCINNATI OH 45209-1719 CINCINNATI OH 45209 CINCINNATI OH 45209** GZLZ LLC **CALDWELL & CALDWELL PROPERTIES LLC** MCCRACKEN ELIZABETH E 4133 TAYLOR AVE 12 4127 BALLARD AVE 4131 TAYLOR AVE #13 **CINCINNATI OH 45209 CINCINNATI OH 45209 CINCINNATI OH 45209**

SLOVIN MATTHEW JACOB	VOLLER ANNE M TR	BROWN JASON W
4135 TAYLOR AVE	4137 TAYLOR AVE UNIT 10	4139 TAYLOR AVE
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209
HANES TERESA L	ONEAL JAMES L & DORIS J	DEITERS STEPHEN D
4200 THIRTY-FOURTH AVE	4200 VERNE AVE	4203 THIRTY-FOURTH AVE
CINCINNATI OH 45209	CINCINNATI OH 45209-1220	CINCINNATI OH 45209
SCHIMMOELLER CORY 4204 34TH AVE CINCINNATI OH 45209	STURWOLD MICHAEL J 4204 THIRTY THIRD AVE CINCINNATI OH 45209	PARRAN DANIEL WOOD & CORBISELLO GINA ROSE 4206 CAVOUR ST CINCINNATI OH 45209
SHEFFIELD PROPERTIES LLC 4206 VERNE AVE CINCINNATI OH 45209	NADERMANN DEANNA M TR & DANIEL C RUPP TR 4208 34TH AVE CINCINNATI OH 45209	HEMINGER AUSTIN R 4210 34TH ST CINCINNATI OH 45209
YAGER CHRISTINA S 4210 VERNE AVE CINCINNATI OH 45209-1220	WOELLERT PATRICIA A 4211 VERNE AVE CINCINNATI OH 45209	FINK EDWARD THOMAS 4213 APPLETON ST CINCINNATI OH 45209
WILSON ROSE & IVAN	ROSS JOHN C	HERMES FRANZ JOSEF & KIMBERLY A
4213 VERNE AVE	4214 MARBURG AVE	4214 THIRTY-FOURTH AVE
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209
SAM & ES PROPERTIES LLC	CARESS ROBERT A JR	PARLATO PATRICIA A
4215 VERNE AVE	4216 MARBURG AVE	4216 VERNE AVE
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209-1220
ALMAGUER TONY L & AMANDA R	JAMES TIMOTHY	PHU VINCENT Q & VANCE Q
4217 APPLETON ST	4217 MARBURG AVE	4217 VERNE AVE
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209
SIDERITS CAROLINE A	RUMPKE BENJAMIN R & KYLI SINGLER	PHILLIPS BRIAN M & TRACEY M
4219 APPLETON ST	4220 APPLETON ST	4220 MARBURG AVE
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209-1328
REICHLING TIMOTHY D & MAUREEN 4220 THIRTY-FOURTH AVE CINCINNATI OH 45209	CLEVIDENCE ANNEMARIE GRACE & KYLE BENNETT SWINGLE 4221 APPLETON ST CINCINNATI OH 45209	ROGERS THOMAS N & SHELIA KISTNER 4222 BROWNWAY AVE CINCINNATI OH 45209-1227

REEDER ROBERT C TR & NANCY L	KING SARAH A & WILLIAM J	VANCE MICHAEL & AMANDA
4222 THIRTY-FOUR AVE	4223 VERNE AVE	4224 APPLETON ST
CINCINNATI OH 45209	CINCINNATI OH 45209-1219	CINCINNATI OH 45209
WITHAM CHRISTOPHER M	WEIN HANNA	TRAN TRAM
4224 BROWNWAY AVE	4224 MARBURG AVE	4225 APPLETON AVE
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209-1203
DEJULIUS KATHRYN L	BEACH PATRICK	MOLLOHAN NATHAN & DEANA
4225 VERNE AVE	4226 APPLETON ST	4226 BROWNWAY AVE
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209
MCCORMICK SCOTT 4226 THIRTY-FOURTH AVE CINCINNATI OH 45209	MUETHING JAMES LOUIS 4228 APPLETON ST CINCINNATI OH 45209	KIRADJEIFF NORMAN 4228 BROWNWAY VENUE CINCINNATI OH 45209
ZOELLNER JACK MICHAEL	GUZMAN JOSE M	CINCINNATI MENNONITE FELLOWSHIP
4228 MARBURG AVE	4229 APPLETON ST	4229 BROWNWAY AVE
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209-1226
MILLER LESLIE D	EISNER SARAH J & MARK A MISALI	HYDE PARK LAND LLC
4230 APPLETON ST	4230 BROWNWAY AVE	4230 MARBURG AVE
CINCINNATI OH 45209-1204	CINCINNATI OH 45209	CINCINNATI OH 45209
FUNK HUNTER S & PAMELA	RILEY VALERIE Y	ANDERSON BENJAMIN
4231 APPLETON ST	4231 BROWNWAY AVE	4232 MARBURG AVE
CINCINNATI OH 45209-1203	CINCINNATI OH 45209-1226	CINCINNATI OH 45209-1328
STUBBERS JOEY	MARTIN JOHN P	SIMPSON JEFFREY L
4233 BROWNWAY	4233 MARBURG AVE	4235 BROWNWAY AVE
CINCINNATI OH 45209	CINCINNATI OH 45209-1327	CINCINNATI OH 45209-1226
BANTEL SCOTT M & SARAH	EGH ENTERPRISES LLC	FRANZESE ANTHONY L & TANYA SUZANNE
4240 VERNE AVE	4241 MARBURG AVE	4268 VERNE AVE
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209
MAYER PAUL WILLIAM	HEALY JAMES H & ELIZABETH MITCHELL	WILSON TYLER EDWARD
4280 VERNE AVE	4300 34TH AVE	4301 VERNE AVE
CINCINNATI OH 45209-1220	CINCINNATI OH 45209	CINCINNATI OH 45209

MENTON SKYLAR	OSBORN ERIC & ERICA M LOCEY	BOOST 4129 LLC
4303 VERNE AVE	4305 VERNE AVE	4306 31ST AVE
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209
MCHENRY COLLEEN	TEPE TYLER & RYAN	COX JOSHUA & MARY J
4307 VERNE AVE	4308 MARBURG AVE	4314 BROWNWAY AVE
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209
BAR REAL ESTATE INVESTMENTS LLC	CREEKBAUM WILLIAM LOUIS JR	COX MALLORY N
4318 ASHLAND AVE	4319 BROWNWAY AVE	4320 BROWNWAY AVE
CINCINNATI OH 45212	CINCINNATI OH 45209-1228	CINCINNATI OH 45209-1229
SMALL ROBERT TYLER	HABER ERICA & KENNETH M	EVANS MARK & DANIELLE KOVAL
4320 BROWNWAY AVE	4321 BROWNWAY AVE	4323 BROWNWAY AVE
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209
CARROLL KATHLEEN M	TESTA WILLIAM J	JANAKA FOURTH STREET LTD
4325 BROWNWAY AVE	4326 BROWNWAY AVE	4370 ERIE AVE
CINCINNATI OH 45209-1228	CINCINNATI OH 45209	CINCINNATI OH 45227
SCHNEIDER HANNAH 4400 APPLETON ST CINCINNATI OH 45209	EQUITY TRUST COMPANY CUSTODIAN FBO ERIC PESCOVITZ 4413 BRAZEE ST 1ST FLOOR CINCINNATI OH 45209	MIKONIS REGINA 4417 BRAZEE ST CINCINNATI OH 45209-1244
GENNETT JOHN CHRISTIAN & JILLIA RANKIN GENNETT 4421 BRAZEE ST CINCINNATI OH 45209	RECTO MOLDED PRODUCTS INC 4425 APPLETON ST CINCINNATI OH 45209	MCCARTNEY SCOTT A 4425 BRAZEE ST CINCINNATI OH 45209
STEVENS ZACHARY SCOTT	STAPLETON LIVING TRUST THE	SCOTT DARRELL & SHEENAH M
4431 BRAZEE ST #1	4432 BRAZEE ST	4433 BRAZEE ST
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209
HOWARD WALLACE	WARNER THOMAS R & JURATE RUBIKIENE	STEINEMAN KRIS A
4438 BRAZEE ST	4443 BRAZEE ST	4445 BRAZEE ST
CINCINNATI OH 45209	CINCINNATI OH 45209	CINCINNATI OH 45209
SETO VENTURES LLC 4460 ORKNEY AVE CINCINNATI OH 45209	MADISON AVENUE INVESTMENTS LLC & 3160 MADISON PARK 45 FAIRFIELD AVE STE 200 NEWPORT KY 41073	FIND A WAY INC 45 N 4TH ST STE 220 COLUMBUS OH 43215

CORNERSTONE OAKLEY LLC	SIMPSON JAMES & LINDA	BOWLING ANN
4503 MARBURG AVE	4511 ORKNEY AVE	4523 ORKNEY AVE
CINCINNATI OH 45209	CINCINNATI OH 45209-1127	CINCINNATI OH 45209
CRUZ RICKY C	HOUSE RICHARD	STRAYHORN GARY SR & JUDY BROWN
4525 ORKNEY AVE	4527 HECTOR AVE	4527 ORKNEY AVE
CINCINNATI OH 45209-1127	CINCINNATI OH 45227	CINCINNATI OH 45209
KELLER RANDALL	ESTERLY WILLIAM & YARA	HEREDIA REALTY LLC
4529 ORKNEY AVE	4536 GAINES MILL DR	4536 GAINES MILL DR
CINCINNATI OH 45209-1127	SYLVANIA OH 43560	SYLVANIA OH 43560
RUPP DEANNA M	DONER JOSEPH & ALISON	JME HOUSE LLC
4619 ERIE AVE	4744 COX SMITH RD	4800 COUNCIL ROCK LN
CINCINNATI OH 45227	MASON OH 45040	CINCINNATI OH 45243
RAAD HAIDER & ULA HAMDOON	HEIMANN TRENT E	BALTIMORE & OHIO RAILROAD
4869 SHAGBARK CT	490 E MCMILLAN ST	500 WATER ST
MASON OH 45040	CINCINNATI OH 45206	JACKSONVILLE FL 32202
BARGER KATELYN M	STATE OF OHIO	MLS REAL ESTATE LLC
5003 BARNSBY LN	505 S STATE ROUTE 741	5055 SHATTUC AVE
CINCINNATI OH 45244	LEBANON OH 45036	CINCINNATI OH 45208
AEM INVESTS LLC	FREITAG ALEX F & SARAH L WEINSTEIN	2696 MADISON CINCINNATI LLC
509 BECKMAN ST	5143 ELMCREST LN	515 HAMILTON ST SUITE 200
DAYTON OH 45410	CINCINNATI OH 45242	ALLENTOWN PA 18101
MADTREE HOUSE LLC	SHANNON GERALD & HEIDI H	HAMAD JESSICA
5164 KENNEDY AVE	5258 BAYBERRY DR	5277 OLD BLUE ROCK RD
CINCINNATI OH 45213	CINCINNATI OH 45242-8008	CINCINNATI OH 45247
2705 WILLARD AVE LLC	GREGORY ROGER	J W DOYLE CONSTRUCTION LLC
5291 AUTUMNWOOD DR	5322 LILIBET CT	5378 COX SMITH RD SUITE A
CINCINNATI OH 45242	CINCINNATI OH 45238	MASON OH 45040
DUKE ENERGY OHIO INC	MBSAS LLC	RE MARK J
550 TRYON ST PO BOX 1321	555 WARDS CORNER RD	5608 E KEMPER RD
CHARLOTTE NC 28201	LOVELAND OH 45140	CINCINNATI OH 45241-2143

WEBB WILLIAM H & HAZEL	DIAS MATTHEW	RP2HAM LLC
5690 BUTLER WARREN RD	5700 GATEWAY BLVD #200	5725 DRAGON WAY SUITE 224
MASON OH 45040	MASON OH 45040	CINCINNATI OH 45224
RICHARD AMY D	MERZ MARK A & JEAN A	REAGAN BRENDA C
5770 GATEWAY BLVD STE 203	585 ABILENE TL	5899 PADDINGTON RD
MASON OH 45040	CINCINNATI OH 45215	DAYTON OH 45459
3660 MICHIGAN LLC	MFM DRAKEWOOD LLC	BERGER STEPHEN W
5905 E GALBRAITH RD SUITE 4100	5923 WOODMONT AVE	5925 ROPES DR
CINCINNATI OH 45236	CINCINNATI OH 45213	CINCINNATI OH 45244
BASIL JAY	GILBERT ROCK II & MAGGIE RENEE	4222 MARBURG AVENUE LLC
5941 NAPA WOODS WAY	601 SOUTH WOODLAND ST	608 RIDGEVIEW LN
NAPLES FL 34116	ORANGE CA 92869	MAINEVILLE OH 45039
CAMPUS LANE APARTMENTS LLC 6102 CAMPUS LN CINCINNATI OH 45230	3714 DRAKEWOOD DRIVE LLC 6139 CHARITY DR CINCINNATI OH 45248	POIRIER JOHN F 621 MEHRING WAY ONE LTYLER PLACE #1801 CINCINNATI OH 45202
KOLAKOWSKI ROBERT M & BEVERLY A	DOOLEY BONNIE	EPCKE WILLIAM R JR & JUDITH J
622 WALLACE AVE	6224 HILLSDALE LN	624 ROSE AVE
BENSALEM PA 19020	WEST CHESTER OH 45069	DES PLAINES IL 60016
RAH CINCY PROPERTIES LLC	GUNNING FAMILY PROPERTIES LLC	BARBARO LLC
6281 TRI RIDGE BLVD STE 180	6355 E KEMPER RD STE 100	6355 EAST KEMPER RD SUITE 100
LOVELAND OH 45140	CINCINNATI OH 45241	CINCINNATI OH 45241
BROOKFIELD LANE LLC	3D REALITY GROUP LLC	TEARDROP HOLDINGS LLC
6355 KEMPER RD	6356 MORRIS RD	640 ALEXANDRIA PIKE
CINCINNATI OH 45241	HAMILTON OH 45011	NEWPORT KY 41075
HUCULAK GERALD D & REIJA S	MIAMI VALLEY LUTHERAN ASSN III INC	PRCP-OHIO INVESTMENT I LLC
6437 MORROW ROSSBURG RD	6445 FAR HILLS AVE	6485 CENTERVILLE BUSINESS PW
MORROW OH 45152	DAYTON OH 45459	DAYTON OH 45459
HAINES ANNA DARLENE TR	AMDG ENTERPRISES LLC	BIG SIX REALTY LLC
6501 PARK LN	6614 LEBANON ST	6628 CASSIDY CT
CINCINNATI OH 45227	CINCINNATI OH 45216	CINCINNATI OH 45233

3653 SHAW LLC	DOWERS VICTOR L & SHIRLEY D	OAKLEY SQUARE INVESTMENT LLC
670 AVON FIELDS LN	6936 MARBEV DR	7000 GIVEN RUN
CINCINNATI OH 45229	CINCINNATI OH 45239	CINCINNATI OH 45243
3 E PROPERTIES LLC	ISABELLA PARTNERS LLC	GATE 3100 LLC
713 MIAMI VIEW CT	7162 READING RD SUITE 730	7189 BEECHMONT AVE
LOVELAND OH 45140	CINCINNATI OH 45237	CINCINNATI OH 45230
COTTERMAN TRAVIS A	GATE BRAZEE LANE LLC	HEYMAN LYNNE C
7194 KNOLL RD	7265 KENWOOD RD SUITE 111	7280 MEADOWBROOK DR
CINCINNATI OH 45237	CINCINNATI OH 45236	CINCINNATI OH 45237
EDEN ELIZABETH D	MAO SHU ZUOLUTIONS LLC	SMITH KRISTIN D
7290 E GALBRAITH RD	7351 MAR DEL DR	7398 AIRY VIEW DR
CINCINNATI OH 45243-1208	CINCINNATI OH 45243	MIDDLETOWN OH 45044
3320 BROTHERTON LLC	LWRENTAL LLC	FRIMER SHARON M TR & DAVID FRIMER TR
7425 IVY HILLS LN	751 MORGAN ST	7535 FERNWOOD DRIVE
CINCINNATI OH 45244	CINCINNATI OH 45206	CINCINNATI OH 45237
PANCERO TULLIS INVESTMENTS LTD	JNZ1 LTD	CMDMD LLC
7565 KENWOOD RD SUITE 100	7672 MONTGOMERY RD #305	7698 COLDSTREAM DR
CINCINNATI OH 45236	CINCINNATI OH 45236	CINCINNATI OH 45255
MORRIS INVESTMENT CO THE	G & A PAXTON LLC	DBJ ISABELLA LLC
7710 SHAWNEE RUN RD	7736 GLEN EDEN LN	7755 MONTGOMERY RD SUITE 190
CINCINNATI OH 45243	CINCINNATI OH 45244	CINCINNATI OH 45236
VRISHABHENDRA LEELA H & BENAK H	JACKSON DONNA R TR & JOHN S BEYER TR	DELUXE NAIL SALON & SPA OF OAKLEY LLC
7760 HOPPER RD	7785 OYSTER BAY LN	7835 CAMARGO RD
CINCINNATI OH 45255	CINCINNATI OH 45244	CINCINNATI OH 45243
PUBLIC LIBRARY OF CINTI & HAMILTON COUNTY 800 VINE ST CINCINNATI OH 45202	VISCIONE PAMELA J TR 805 IVY AVE CINCINNATI OH 45246	MURDOCK JOAN TR 8088 CARNABY LN CINCINNATI OH 45249
REDHAWK CAPITAL MANAGEMENT LLC	DRAKE SOUTH LLC	TRI STAR DEVELOPMENT GROUP LTD
8153 NORTH MAIN ST	820 STATE AVE	85 WEST PARK RD
DAYTON OH 45415	CINCINNATI OH 45204	DAYTON OH 45459

STALEY JOSHUA TYLER OAKLEY CHILD CARE III LLC **DILLMAN SARAH** 8534 E KEMPER RD 8600 GOVERNORS HILL DR SUITE 160 878 TWEED AVE **CINCINNATI OH 45249 CINCINNATI OH 45249 CINCINNATI OH 45226 UNITED A&A MIDWEST LLC** OAKLEY FC LLC KROGER ALICIA MARIE VISSE & MARK 8790 KENWOOD RD 8900 KEYSTONE CROSSING STE 1200 891 KENTON STATION RD **CINCINNATI OH 45242 INDIANAPOLIS IN 46240 ALEXANDRIA KY 41001** FIELDS LINDA SEVEN PINES PROPERTIES LLC **HUNT VANESSA E** 9012 MORROW-WOODVILLE RD 9014 WHIMBREL WATCH LN UNIT 101 905 FIELDSTONE CT PLEASANT PLAIN OH 45162 NAPLES FL 34109 MONROE OH 45050 REQUARDT DENNIS R & MARJORIE J **4211 BALLARD LLC** KODIAK B LLC 906 SURREY RIDGE DRIVE 9100 CUMMINGS FARM LN 920 WALLACE AVE **CINCINNATI OH 45245 CINCINNATI OH 45242** MILFORD OH 45150 ALLSTON PLACE LLC WP ROMANA LLC FINCHUM LILLIAN P & ETALS 931 PARADROME ST 9352 MAIN ST 94 BERKLEY DR APT 1004 **CINCINNATI OH 45242 CINCINNATI OH 45202** MADISON TN 37115-5228 LDG INVESTMENTS LLC OAKLEY HOUSING PARTNERS LLC PRCP-OHIO II LLC 941 N MERIDIAN ST 941 NORTH MERIDAN ST 9521 SHORT LINE CT INDIANAPOLIS IN 46260 US **INDIANAPOLIS IN 46204** WEST CHESTER OH 45069 **BIRDS ON A PERCH LLC** ROOKWOOD COURT LLC **SUESS PARKER** 9637 SHOUP AVE 9916 CARVER RD SUITE 103 C/O GUARDIAN SAVINGS BANK 2774 BLUE **CHATSWORTH CA 91311 CINCINNATI OH 45242 ROCK ROAD CINCINNATI OH 45239** 3827 PAXTON AVENUE APARTMENTS MICHIGAN RENTALS LLC ZAND PROPERTIES LLC P O BOX 1368 P O BOX 1598 P O BOX 176474 CARLSBAD CA 92018 **FLORENCE KY 41022** FT MITCHELL KY 41017

WAGNER KAREN MARIE P O BOX 38

PRIMGHAR IA 51245

4310 MARBURG AVENUE LLC P O BOX 8118 CINCINNATI OH 45208 ICHIKAWA-BURTON PROPERTIES LLC
P O BOX 8305
CINCINNATI OH 45208

DTK PAXTON LLC P O BOX 9628 CINCINNATI OH 45209 HYDE PARK NEIGHBORHOOD COUNCIL P.O. BOX 8064 CINCINNATI, OH 45208 OAKLEY COMMUNITY COUNCIL P.O. BOX 9244 CINCINNATI, OH 45209

WILLIAMS MARSHALL W PO BOX 14754 CINCINNATI OH 45214	SOTERIA PROPERTIES III LLC PO BOX 15134 CINCINNATI OH 45215	REGENCY CENTERS LP PO BOX 2539 SAN ANTONIO TX 78299
JNM PROPERTIES LLC PO BOX 43453 CINCINNATI OH 45243	SHANE JEWELL LEWIS PO BOX 6357 CINCINNATI OH 45206	E ROTHENBERG SALES INC PO BOX 8683 CINCINNATI OH 45208-0683
PRIME CAPITAL GROUP LLC PO BOX 9303 CINCINNATI OH 45209	1627 ROCKHURST LLC PO BOX 9847 CINCINNATI OH 45209	



September 7, 2023

Cincinnati City Council Council Chambers, City Hall Cincinnati, Ohio 45202

Dear Members of Council:

We are transmitting herewith an Ordinance captioned as follows:

ESTABLISHING Urban Parking Overlay District #4, "Oakley," in the Oakley neighborhood as an urban parking overlay district to eliminate off-street parking requirements in certain designated areas.

The City Planning Commission recommended approval of the overlay district at their July 21, 2023 meeting.

Summary:

The Oakley Community Council requested a map amendment to create UPOD #4, "Oakley" to apply to five (5) specific areas within the Oakley neighborhood. The Oakley Community Council feels that minimum parking requirements have become burdensome to development in the Oakley community. To spur development interests in their business district and adjacent areas, and to provide more amenities in the neighborhood, they requested an Urban Parking Overlay District. Oakley is a dense, urban neighborhood with a thriving business district and frequent new development and opportunities for redevelopment. The proposed elimination of minimum off-street parking requirements removes an obstacle to the redevelopment of Oakley and could contribute to maintaining the urban character desired by the community. This would allow more businesses to consider opening in Oakley due to fewer restrictions including mandated parking requirements.

The City Planning Commission recommended the following on July 21, 2023 to City Council:

APPROVE the map amendment to add Urban Parking Overlay District #4: "Oakley", as outlined in § 1425-04 - Urban Parking Overlay Districts in the Cincinnati Zoning Code, to multiple portions in the Oakley neighborhood.

Aves: Ms. Beltran

Mr. Eby

Ms. Kearney

Seconded: Ms. Beltran Mr. Samad

Ms. Sesler

Nays: Mr. Stallworth

THE CITY PLANNING COMMISSION

Motion to Approve: Ms. Sesler

Katherine Keough-Jurs, FAICP, Director

Department of City Planning and Engagement



To: Mayor and Members of City Council

202301918

From: Sheryl M. M. Long, City Manager

Subject: Liquor License - NEW

FINAL RECOMMENDATION REPORT

OBJECTIONS: None

This is a report on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for the following:

APPLICATION: 0133049 PERMIT TYPE: NEW CLASS: D5J

NAME: ALLEZ BAKERY LLC

DBA: ALLEZ CAFE

1201 MAIN ST

CINCINNATI OH 45202

As of today's date, the Department of Buildings & Inspections has declined comment with their investigation.

On July 31, 2023, the Over-the-Rhine Community Council was notified of this application and do not object.

Police Department Approval

David M. Laing, Assistant City Prosecutor

Law Department - Recommendation

☐ Objection ☐ No Objection



To: Mayor and Members of City Council

202301919

From: Sheryl M. M. Long, City Manager

Subject: Liquor License - NEW

FINAL RECOMMENDATION REPORT

OBJECTIONS: None

This is a report on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for the following:

APPLICATION: 42858450005

PERMIT TYPE: NEW CLASS: D5J

NAME: JET LG 1 LLC DBA: RAMUNDOS

2210 BEECHMONT AVE CINCINNATI OH 45230

As of today's date, the Department of Buildings & Inspections has declined comment with their investigation.

On July 31, 2023, Mt. Washington Community Council was notified of this application and do not object.

Police Department Approval

David M. Laing, Assistant City Prosecutor

Law Department - Recommendation

☐ Objection ☐ No Objection



To: Mayor and Members of City Council

202301920

From: Sheryl M. M. Long, City Manager

Subject: Liquor License - NEW

FINAL RECOMMENDATION REPORT

OBJECTIONS: None

This is a report on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for the following:

APPLICATION: 17514610010

PERMIT TYPE: NEW CLASS: D5J

NAME: COSMOPOLITAN HALL LLC

DBA: MOTR PUB

1345 MAIN ST

1ST FL & BSMT & PATIO CINCINNATI OH 45202

As of today's date, the Department of Buildings & Inspections has declined comment with their investigation.

On July 31, 2023 the Downtown Residents Council was notified of this application and do not object.

Police Department Approval

David M. Laing, Assistant City Prosecutor

Law Department - Recommendation

☐ Objection ☐ No Objection



Date: 9/7/2023

To: Mayor and Members of City Council 202301922

From: Sheryl M. M. Long, City Manager

Subject: SPECIAL EVENT PERMIT APPLICATION: (Doritos Late Night Tour)

In accordance with Cincinnati Municipal Code, Chapter 765; (Propac Marketing Inc) has submitted a Special Event Permit Application Form to the Chief of Police. The Special Event Permit Application has been reviewed by the following department(s): (Cincinnati Police Department, Fire Department, Health Department, Parks Department, Department of Building and Inspections, Department of Community and Economic Development, Department of Finance, Department of Public Services, and Department of Transportation and Engineering). There are no objections to issuing the Special Events Permit.

The particulars of the requested event are as indicated:

EVENT NAME/TITLE: Doritos Late Night Tour

EVENT SPONSOR/PRODUCER: Propac Marketing Inc

CONTACT PERSON: Cliff Small

LOCATION: 100 Joe Nuxhall Way
DATE(S) AND TIME(S): 9/9/2023 3pm - 11:30pm
EVENT DESCRIPTION: Doritos Sampling Event

ANTICIPATED ATTENDANCE: 1,000

ALCOHOL SALES: \square YES. \square NO.

TEMPORARY LIQUOR PERMIT HOLDER IS: (N/A)

cc: Colonel Teresa A. Theetge, Police Chief



To: Mayor and Members of City Council

202301923

Sheryl M. M. Long, City Manager From:

Subject: Liquor License - NEW

FINAL RECOMMENDATION REPORT

OBJECTIONS: None

This is a report on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for the following:

APPLICATION: 46185600005

PERMIT TYPE: NEW CLASS: D5J

NAME: KEYSTONE UNIVERSITY SQUARE LLC

DBA: KEYSTONES MAC SHACK

2612 - 2614 SHORT VINE CINCINNATI OH 45219

As of today's date, the Department of Buildings & Inspections has declined comment with their investigation.

On August 1, 2023, Corryville Community Council was notified of this application and do not object.

Police Department Approval David M. Laing, Assistant City Prosecutor

> Law Department - Recommendation □ Objection □ No Objection



To: Mayor and Members of City Council

202301924

From: Sheryl M. M. Long, City Manager

Subject: Liquor License - NEW

FINAL RECOMMENDATION REPORT

OBJECTIONS: Cincinnati Police Department

This is a report on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for the following:

APPLICATION: 2598968 PERMIT TYPE: NEW CLASS: C1 C2

NAME: FAIRMONT STOP & SHOP LLC

DBA: FAIRMONT STOP & SHOP

1932 HARRISON AVE CINCINNATI OH 45214

As of today's date, the Department of Buildings & Inspections has declined comment with their investigation.

On August 3, 2023 South Fairmont Community Council was notified of this application and do not object.

Police Department Approval

David M. Laing, Assistant City Prosecutor

Law Department - Recommendation

☐ Objection ☐ No Objection



Date: 9/7/2023

To: Mayor and Members of City Council 202301927

From: Sheryl M. M. Long, City Manager

Subject: SPECIAL EVENT PERMIT APPLICATION: 34th Annual Reindog Parade

In accordance with Cincinnati Municipal Code, Chapter 765; Mount Adams Business Guild has submitted a Special Event Permit Application Form to the Chief of Police. The Special Event Permit Application has been reviewed by the following department(s): (Cincinnati Police Department, Fire Department, Health Department, Parks Department, Department of Building and Inspections, Department of Community and Economic Development, Department of Finanace, Department of Public Services, and Department of Transportation and Engineering). There are no objections to issuing the Special Events Permit.

The particulars of the requested event are as indicated:

EVENT NAME/TITLE: 34th Annual Reindog Parade

EVENT SPONSOR/PRODUCER: Mount Adams Business Guild

CONTACT PERSON: Daniel Vale

LOCATION: 1111 St Gregory St. Cincinnati Oh 45202
DATE(S) AND TIME(S): 12/09/2023 12:00pm—12/09/2023 5:00pm

EVENT DESCRIPTION: The Annual Reindog Parade is an event that allows people to bring

their dogs to Mt Adams and dress them up for a friendly

competition. They are able to compete for best costume in the "over" and "under twenty five pound class plus Dog-Master look-a-like and Group awards. We will hold a raffle for a chance to win prizes donated by local businesses and sponsors. The raffle will

help raise money for a donation to a local Non-Profit.k

ANTICIPATED ATTENDANCE: 300

ALCOHOL SALES: \square YES. \square NO.

TEMPORARY LIQUOR PERMIT HOLDER IS:

cc: Colonel Teresa A. Theetge, Police Chief



September 7, 2023

To: Mayor and Members of City Council 202301928

From: Sheryl M. M. Long, City Manager

Subject: Ordinance for the Rezoning of Properties adjacent to the Lick Run Greenway Corridor

in South Fairmount

Transmitted is an Ordinance captioned:

AMENDING the official zoning map of the City of Cincinnati to rezone certain real properties located in and around the Lick Run Greenway Corridor.

The City Planning Commission recommended approval of the zone change at its March 17, 2023 meeting.

Summary:

cc:

The Department of City Planning and Engagement (DCPE) conducted a zoning analysis in response to a request from the South Fairmount Community Council (SFCC) to study the area including and around the Lick Run Greenway. During the process, DCPE engaged the Metropolitan Sewer District (MSD), Department of Community and Economic Development (DCED), and the Department of Transportation and Engineering (DOTE), along with the community. These proposed zone changes are a result of over two and a half years of analysis and community input and engagement.

The City Planning Commission recommended the following on March 17, 2023, to City Council:

APPROVE the proposed zone changes along and adjacent to the Lick Run Greenway Corridor located in South Fairmount as identified in Exhibit F and to exclude the property located at 1367 Ernst Avenue from the zone changes.

Katherine Keough-Jurs, FAICP, Director, Department of City Planning and Engagement

AMENDING the official zoning map of the City of Cincinnati to rezone certain real properties located in and around the Lick Run Greenway Corridor.

WHEREAS, in February 2020, in response to a request from the South Fairmount Community Council, the Department of City Planning and Engagement conducted a planning and zoning study of the areas in and around the Lick Run Greenway Corridor to study potential planning and zoning solutions to ensure that future development in the area is consistent with the community's desire for walkable, pedestrian-friendly development; and

WHEREAS, the Department of City Planning and Engagement, in partnership with the South Fairmount Community Council and the Cincinnati chapter of the American Institute of Architects, organized an urban design workshop, among other public meeting sessions, to engage community stakeholder groups such as residents, business owners, and affected City departments to consider changes to existing zoning regulations to promote the vision established by the Lick Run Watershed Master Plan (2012) and the Cincinnati Choice Neighborhoods Transformation Plan (2014); and

WHEREAS, the existing zoning regulations that govern land use development in and around the Lick Run Greenway Corridor are predominantly industrial and auto-oriented, which regulations are inconsistent with community stakeholders' desired vision for the area and the strategies and goals established by the Lick Run Watershed Master Plan (2012) and the Cincinnati Choice Neighborhoods Transformation Plan (2014); and

WHEREAS, the proposed zoning map amendments rezoning certain areas of the South Fairmount neighborhood from the MG, "Manufacturing General," zoning district, the CC-A, "Commercial Community-Auto-Oriented," zoning district, and the CC-M, "Commercial Community-Mixed," zoning district to the UM, "Urban Mix," zoning district, CC-P, "Community Commercial-Pedestrian," zoning district, and the CC-M, "Commercial Community-Mixed," zoning district promotes the land use development strategies and goals outlined in the Lick Run Watershed Master Plan (2012) and the Cincinnati Choice Neighborhoods Transformation Plan (2014) by facilitating new walkable, pedestrian-friendly development; and

WHEREAS, the proposed zoning map amendments are consistent with Plan Cincinnati (2012), including the plan's "Live" Initiative Area and the strategies to "become more walkable" as described on page 157, and to "support and stabilize our neighborhoods" as described on page 160; and

WHEREAS, at its regularly scheduled meeting on March 17, 2023, the City Planning Commission determined that the proposed zoning map amendments are in the interest of the public's health, safety, morals, and general welfare and recommended the proposed zoning map amendments to rezone the properties located in the South Fairmount neighborhood; and

WHEREAS, a committee of Council held a public hearing on the proposed zoning map amendments following due and proper notice pursuant to Cincinnati Municipal Code Section 111-1, and the committee approved the zoning map amendments, finding they are in the interest of the public's health, safety, morals, and general welfare; and

WHEREAS, the Council finds the proposed zoning map amendments to be in the interest of the general public's health, safety, morals, and welfare; now, therefore,

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

Section 1. That the shape and area of the City of Cincinnati's official zoning map in the location of the real properties in the South Fairmount neighborhood generally bounded by Waverley Avenue to the north, Beekman Street and State Avenue to the east, Ernst Street to the south, and Osterfeld Street to the west, shown on the map attached hereto as Attachment A and incorporated by reference, and being more particularly described on the legal description contained in Attachment B attached hereto and incorporated by reference, is hereby amended from the MG, "Manufacturing General," zoning district to the UM, "Urban Mix," zoning district.

Section 2. That the shape and area of the City of Cincinnati's official zoning map in the location of the real properties in the South Fairmount neighborhood generally bounded by Harrison Avenue to the north, Queen City Avenue to the south, and Engel Alley to the west, shown on the map attached hereto as Attachment C and incorporated by reference, and being more particularly described on the legal description contained in Attachment D attached hereto and incorporated by reference, is hereby amended from the CC-A, "Commercial Community-Auto-oriented," zoning district to the CC-P, "Commercial Community-Pedestrian," zoning district.

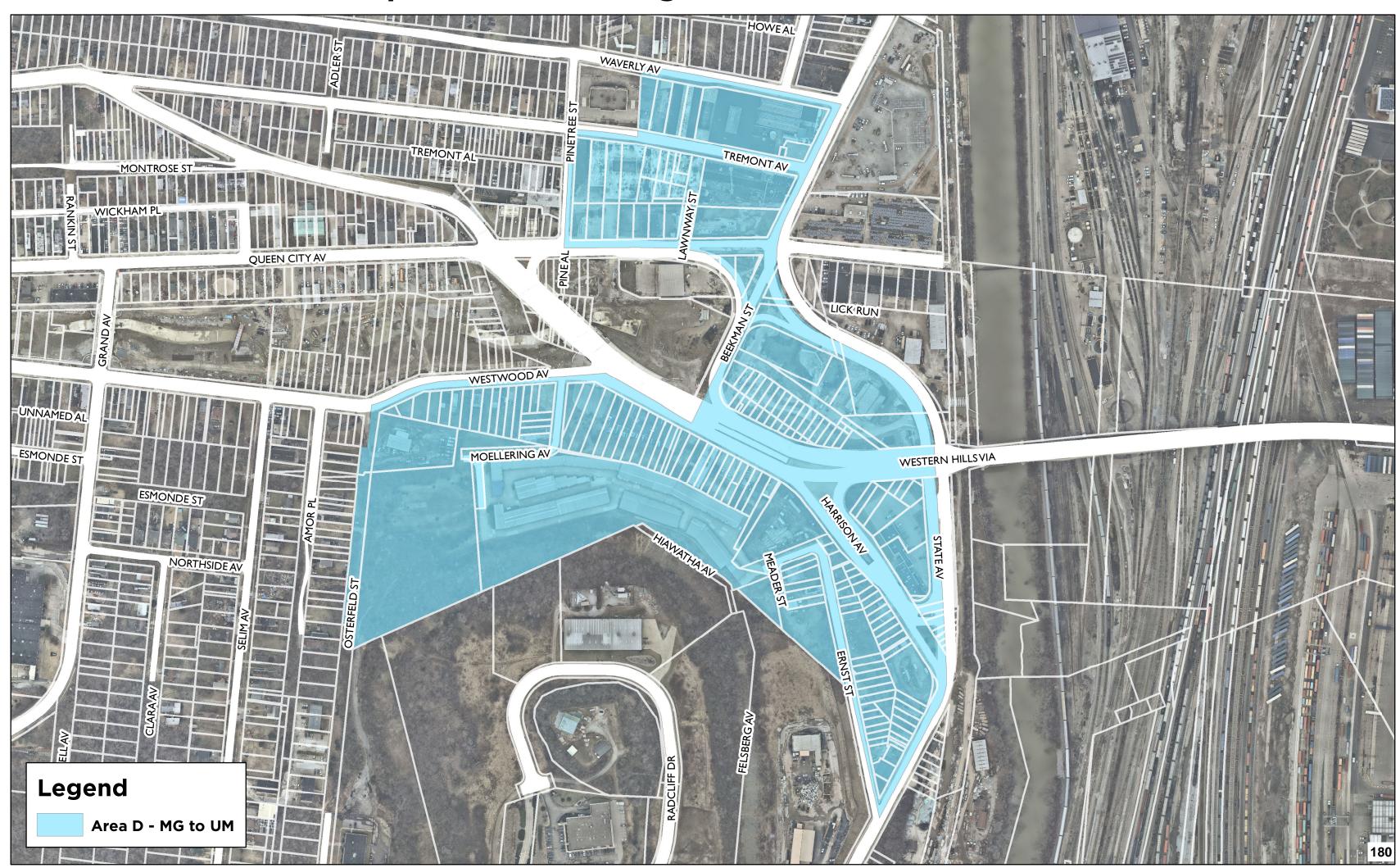
Section 3. That the shape and area of the City of Cincinnati's official zoning map in the location of the real properties in the South Fairmount neighborhood generally bounded by the following public streets: (a) Westwood Avenue to the north, Osterfeld Street to the east, and Esmonde Street to the south; (b) Wickham Place to the north and west, Engel Alley to the east, and Queen City Avenue to the south; and (c) Wickham Alley to the north, Clifford Street to the east, Queen City Avenue to the south, and White Street to the west, as more particularly shown on the map attached hereto as Attachment E and incorporated by reference, and being more particularly described on the legal descriptions contained in Attachment F attached hereto and incorporated by reference, is hereby amended from the CC-M, "Commercial Community-Mixed," zoning district to the CC-P, "Commercial Community-Pedestrian," zoning district.

Section 4. That the shape and area of the City of Cincinnati's official zoning map in the location of the real properties in the South Fairmount neighborhood generally bounded by Westwood Avenue to the north and Quebec Road to the east, shown on the map attached hereto as Attachment G and incorporated by reference, and being more particularly described on the legal description contained in Attachment H attached hereto and incorporated by reference, is hereby amended from the CC-A, "Commercial Community-Auto-oriented," zoning district to the CC-M, "Commercial Community-Mixed," zoning district.

Section 5. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed:	, 2023	
		Aftala Diggard Mayon
Attest:		Aftab Pureval, Mayor

Proposed Zone Changes in South Fairmount



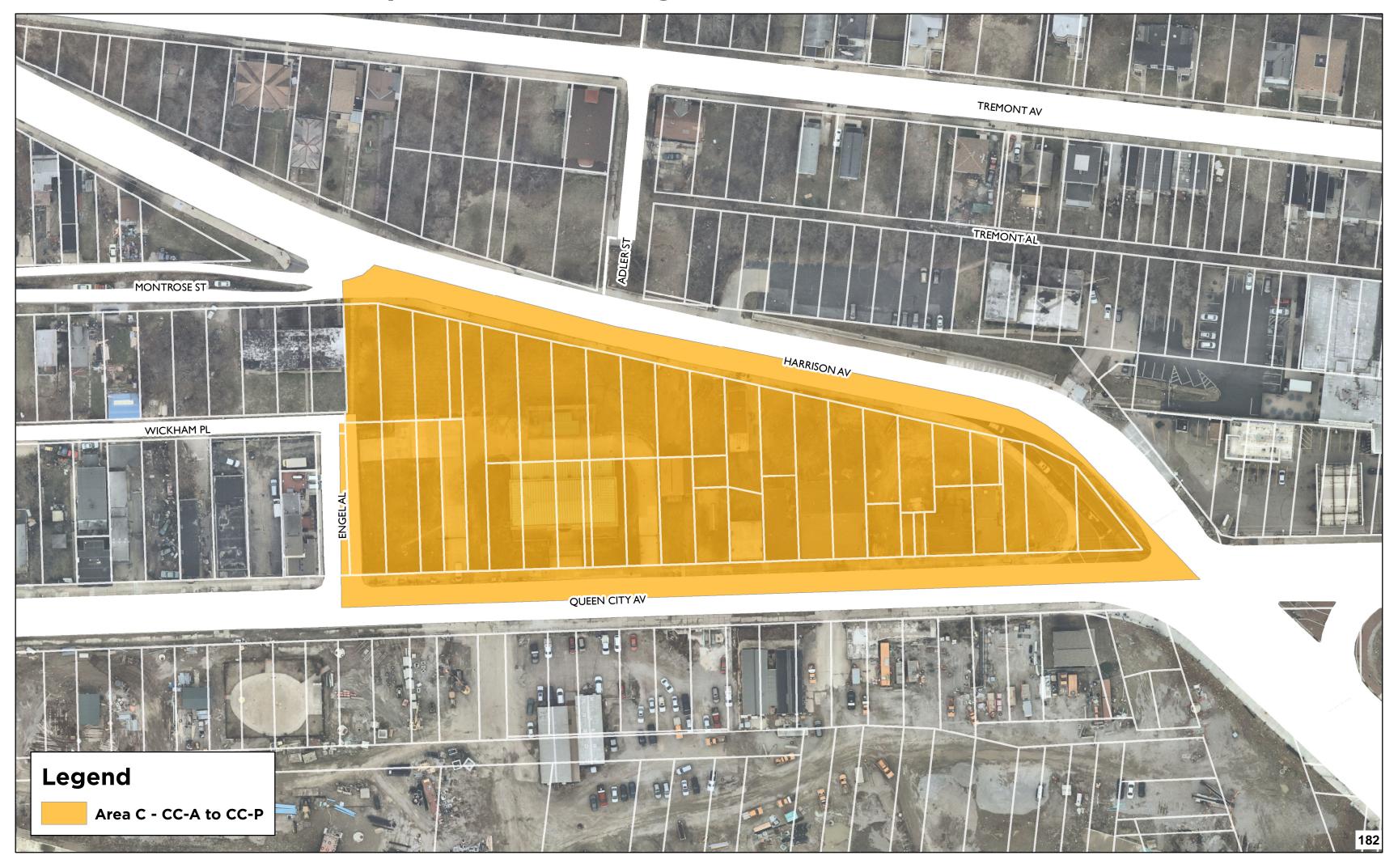
ATTACHMENT B

South Fairmount Lick Run Greenway Corridor Zone Change LEGAL DESCRIPTION – AREA D

Manufacturing General (MG) to Urban Mix (UM)

Situated in Section 25, Town 3, Fractional Range 2, Millcreek Township, Miami Purchase, City of Cincinnati, Hamilton County, Ohio and being more particularly described as follows:

BEGINNING at the intersection of the centerlines of Pinetree Street and Queen City Avenue; thence, eastwardly along the centerline of Queen City Avenue approximately 160.13 feet to a point; thence, leaving the centerline of Queen City Avenue in the arc of a tangent curve to the right having an arc length of 269.89 feet, a radius of 1374.32, a delta of 11° 15′ 06", a chord bearing S85° 19′ 59"E, and a chord length of 269.46 to a point of compound curvature; thence, in the arc of a curve to the right having an arc length of 159.89 feet, a radius of 140.00 feet, a delta of 65° 26' 10", a chord bearing S46° 59' 11"E, and a chord length of 151.34 to a point; thence, in the arc of a curve to the right having an arc length of 24.36 feet, a radius of 140.00 feet, a delta of 09° 58' 10", a chord bearing S9° 17' 01"E, and a chord length of 24.33 to a point; thence, in the arc of a curve to the right having an arc length of 45.76 feet, a radius of 138.00 feet, a delta of 18° 59′ 50″, a chord bearing S5° 11′ 59″W, and a chord length of 45.55 more or less to the intersection of the centerline of Beekman Street as formerly improved; thence, southwestwardly along the centerline of Beekman Street, as formerly improved, to the point of intersection with the centerline of Harrison Avenue; thence, westwardly with said centerline of Harrison Avenue to the point of intersection with the centerline of Westwood Avenue; thence, southwestwardly with the centerline of Westwood Avenue to the point of intersection with the centerline of Osterfeld Street; thence, southwardly along the centerline of Osterfeld Street to the point of intersection with the north parcel line of Hamilton County, Ohio Auditor's Parcel ID No. ("HCAP") 170-0008-0059 as extended to the centerline of Osterfeld Street; thence, westwardly along the northern parcel boundary of HCAP 170-0008-0059 as so extended to the westerly boundary line of Osterfeld Street; thence, southwardly along the westerly boundary line of Osterfeld Street to the point of intersection with the westerly parcel line of HCAP 170-0008-0089, and continuing along the westerly boundary line of HCAP 170-0008-0089, to the point of intersection with the southerly parcel line of HCAP 169-0005-0045; thence, east-southeast along the southerly parcel line of HCAP 170-0008-0089 to the point of intersection with the southwest corner of HCAP 170-0008-0086; thence, N62° 39' 58"E 459.04 feet more or less along the southerly parcel boundary of HCAP 170-0008-0086 to the point of intersection with the southerly parcel boundary of HCAP 170-0008-0087; thence, continuing along the southerly boundary of HCAP 170-0008-0087 N62° 39' 58"E 542.95 feet more or less to a point, and continuing northeastwardly along the southerly boundary of HCAP 170-0008-0087 to the point of intersection with the northwesterly corner of HCAP 169-0004-0211; thence, S49° 25' 17"E approximately 200 feet along the west boundary line of HCAP 169-0004-0211; thence, S49° 25′ 17"E approximately 280.14 feet more or less along the west boundary line of HCAP 169-0004-0212 extended to the centerline of Ernst Street; thence, southeastwardly along the centerline of Ernst Street to the point of intersection with the centerline of State Avenue; thence, northeastwardly along the centerline of State Avenue to the point of intersection with the centerlines of Queen City Avenue and Beekman Street; thence, northeastwardly along the centerline of Beekman Street to the point of intersection with the centerline of Waverly Avenue; thence, westwardly with the centerline of Waverly Avenue to the point of intersection with the west boundary line of HCAP 202-0032-0151 as extended to the centerline of Waverly Avenue; thence, S07° 14′ 54"E along the west boundary line of HCAP 202-0032-0151 as so extended approximately 228.76 feet to the centerline of Tremont Street; thence, westwardly along the centerline of Tremont Street to the point of intersection with the centerline of Pinetree Street; thence, southwardly along the centerline of Pinetree Street to THE POINT OF BEGINNING.



ATTACHMENT D

South Fairmount Lick Run Greenway Corridor Zone Change LEGAL DESCRIPTION – AREA C

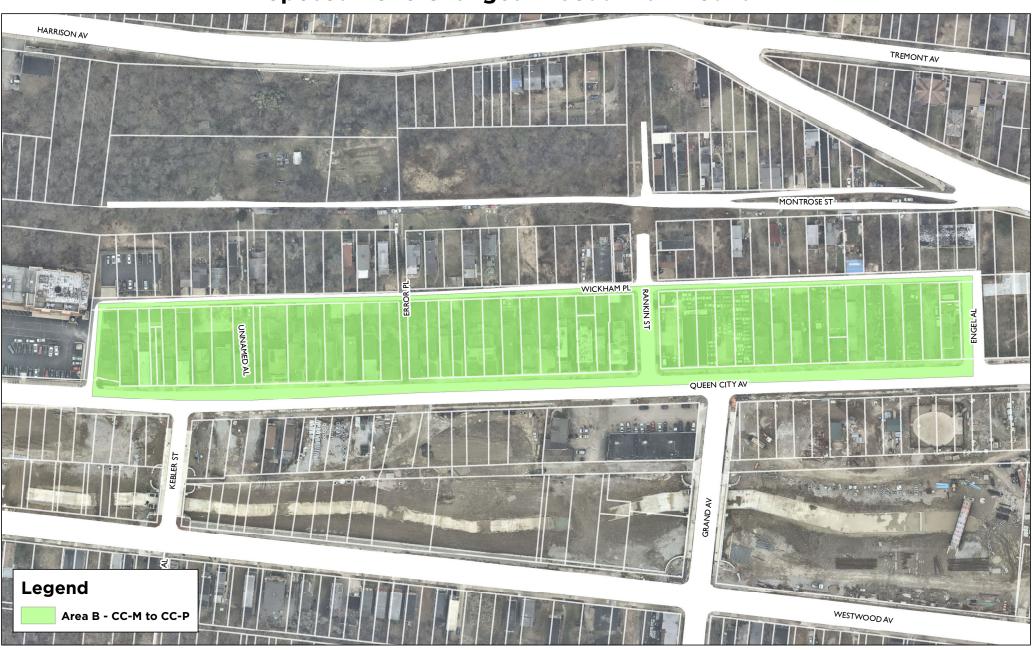
Commercial Community-Auto (CC-A) to Commercial Community-Pedestrian (CC-P)

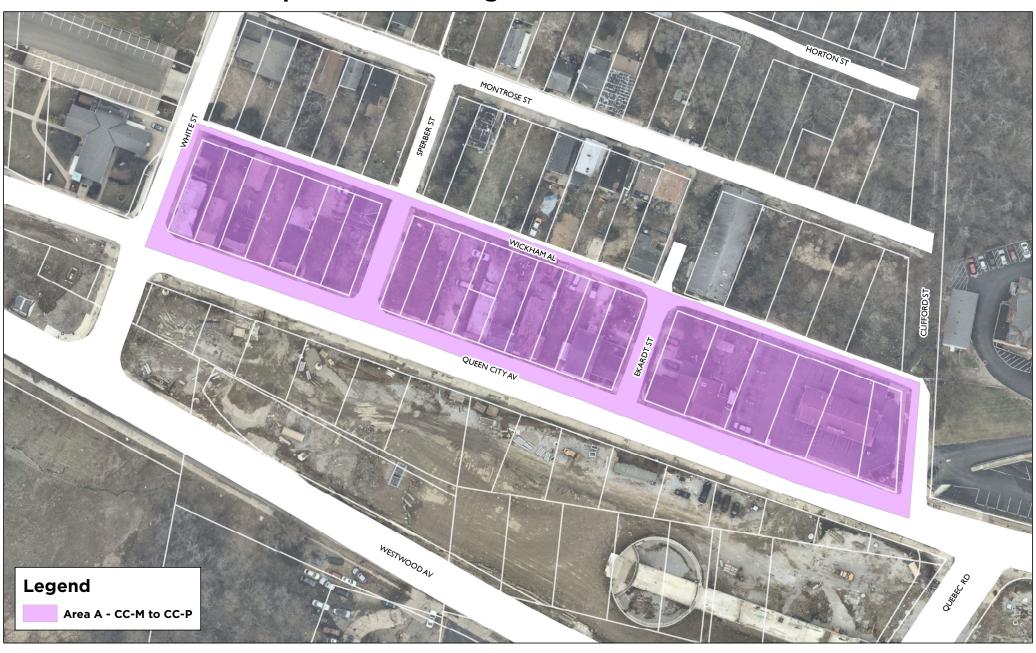
Situated in Section 25, Town 3, Fractional Range 2, Millcreek Township, Miami Purchase, City of Cincinnati, Hamilton County, Ohio and being more particularly described as follows:

BEGINNING at the intersection of the centerlines of Engel Alley and Queen City Avenue; thence, eastwardly along the centerline of Queen City Avenue to the point of intersection with the centerline of Harrison Avenue; thence, northwestwardly along the centerline of Harrison Avenue to the point of intersection with the centerline of Montrose Street; thence, southwesterly along the centerline of Montrose Street to the point of intersection with the west parcel line of Hamilton County, Ohio Auditor's Parcel No. 203-0030-141 extended to the centerline of Montrose Street; thence, southwardly along the west parcel line of said parcel to a point extended to the centerline of former Wickham Place as vacated by Ordinance No. 488-1913; thence, westwardly along the centerline of former Wickham Place as vacated by Ordinance No. 488-1913, and continuing along the centerline of Wickham Place to the point of intersection of the centerlines of Wickham Place and Engel Alley; thence, southwardly along the centerline of Engel Alley to the point of intersection with the centerline of Queen City Avenue, **THE POINT OF BEGINNING.**

ATTACHMENT E







ATTACHMENT F

South Fairmount Lick Run Greenway Corridor Zone Change (a) LEGAL DESCRIPTION – AREA E

Commercial Community-Mixed (CC-M) to Commercial Community-Pedestrian (CC-P)

Situated in Section 25, Town 3, Fractional Range 2, Millcreek Township, Miami Purchase, City of Cincinnati, Hamilton County, Ohio and being more particularly described as follows:

BEGINNING at the intersection of the west parcel line of Hamilton County, Ohio Auditor's Parcel ID No. ("HCAP") 170-0009-0061 as extended to the centerline of Westwood Avenue; thence, eastwardly along the centerline of Westwood Avenue to the point of intersection with the centerline of Osterfeld Street; thence, southwardly with the centerline of Osterfeld Street to the point of intersection with the north parcel line of HCAP 170-0008-0059 as extended to the centerline of Osterfield Street; thence, westwardly along the north parcel line of HCAP 170-0008-0059 as extended to the centerline of Amor Place to the point of intersection with the centerlines of Amor Place and the north boundary line of HCAP 170-0008-0032 as extended to the centerline of Amor Place; thence, westwardly along the north boundary line of HCAP 170-0008-0032 as so extended and extended to the centerline of Selim Avenue to the point of intersection with the centerline of Selim Avenue; thence, southwardly along the centerline of Selim Avenue to the point of intersection with the centerline of Esmonde Street; thence, westwardly along the centerline of Esmonde Street to the point of intersection with the west parcel line of HCAP 170-0009-0153 as extended to the centerline of Esmonde Street; thence, northwardly along the west boundary line of HCAP 170-0009-0153 as so extended to the point of intersection with the south parcel line of HCAP 170-0009-0133; thence, westwardly along said south parcel line to the point of intersection with the west parcel line of said parcel; thence, northwardly along the west boundary line of HCAP 170-0009-0133 to the point of intersection with the south parcel line of HCAP 170-0009-0132; thence, along the south parcel line of said parcel and continuing along the south boundary lines of HCAPs 170-0009-0131, -0130, -0129, and -0128 to the point of intersection with the south parcel line HCAP 170-0009-0128 as extended to the centerline of Grand Avenue; thence southwardly with the centerline of Grand Avenue to the point of intersection with the centerline of Esmonde Street; thence westwardly with the centerline of Esmonde Street to the point of intersection with the west parcel line of HCAP 170-0009-0068 as extended to the centerline of Esmonde Street; thence northwardly along the west parcel line of HCAP 170-0009-0068 as extended to the point of intersection with the centerline of an unnamed alley; thence, westwardly with the centerline of the unnamed alley to the point of intersection with the west parcel line of HCAP 170-0009-0061 as extended to the point of intersection with the centerline of the unnamed alley; thence northwardly along the west parcel line of HCAP 170-0009-0061 as extended and extended to the point of intersection with the centerline of Westwood Avenue, THE POINT OF BEGINNING.

(b) LEGAL DESCRIPTION – AREA B

Commercial Community-Mixed (CC-M) to Commercial Community-Pedestrian (CC-P)

Situated in Section 25, Town 3, Fractional Range 2, Millcreek Township, Miami Purchase, City of Cincinnati, Hamilton County, Ohio and being more particularly described as follows:

BEGINNING at the intersection of the centerlines of Wickham Place and Queen City Avenue; thence, eastwardly along the centerline of Queen City Avenue to the point of intersection with the centerline of Engel Alley; thence, northwardly along the centerline of Engel Alley to the point of intersection with the centerline of Wickham Place; thence, westwardly along the centerline of Wickham Place to the point of

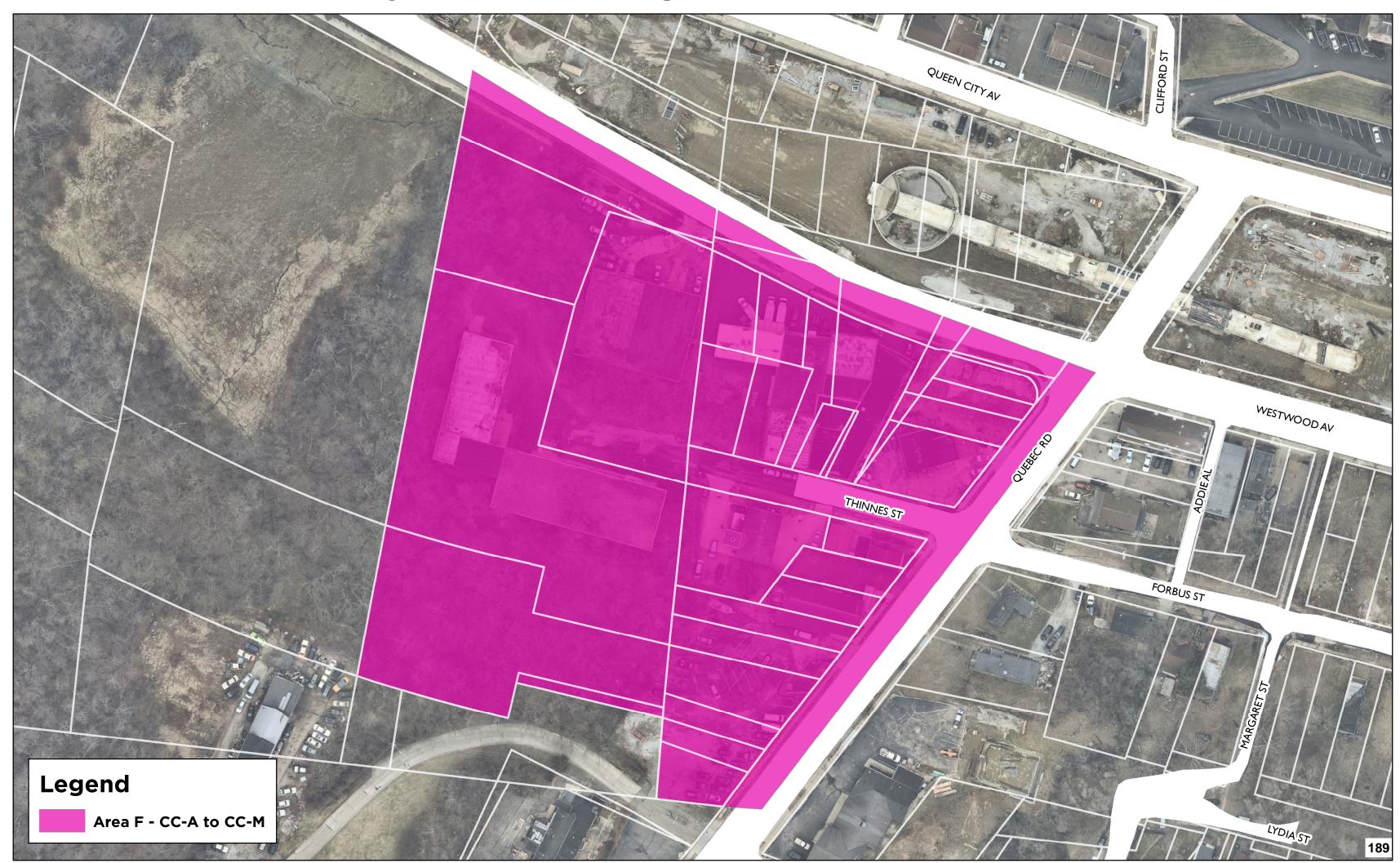
intersection with the centerline of Wickham Place; thence, southwardly along the centerline of Wickham Place to the point of intersection with the centerline of Queen City Avenue, **THE POINT OF BEGINNING.**

(c) LEGAL DESCRIPTION – AREA A

Commercial Community-Mixed (CC-M) to Commercial Community-Pedestrian (CC-P)

Situated in Section 31, Town 3, Fractional Range 2, Millcreek Township, Miami Purchase, City of Cincinnati, Hamilton County, Ohio and being more particularly described as follows:

BEGINNING at the intersection of the centerlines of White Street and Queen City Avenue; thence, eastwardly along the centerline of Queen City Avenue to the point of intersection with the centerline of Clifford Street; thence, northwardly along the centerline of Clifford Street to the point of intersection with the centerline of Wickham Alley; thence, westwardly with along the centerline of Wickham Alley to the point of intersection with the centerline of White Street; thence, southwardly along the centerline of White Street to the point of intersection with the centerline of Queen City Avenue, **THE POINT OF BEGINNING.**



ATTACHMENT H

South Fairmount Lick Run Greenway Corridor Zone Change LEGAL DESCRIPTION – AREA F

Commercial Community-Auto (CC-A) to Commercial Community-Mixed (CC-M)

Situated in Section 31, Town 3, Fractional Range 2, Millcreek Township, Miami Purchase, City of Cincinnati, Hamilton County, Ohio and being more particularly described as follows:

BEGINNING at the intersection of the centerlines of Westwood Avenue and Quebec Road; thence, southwardly along the centerline of Quebec Road to the point of intersection with the south parcel line of Hamilton County, Ohio Auditor's Parcel ID No. ("HCAP") 205-0020-0084 as extended to the centerline of Quebec Road; thence, westwardly with the south parcel line of HCAP 205-0020-0084 as so extended to the point of intersection with the west boundary line of HCAP 205-0020-0084; thence, N01° 04′ 07″ E 78.69 feet to the point of intersection with the southern parcel boundary of HCAP 205-0024-0144; thence, N79° 55′ 58″ W 145.25 feet along the south boundary line of HCAP 205-0024-0144 to the point of intersection with the boundary line of HCAP 205-0024-0096; thence, westwardly along the southern boundary line of HCAP 205-0024-0096 approximately 157 feet more or less to a point being the west boundary line of HCAP 205-0024-0096; thence, northwardly along the west boundary line of HCAP 205-0024-0096 to a point being the northwest boundary of HCAP 205-0024-0096; thence, N05° 07′ E approximately 467.29 feet more or less to the point of intersection with the centerline of Westwood Avenue; thence, eastwardly with the centerline of Westwood Avenue to the point of intersection with the centerline of Quebec Road, **THE POINT OF BEGINNING**.

Honorable City Planning Commission Cincinnati, Ohio

SUBJECT: A report and recommendation on proposed zone changes along and adjacent to the Lick Run Greenway Corridor located in South Fairmount.

GENERAL INFORMATION:

Location: The area generally surrounding the Lick Run Corridor, south of Westwood

Avenue and north of Queen City Avenue.

Petitioner: South Fairmount Community Council

Property Owner: Multiple property owners

EXHIBITS:

Provided in addition to this report are the following exhibits:

• Exhibit A Zone Change Request Letter

Exhibit B American Institute of Architects (AIA) Workshop Concept Plan

Exhibit C Boundary MapExhibit D Phasing Map

• Exhibit E Existing Zoning Map

• Exhibit F Proposed Zone Changes Map

• Exhibit G AIA Workshop Results Presentation

BACKGROUND:

The Department of City Planning and Engagement (DCPE) conducted a zoning analysis in response to a request from the South Fairmount Community Council (SFCC) to study the area including and around the Lick Run Greenway. During the process, DCPE engaged the Metropolitan Sewer District (MSD), Department of Community and Economic Development (DCED), and the Department of Transportation and Engineering (DOTE), along with the community. These proposed zone changes are a result of over two and a half years of analysis and community input and engagement.

In February 2020, the American Institute of Architects (AIA) Cincinnati organized a "Public Participation Urban Design Workshop" in partnership with the South Fairmount Community Council to explore the area around the Lick Run Greenway since the greenway construction was nearing completion. During the workshop, community members shared their vision for the area surrounding the Lick Run Greenway which may be found in Exhibits B and G. The community's vision calls for a more walkable, pedestrian-scaled environment, whereas the current zoning is for a more auto-oriented environment.

Additionally, in May 2021, the Lick Run Greenway, a \$103 million-dollar investment, officially opened. The Lick Run Greenway is a stormwater management project that doubles as a park providing both recreational and educational opportunities for community members. It is the first daylighted stream in the nation to control sewer overflows.

Staff from DCPE has been working on this analysis and zoning study for over two years and the results

take place in the form of the proposed changes and recommendations (Exhibit F).

ZONING STUDY BOUNDARY AND PHASING:

The zoning study area was drawn based on the community's Concept Plan from the AIA Workshop (Exhibit B). This boundary (Exhibit C) was drawn to include key components of the Concept Plan, while respecting the parcel boundaries.

The Metropolitan Sewer District is in the process of re-platting parcels owned by Hamilton County. These parcels will be re-platted to reflect the final configuration of the Lick Run Greenway. Once replatted, parcels not included in the Lick Run Greenway will be available for sale at a future point.

The current zoning of the area between Queen City Avenue and Westwood Avenue is Commercial Community - Auto (CC-A) except for the property owned by the City of Cincinnati and operated by the Cincinnati Recreation Commission which is zoned Park and Recreation (PR). Once re-platted, the all of the entire property within the Lick Run Greenway will be proposed to be rezoned from CC-A to Parks and Recreation (PR).

Since the exact replat is unknown at this time, the Department of City Planning and Engagement recommends that there are two phases of zone changes:

- 1. **Phase I:** Property south of Westwood Avenue and north of Queen City Avenue (this staff report and recommendation).
- 2. Phase II: Property between Westwood Avenue and Queen City Avenue (once the replat is complete).

A map of the proposed phases is included as Exhibit D. This proposal outlines suggested zone changes for Phase I.

PUBLIC COMMENT AND ENGAGEMENT:

In February 2020, the American Institute of Architects (AIA) Cincinnati organized a "Public Participation Urban Design Workshop" in partnership with the South Fairmount Community Council (SFCC). This was the beginning of the public engagement and the results of this workshop helped spur the reasoning behind the proposed zone changes. Staff from the Department of City Planning and Engagement met with the SFCC multiple times after this workshop, met with associated City departments, and walked the corridor itself to experience and survey the area and adjacent properties. The results were presented at the Neighborhood Summit in 2021 at an educational session (Exhibit G).

There was a public staff conference held on October 18, 2022 via Zoom with twenty three (23) people in attendance, including City staff and members from the SFCC. The majority of the community members were supportive of the zone change, while two individuals did not want the zoning to change on their subject properties. Many people had questions regarding the possible timeline and next steps. Some others had questions regarding nonconformities. All property owners within the study area and the property owners within 400-feet were notified via USPS mail for the public staff conference, with additional posts to DCPE's Facebook and Twitter accounts and a webpage created for the proposed changes.

Staff additionally presented to the SFCC on August 9, 2022 and September 13, 2022, before the public

staff conference to make the council aware of the proposed changes and to get any input. The SFCC supports the proposed zone changes.

All property owners within a 400-foot radius of the subject properties, the SFCC, and property owners that have been correspondence with staff were notified of the March 17, 2023 City Planning Commission meeting. No additional correspondence was received as of March 9, 2023.

EXISTING ZONING:

There are four overarching zoning districts present in the zoning study area: manufacturing, commercial, single-family residential, and residential multi-family. An existing zoning map and zoning composition of the area is included as Exhibit E. These zoning districts include:

Manufacturing Districts - Subdistrict: Manufacturing General (MG)

To create, preserve and enhance areas that are appropriate for a wide variety of supporting and related commercial and manufacturing establishments that may have the potential to generate off-site impacts. Future development will accommodate heavy industrial and manufacturing uses, transportation facilities, warehousing and distribution and similar and related supporting uses. These uses typically require sites with good transportation access. Uses that may inhibit industrial development are prohibited.

The MG zoning district is one of the most prevalent zoning districts in the zoning study area; however, it is found towards the eastern periphery of the area. 30% of the zoning study area is MG. The MG area abuts the Mill Creek industrial corridor.

Commercial Districts - Subdistrict: Commercial Community (CC)

To identify, create, maintain and enhance areas suitable for a wide variety of commercial and institutional uses along major transportation corridors and in shopping districts or centers. Although these centers may reflect elements of both pedestrian- and auto-oriented development, they typically accommodate larger-scale retail and commercial service uses, such as auto-related businesses and recreation and entertainment, as well as a variety of public and semi-public uses. Future development must reflect a complementary and compatible mix of uses, and may include residential uses.

Community Character Designation: Auto-oriented (CC-A)

This district designation is intended for areas that provide for easy automobile access. Large buildings are located on the site with parking in front. Out lots associated with shopping centers often contain auto-oriented businesses. Performance standards are intended to mitigate the impact of the parking lots and buffer adjacent residential areas.

15% of the study area is zoned CC-A. The CC-A zoning districts are found on the western portion of the study area, as well as along Queen City Avenue.

Community Character Designation: Mixed (CC-M)

This district designation is intended to provide for a mix of the pedestrian and auto-oriented development. Older, pedestrian-oriented buildings may be intermixed with newer, auto-oriented uses.

10% of the study area is zoned CC-M. These zoning districts are found along both Queen

City Avenue and Westwood Avenue.

Single-Family Districts – Subdistrict: SF-2

The specific purposes of the SF single-family districts are to create, maintain and enhance neighborhood residential areas that are characterized by detached, single-unit structures. Future development must remain single-family residential in character, although some public and non-residential uses may be permitted in certain districts. SF-2 allows high-density, small lot, single-family developments. The minimum lot size is 2,000 square feet.

Single-family zoning constitutes 18% of the study area. It is found a block north of Queen City Avenue, as well as to the northwest of the study area.

Residential Multi-Family Districts (RM)

The specific purposes of the RM Residential Multi-family subdistricts are to create, maintain and enhance neighborhood residential areas with multi-family housing that are typically located near the city's major arterials and characterized by a mix of attached housing, small and large multi-unit buildings and community facilities, where appropriate. Future development will be primarily residential in character, although some small-scale public and non-residential uses on the ground floor in a mixed-use building on an arterial street may be allowed with specific limitations.

Subdistrict: Residential Mixed (RMX)

This subdistrict is intended to create, maintain and enhance areas of the city that have a mix of lot sizes and house types at moderate intensities (one to three dwelling units). Existing multifamily buildings of four or more units are acknowledged but new construction is not permitted.

The RMX zoning district in the Phase I zoning study area is located on the northern border between Harrison Avenue and Tremont Street and south of Westwood Avenue. The district is characterized primarily by single-family and two-family houses on small lots. There are some smaller-scale apartment buildings as well along Westwood Avenue.

Subdistrict: Residential Multi-Family 1.2 (RM-1.2)

This subdistrict is intended to provide for mixed residential uses at moderately high densities. This is an intense district with an urban character. The minimum land area for every dwelling unit is 1,200 square feet.

RM-1.2 is found along Queen City Avenue towards the center of the stud area and extends north to Tremont Avenue. The area primarily consists of two large parcels with a school and a senior housing facility. 11% of the study area is RM-1.2.

PROPOSED ZONE CHANGES AND ANALYSIS:

The proposed zone changes consist of a total of 1,283 properties within the study area. 460 of these properties are being proposed to change their existing zoning with approximately 163 property owners affected. These changes are outlined in the proposed zoning map found in Exhibit F.

There are four (4) main areas that are being requested to change zoning districts. These areas include:

1) Manufacturing General (MG) to Urban Mix (UM)

These properties are currently zoned MG and are found in the southeast corner of the study area south of the Harrison Avenue ramp and north of Queen City Avenue. This area consists of approximately 54 acres and 236 properties. This area is 30% of the Phase I study area. This portion includes the Lunkenheimer building, Cincinnati Fire Department Station 21, and multiple construction and industrial businesses and self-storage facilities.

All the proposed zone changes are being proposed to zoning districts that currently exist in the study area with the only exception being the introduction of the Urban Mix (UM) zoning district.

Urban Mix

The purposes of Urban Mix district are to:

- (a) Provide a balance of uses and amenities fostering a vital economic, livable and cultural area and enhance its urban, aesthetic qualities.
- (b) Protect and enhance historic, cultural, economic and architectural resources.
- (c) Preserve, create and enhance pedestrian-oriented streets to encourage retail, entertainment, residential and office vitality and improve the quality of life for district residents, visitors and workers.
- (d) Provide quality public spaces, such as urban street corridors, by maintaining the physical continuity of the street edge created by buildings.
- (e) Bring most daily activities within walking distance, giving the elderly, young and disabled increased independence of movement.
- (f) Reduce the number of automobile trips; minimize congestion, consumption of resources and air and noise pollution.

The UM zoning district permits single-family homes (attached and detached), multi-family dwellings, offices, hospitals, hotels, daycares, eating and drinking establishments with no drive-throughs, business services, and a variety of other commercial uses. This use restricts vehicular services, storage services, and other industrial uses. This area was identified by the community to allow for more entertainment uses including event space, restaurants, and possible brewery or winery. This area is one of the gateways to the Lick Run Corridor and should allow uses for pedestrians to easily access from this corridor, safely and appropriately.

2) Commercial Community - Auto (CC-A) to Commercial Community - Mixed (CC-M)

This area consists of properties located in the southwestern corner of the study area and are located south of Queen City Avenue and west of Quebec Road. The existing uses within this area cater towards vehicular services and commercial uses. This area consists of approximately 11 acres and 54 properties.

The properties directly east across the other side of Quebec Road are currently zoned CC-M, so staff and the community members thought it was appropriate to downzone this existing zoning district to more of a middle ground zoning district. The CC-M zoning district is intended to provide for a mix of pedestrian and auto-oriented developments. Older, pedestrian-oriented buildings may be intermixed with newer, auto-oriented uses. Car washes and fuel sales are permitted within the CC-M zoning districts.

3) Commercial Community - Auto (CC-A) to Commercial Community - Pedestrian (CC-P)

This area consists of the properties north of Queen City Avenue, adjacent and below Harrison Avenue (west of the existing BP gas station) and just east of Grand Avenue. 64 properties belong to this area and consists of approximately 6 acres and currently has small businesses, abandoned buildings with many of the building fronts up against the right-of-away, and the Cincinnati Water Works Western Hills Pumping Station.

This area was identified by the community to include mixed-use infill efforts. The proposed zone changes to CC-P would allow a traditional urban character where buildings are built to the street line to provide close relationships with the pedestrians that walk by on the sidewalk and that are coming from the Lick Run Corridor. This zoning district may apply to some areas where a few auto-oriented uses exist, but where restoring the pedestrian character is specified verbatim in the community plan.

4) Commercial Community - Mixed (CC-M) to Commercial Community - Pedestrian (CC-P)

This last main zone change area consists of 106 properties and sits at approximately 11.5 acres. All these properties are currently zoned CC-M and are being requested to change to the CC-P zoning district. Buildings in this area consists of places of worship, residences, a tire shop, a carwash, vacant lots, and multiple dilapidated buildings.

These areas were identified in the concept plan to include walkable, mixed-use, pedestrian-scale developments in which CC-P would permit these efforts. With the intent of reducing the amount of vehicular-oriented zoning, pedestrians might feel more comfortable with walking to businesses or places. These proposed zone changes are one of the many attempts to reduce speeding and to increase the pedestrian safety of the neighborhood and community as a whole.

ZONING DISTRICTS RECOMMENDED TO STAY THE SAME:

No zone changes are being proposed for the following areas:

<u>RM-1.2</u>

This zone permits moderately high multi-family residential densities. The community's concept plan does indicate a desired change to this area. The existing zoning within the study area that is current zoned RM-1.2 is appropriate for the current uses.

RMX

This zone permits a mix of lot sizes and residences with up to three units. This is in line with the community's concept plan which calls for attached and detached single-family infill housing.

SF-2 - West of White Street

The concept plan calls for a job training center on the site of the old school on the parcel in the northwest along White Street. The SF-2 zoning district's uses are restrictive, which provides protection for this site until there is a proposal for redevelopment. The zoning for this site can be examined when there is a plan for the site in the future.

CC-A - Harrison Avenue Area

The area north of Harrison Avenue that is zoned CC-A is not proposed to be changed. The community's concept plan does not make a note of this area. The area is at the intersection of two main roads; auto-oriented uses are appropriate here.

CC-M (Quebec Road)

The area zoned CC-M along Quebec Road is not proposed to be changed. The community's concept plan calls for this area to have an event center, destination restaurants, and mixed uses. It also can serve as a gateway area. The community's desired uses require a mix of pedestrian and auto-oriented development.

CONSISTENCY WITH PLANS:

South Fairmount currently has two plans that have set vision and goals for the neighborhood, including the Cincinnati Choice Neighborhoods Transformation Plan (2014) and the Lick Run Watershed Master Plan (2012).

The proposed zone changes are consistent with aspects of both plans, including goals and strategies related to:

- Creating a strong neighborhood core for South Fairmount.
- Promoting a walkable, mixed use business district by improving pedestrian safety.
- Promoting market driven redevelopment along Queen City Avenue.
- Improving desirability of housing by increasing commercial and recreational options in the neighborhood.
- Emphasizing the Lick Run corridor and maximizing density and retail opportunities along the corridor.

Plan Cincinnati (2012)

These proposed zone changes are additionally consistent with *Plan Cincinnati* (2012) goals in the Compete, Connect, Live, and Sustain Initiative Areas. The plan specifically notes the South Fairmount/Lick Run areas as a future opportunity for mixed-use developments or a neighborhood center.

These proposed zone changes are additionally consistent with the Geographic Principle to "Create new centers of activity where appropriate" (p. 94). While much of the City of Cincinnati is within close distances to center of activities, or multiple centers of activity, some residential populations are not being adequately served by existing centers. Currently, there are large under-served areas on the west and north sides of the City. South Fairmount is identified as one of these under-served communities.

South Fairmount used to be known as Cincinnati's 'Little Italy' and had a much greater and dense population than it does today. These proposed zone changes are intended to help the neighborhood and the greater community to get back to its roots, to help set up success for more pedestrian-oriented revitalization and development, and to contribute to the success of the Lick Run Corridor improvements.

CONCLUSIONS:

The staff of the Department of City Planning and Engagement supports the proposed changes in zoning as identified in Exhibit F for the following reasons:

1. The proposed zone changes are consistent with the existing surrounding built environment with regards to allowable uses, building scale, massing, and adjacent zoning districts.

- 2. The proposed zone changes are consistent with the Cincinnati Choice Neighborhoods Transformation Plan (2014) and the Lick Run Watershed Master Plan (2012).
- 3. The proposed zone changes are consistent with four of the Initiative Areas and the Geographic Principle to "Create new centers of activity where appropriate" of *Plan Cincinnati* (2012).
- 4. This has been a community-driven initiative with buy-in from a majority of property owners within the proposed zone change area.

RECOMMENDATION:

The staff of the Department of City Planning and Engagement recommends that the City Planning Commission take the following action:

APPROVE the proposed zone changes along and adjacent to the Lick Run Greenway Corridor located in South Fairmount as identified in Exhibit F.

Respectfully submitted:

Jesse Urbancsik, Senior City Planner Department of City Planning and Engagement Approved:

Katherine Keough-Jurs, FAICP, Director Department of City Planning and Engagement

SOUTH FAIRMOUNT COMMUNITY COUNCIL

Dear Mr. Peppers and Ms. Keough-Jurs,

The South Fairmount Community Council is requesting zoning changes in the area surrounding the Lick Run Greenway.

The South Fairmount Community Council had a zoning workshop in 2020. The drawings with the preferred areas for zone changes indicated had been voted on, agreed upon, and sent to your office in 2020. Your question about how we want the different areas zoned is more complex than what we achieved in the workshop. I think it would be in the best interest of the South Fairmount Community Council and residents to schedule a meeting with the Planning Department. As the area is nearing completion other requests have been made of the Council to address, such as more pedestrian friendly streets and crossings.

The South Fairmount Community Council would like to formally request an advisory meeting with the planning staff so we can share the drawings from the workshop and seek guidance for the rezoning request.

Sincerely,

James Casey
President South Fairmount Community Council

cc. Councilmember Chris Seelbach

South Fairmount Community Council PO Box 14165 Cincinnati, Ohio 45250

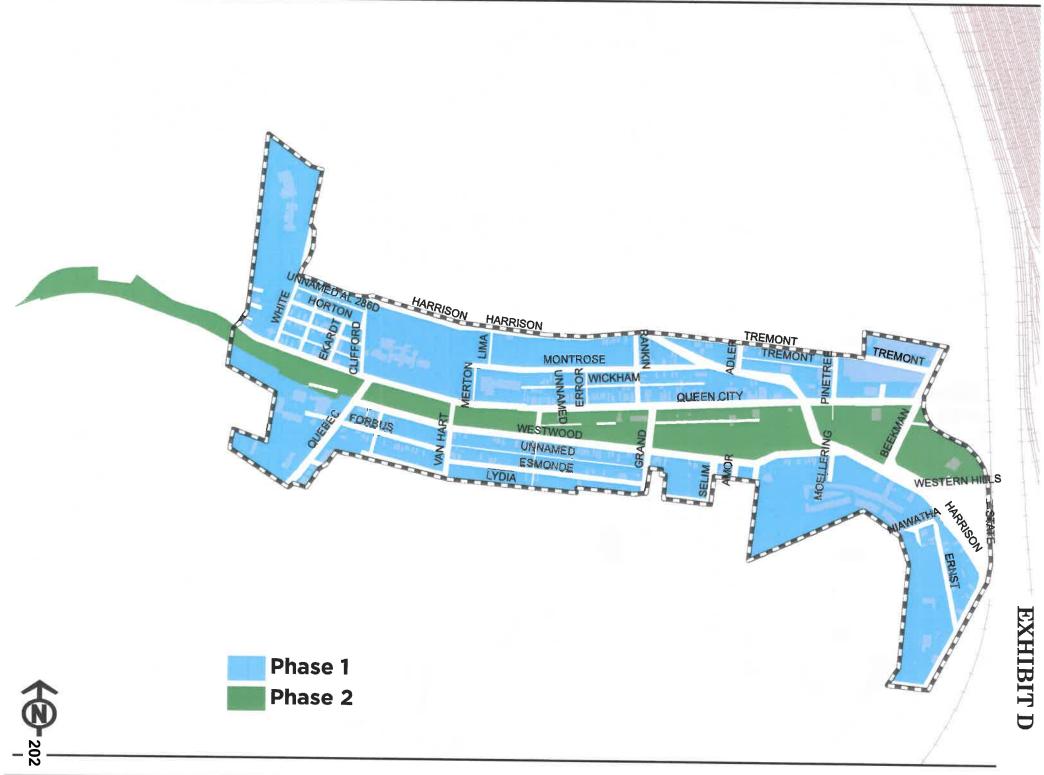
PHONE EMAIL 513-567-2243

southfairmountcouncil@gmail.com



SOUTH FAIRMOUNT/LICK RUN STUDY BOUNDARY MESTIMOOD VA TV GETWANNIN EXHIBIT C

SOUTH FAIRMOUNT/LICK RUN POTENTIAL PHASES



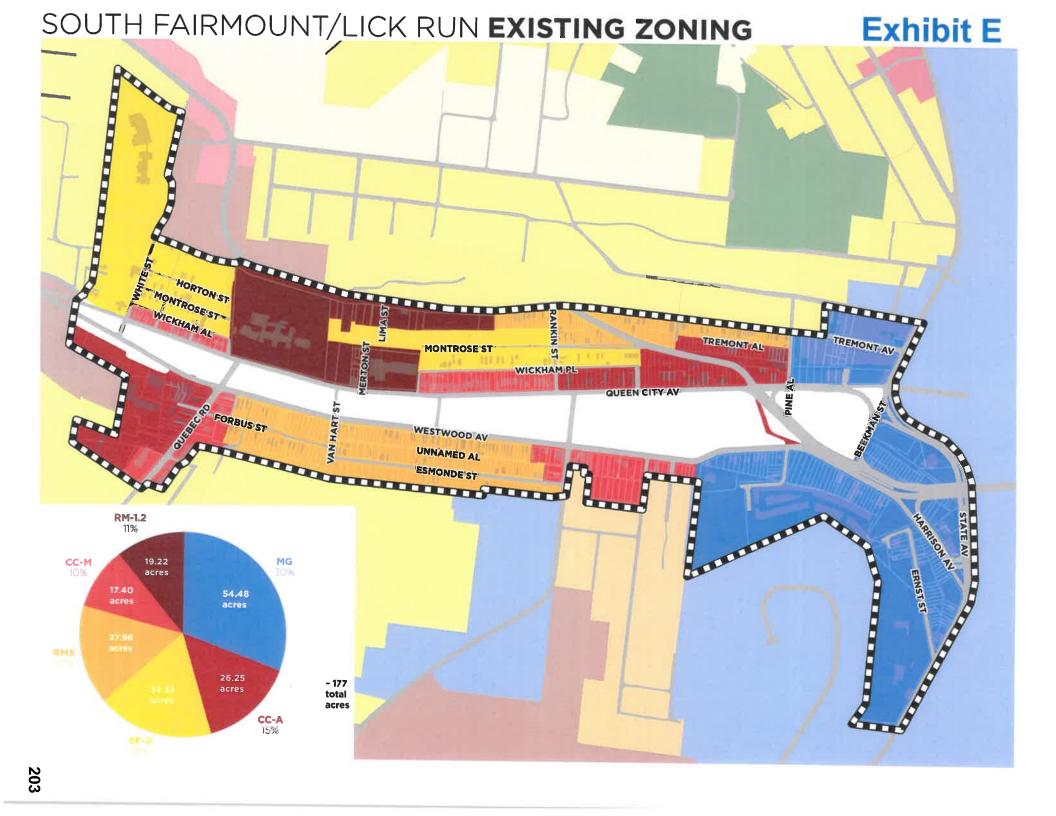
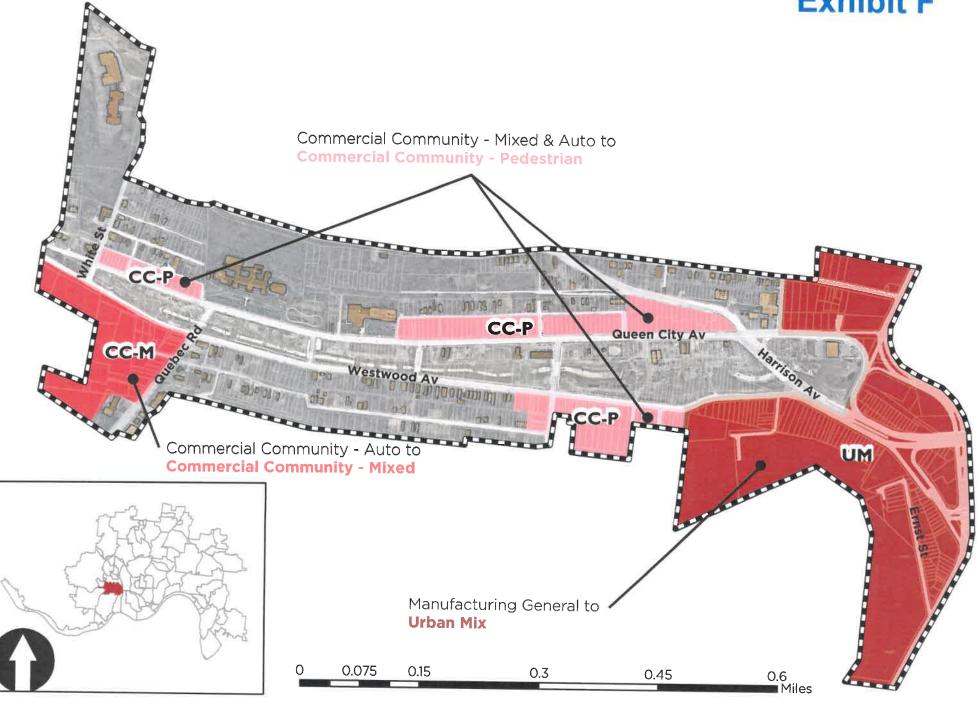


Exhibit F

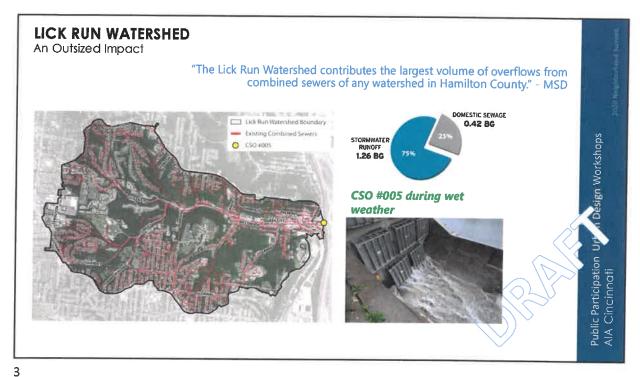


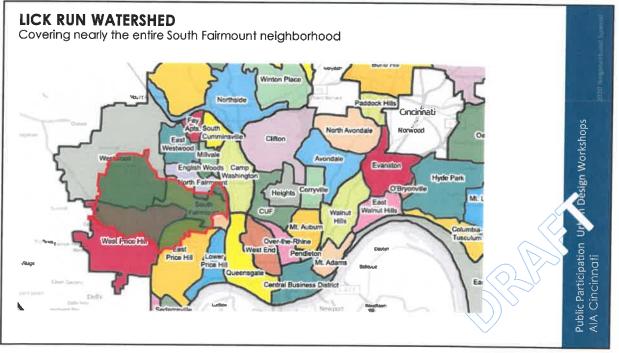
Public Participation Urban Design Workshops by AIA Cincinnati

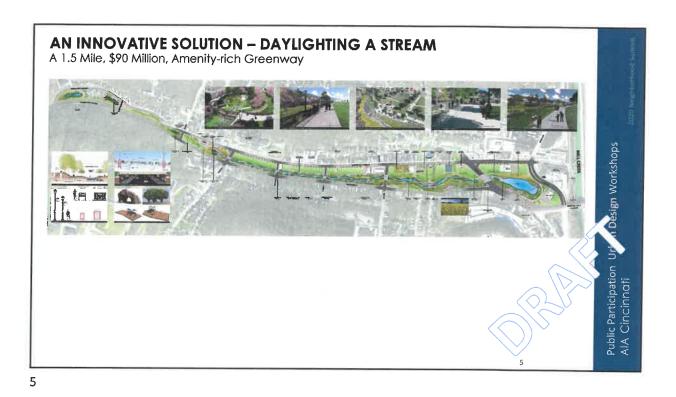
HELPING NEIGHBORHOODS CREATE A VISION FOR THEIR FUTURE

1









NOW WHAT?

What image should be cultivated?

What should be developed around the Greenway?

- Housing?
- Manufacturing?
- Business?
- Cultural Institutions?
- Retail?
- Storage / Shipping?
- Restaurants?
- Entertainment / Recreation?

Gathering spaces?

How intense and dense?

How pedestrian and bicycle friendly?

How should street corridors be treated?

How should the community get what it wants?

How should it start?

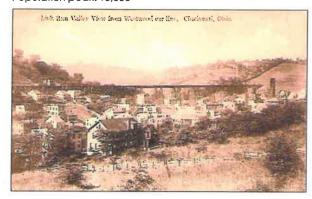
WHAT'S THE VISION FOR THIS DISTRICT?

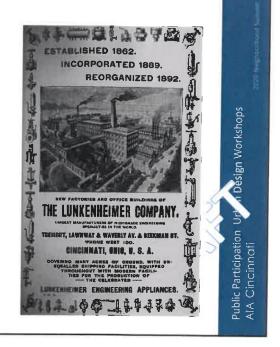
Public Participation Ury Design Workshops AIA Cincinnafi

FRAMEWORK -SOUTH FAIRMOUNT HISTORY

From Farms & Grapevines to Working Class Neighborhood

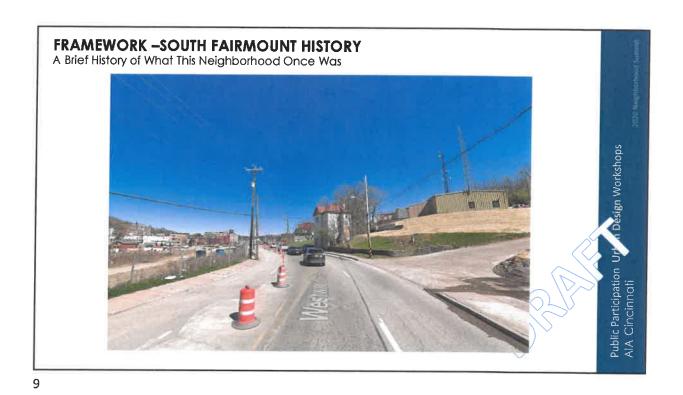
French & German immigrants Industry and jobs Neighborhood businesses Three breweries Northern hillside of grape vines Shooting range ("Shooters Hill") Population peak: 15,000

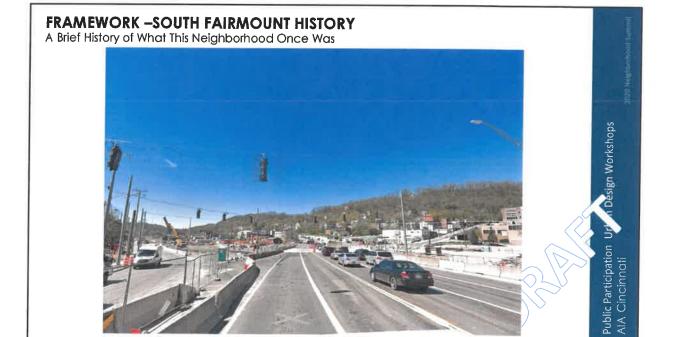


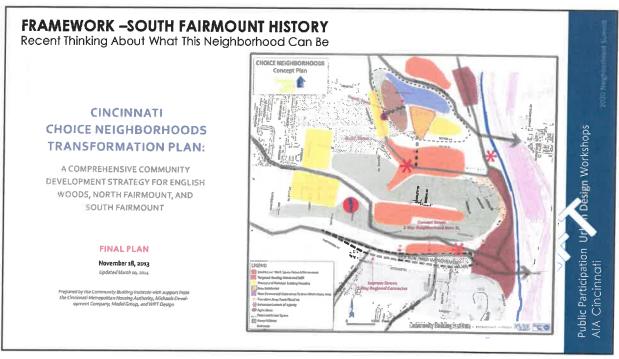


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PRAMEWORK -SOUTH FAIRMOUNT HISTORY A Brief History of What This Neighborhood Once Was A Brief Listory of What This Neighborhood Once Was A Brief Listory of What This Neighborhood Once Was A Brief Listory of What This Neighborhood Once Was





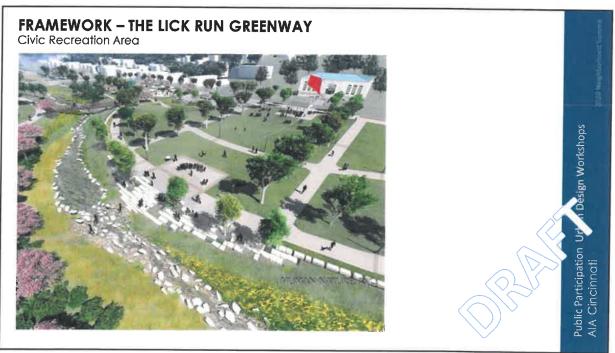






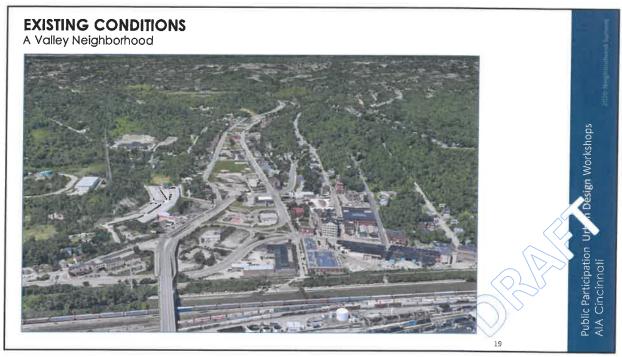


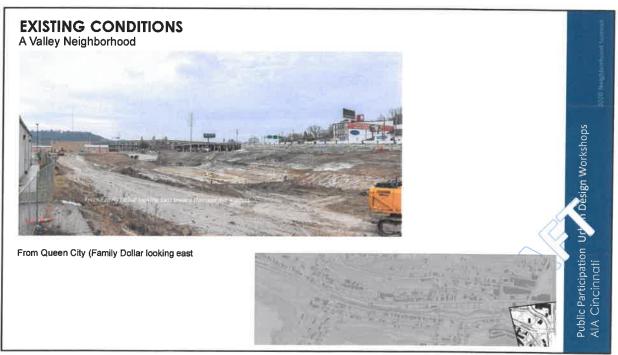


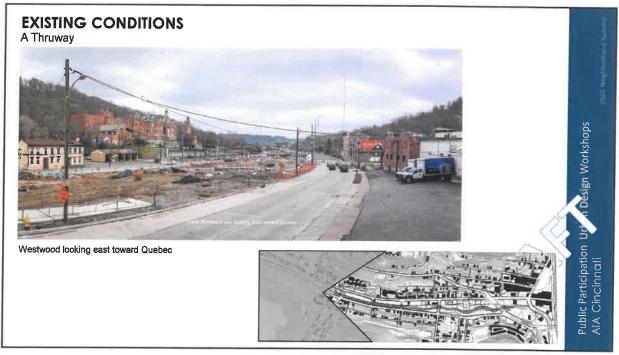


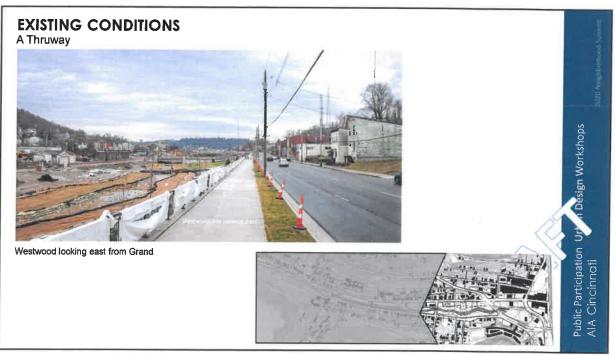


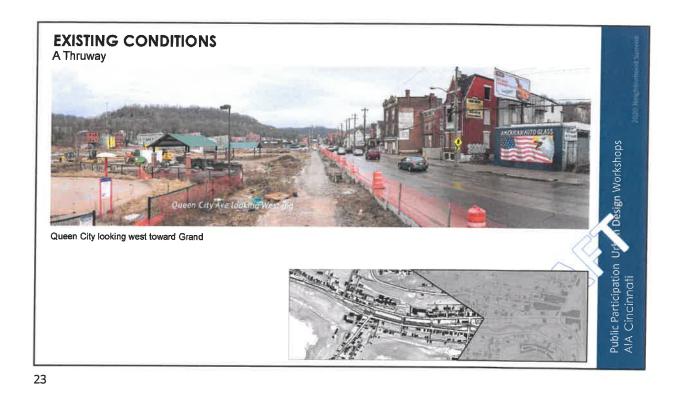


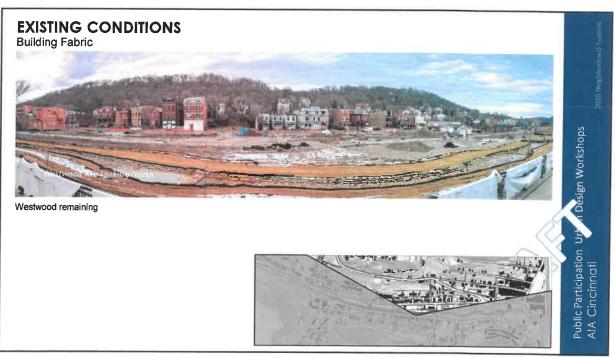


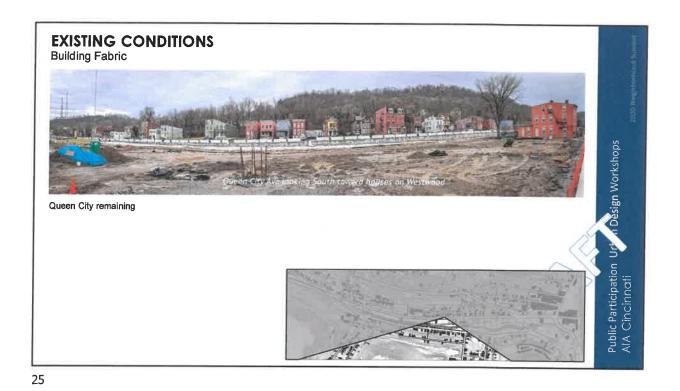


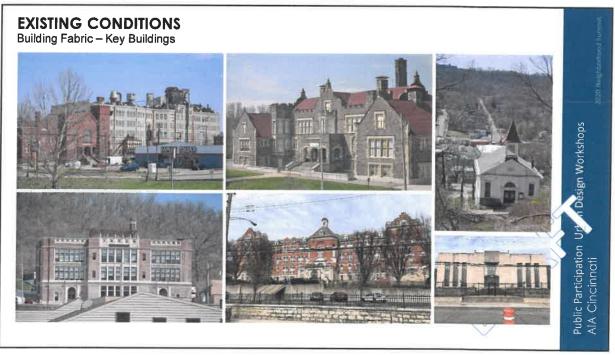


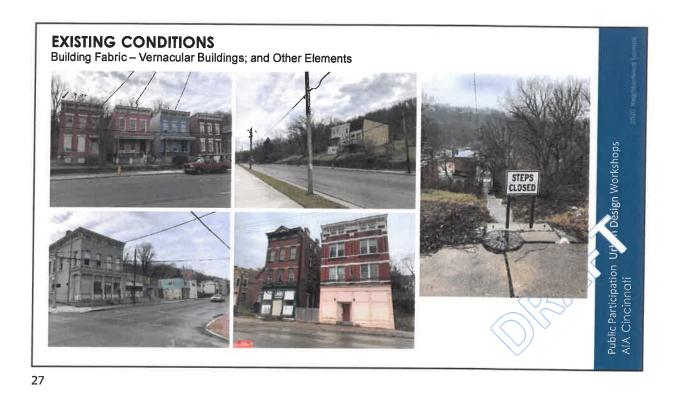










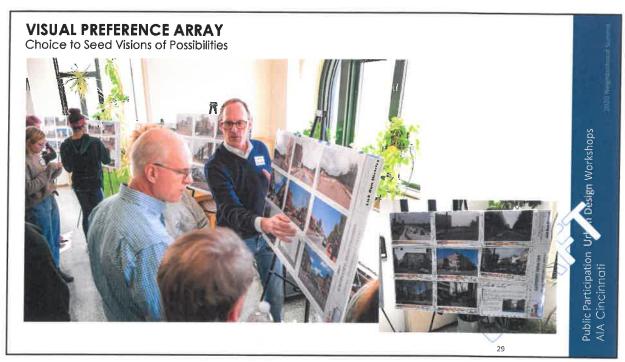


VISUAL PREFERENCE ARRAY

Choice to Seed Visions of Possibilities

- Sub-Urban Residential
- General Urban
- Urban Center
- Urban Core
- Business Parking
- Public / Gathering Places
- Hillside Development
- Streets







BROAD THEMES and BIG IDEAS

Group Think About the Problems and Possibilities

THE MOST WONDERFUL THINGS ABOUT THIS NEIGHBORHOOD

- Community (formerly)
- · Unique Geography
- "Urban Nature"
- Wildlife
- · Proximity to Downtown
- · Great Pieces of Architecture



Public Participation Ur AIA Cincinnati

Design Workshops

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BROAD THEMES and BIG IDEAS

Group Think About the Problems and Possibilities

BIG IDEAS

- Water Themes
 - Mill Creek Connection
 - · Swan Boats in Lake
 - · Hydro-Electric Water Mill
- Recreation Themes
 - Dog Park
 - Zip Line (a big one)
 - Bike link to Mill Creek Trail
 - Kayaking
- Business Themes
 - Work Skill-Building Academy
 - Non-traditional Office
 - International Hub
- Entertainment
 - Winery / Orchard
 - Brewery
- Housing
 - Infill Throughout (including hillsides)
 - Senior
- Urban Agriculture



BROAD THEMES and BIG IDEAS

Group Think About the Problems and Possibilities

AROUND THE GREENWAY

- Transportation & Streets
 - Slow the Traffic Down (Two-way?)
 - Pedestrian Features (bump-outs, crosswalks / lights, ground signs, etc.)
 - Redbike Station
 - Run Streetcar to South Fairmount
 - Make Stairs Nice Again
- Neighborhood Business District
 - Local Unique Eating Attractions
 - Outdoor Dining
 - · Local Retail
 - · Farm to Table
 - · Housing above Shops
- Lunkenheimer Reuse (very large Industrial building)
 - Senior / Transitional Housing
 - Retail Center
 - Maker / Craft Training Center
 - Cultural Center



Public Participation AIA Cincinnati

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SMALL GROUP PLANNING SESSION

Preparations

Five Small Groups:

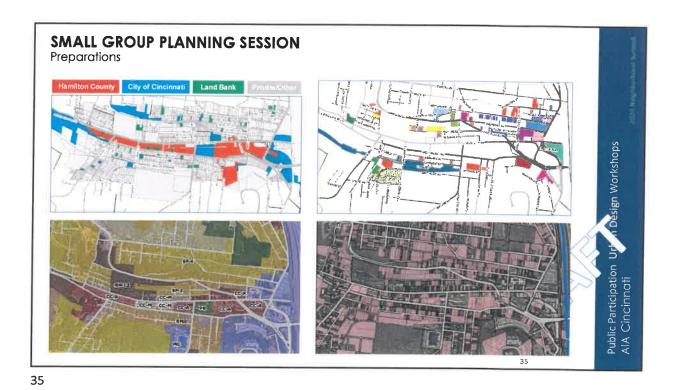
Geographical

- West
- Center
- East

Topical

- Branding / Image
 Civic Infrastructure / Implementation

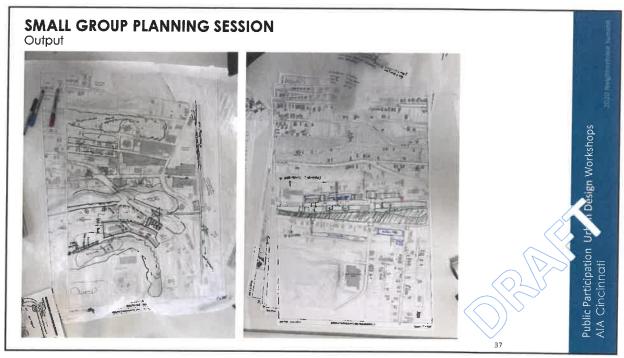


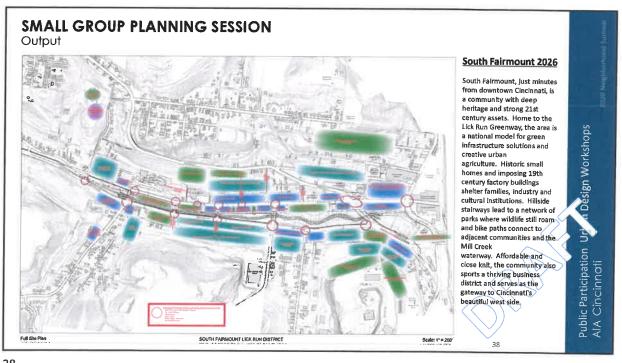


SMALL GROUP PLANNING SESSION
Discussions and Sketches

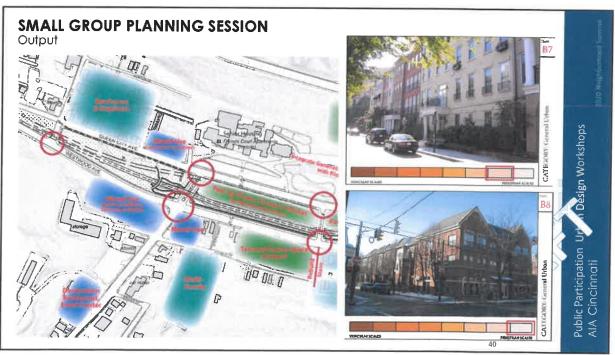
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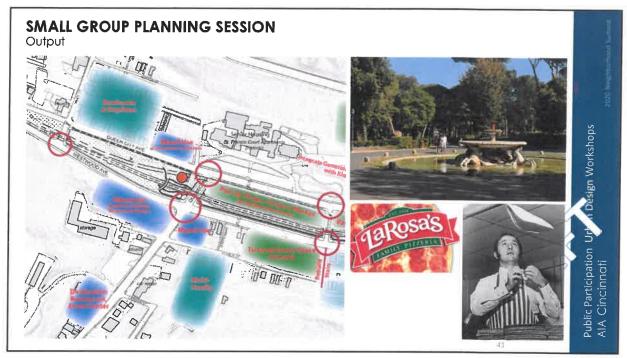
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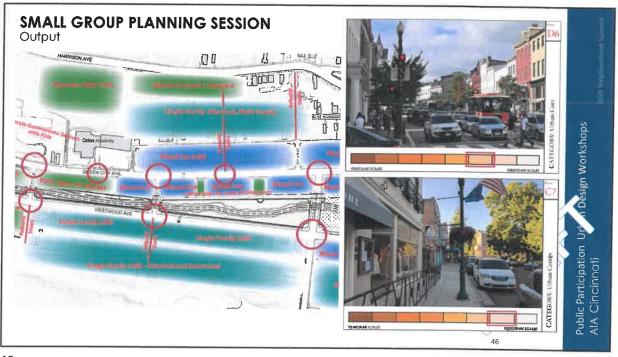


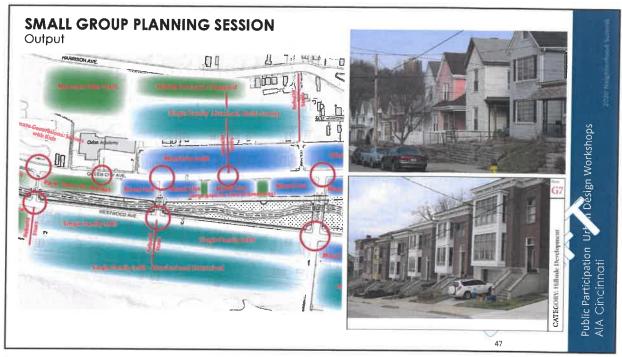


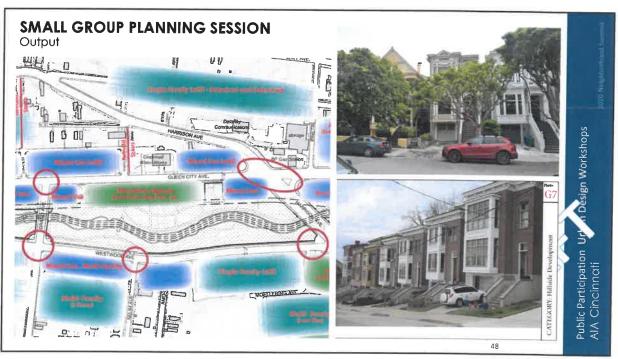


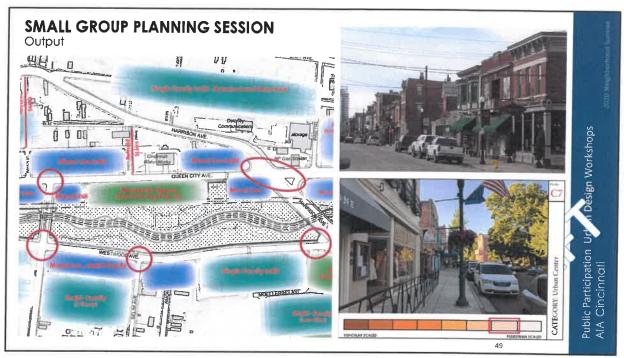


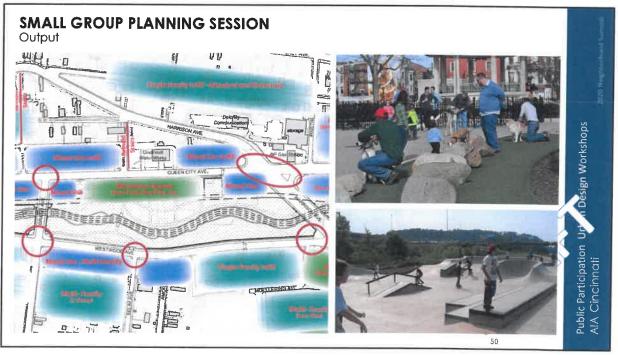








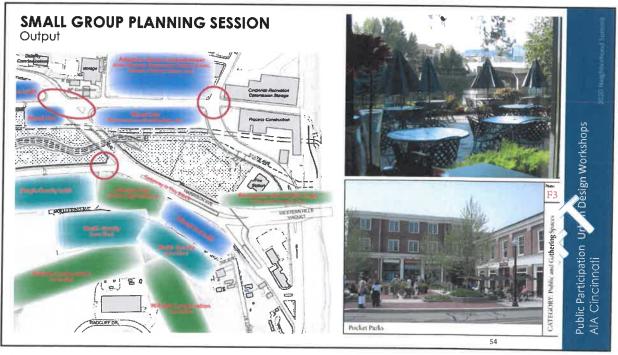


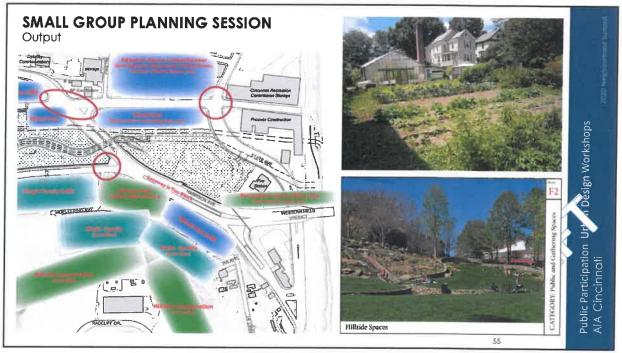


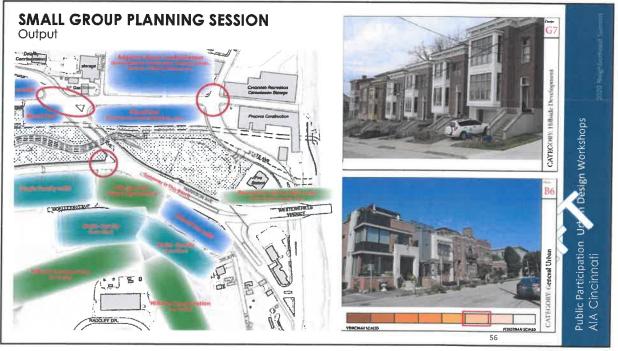


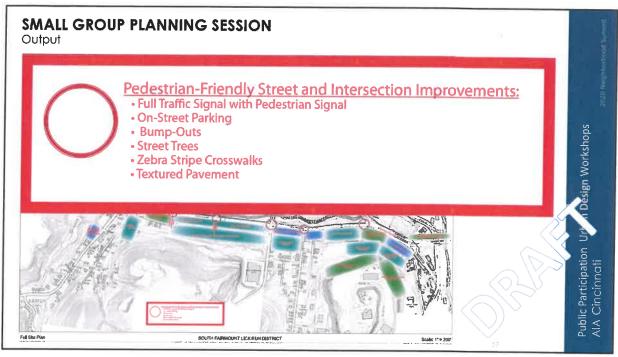






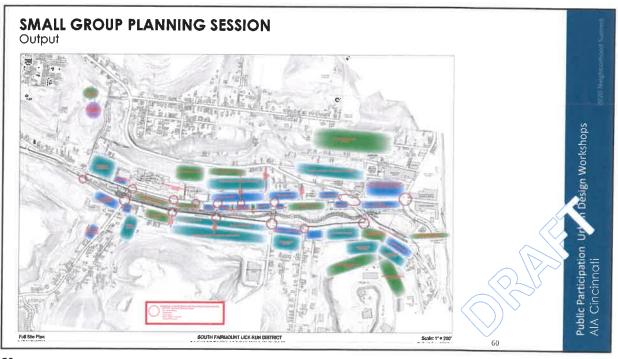












SMALL GROUP PLANNING SESSION

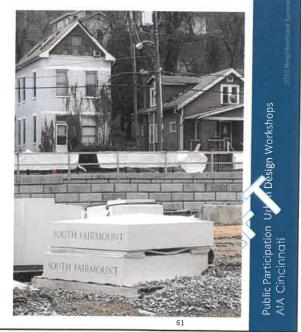
Community Image and Brand

The Personality Statement

(first Draft)

South Fairmount 2026

South Fairmount, just minutes from downtown
Cincinnati, is a community with deep heritage and
strong 21st century assets. Home to the Lick Run
Greenway, the area is a national model for green
infrastructure solutions and creative urban
agriculture. Historic small homes and imposing 19th
century factory buildings shelter families, industry and
cultural institutions. Hillside stairways lead to a network
of parks where wildlife still roam and bike paths connect
to adjacent communities and the Mill Creek
waterway. Affordable and close knit, the community
also sports a thriving business district and serves as the
gateway to Cincinnati's beautiful west side.



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SMALL GROUP PLANNING SESSION

Community Image and Brand

A Heritage and a Name

The neighborhood has heritage.
The community has Catholic roots.
It has Italian roots.
It has Appalachian roots.

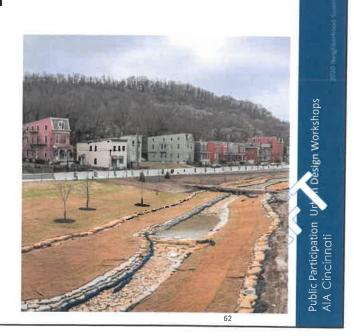
It has Comes reets

It has German roots.

This is a community of heritage and heritage is the point and you can drill down and find all the heritage points beneath that.

The neighborhood affirms its name. **South Fairmount** is the neighborhood's historic name – and its future name.

South Fairmount is home to the Lick Run Greenway, much as Mt. Lookout is home to Ault and Alms Parks and Over-the-Rhine is home to Washington Park.



SMALL GROUP PLANNING SESSION Implementation and Civic Infrastructure

Key Needs

The Civic Infrastructure/ Implementation group identified several key needs for the Lick Run area and surrounding community. The needs are:

- Control Over Development this was identified as the primary need
- Business Attraction
- Education Improvement
- Transportation Advocacy
- Development of Urban Agriculture network
- Blight Elimination
- · Crime Prevention

The group also recognized limitations such as:

- A lack of resident capacity,
- · A five-member community council board, and
- Limited attendance at community council meetings.

The Community will need partners to achieve its goals

"If you want to do any type of reconfiguration of the road network, now is the time to get started on that planning right now."

"If we want to make any changes we have to get a handle on the zoning and to start acting right away."

"We should consider whether or not we want to keep existing buildings, historic buildings. Hillside development has a lot of challenges."

"In all honesty there is a lot of opportunity to work with the City and intergovernmental agencies like the Port, the Land Bank, Community Development Corporations and others to achieve our gools." Public Participation Urb AIA Cincinnați

A Design Workshops

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SMALL GROUP PLANNING SESSION

Implementation and Civic Infrastructure

Goals and Next Steps

Next Step	Potential Pareners
Promote residents to be proactive and reporting issues in the neighborhood	City's Property Maintenance and Gode Enforcement Division
Nave a voice in the acquisition and disposition of property, consider the REACH program	Port Authority Landbank
Make proactive changes residents went to zoning now, rather than waiting for more development interest (then 4's too late to stop development we don't want)	City Planning Department and Zoning Division
Continue moving forward with WIN on Beekman Street initiative and other initiatives	Working in Neighborhoods
Suild membership in the community counct and engage renters, as well as review bylaws	Invest in Neighborhoods
Gain a hetter understand of programs and resources available for economic development	City Department of Community and Economic Development Program Officer

Some Immediate and Short Term Actions

Continue to plan cleanups and beautification projects.

Explore ways to bring artists and public art (such as murals) to the community.

Prepare to advocate for transportation changes along with Western Hills viaduct project.

Build community capacity to enact and advocate for identified Goals and Next Steps listed above

"Our primary partners are WIN and the

"We should partner with neighborhoods who've come a long way like Westwood where several organizations work together and property values have gone up, more restaurants and businesses have moved in. Camp Washington too."

"We should work on short term efforts too: Trash, beautification efforts, cleanups which allow community members to participate, welcoming new people into the community. Community gothering spaces. Building that community infrastructure."

"There have been some conversations with Artworks about putting murals up. Need to ID a fundraising campaign to pay for them, maybe GoFundMe." Public Participation 1 AIA Cincinnati

M Design Workshops

SMALL GROUP PLANNING SESSION

Implementation and Civic Infrastructure

Conclusion

The overall conversation and impressions from the Implementation and Civic Infrastructure group was that the Lick Run Greenway project presented a *tremendous* opportunity for the South Fairmont Community.

Community leaders in the breakout group developed key connections with other community development leaders in learning some best practices and insights into spurring momentum in older city neighborhoods.

South Fairmont is uniquely positioned today with a blend of significant history behind it, challenge in front of it, and boundless opportunity ahead of it.

This plan is a roadmap forward for this community coming out of the Lick Run Greenway Project, *let's get started*.





Public Participation Ur AlA Cincinnați

1550 QUEEN CINCINNATI LLC	1624 WAVERLY LLC	1632 QUEEN CITY LLC
1425 MOUNTAIN DR	1317 HOPPLE ST	P O BOX 141462
BETHLEHEM PA 18015	CINCINNATI OH 45225	CINCINNATI OH 45250
1676 QUEEN CITY LLC	1929 MONTROSE LLC	1993 STATE LLC
4821 READING RD # 11	959 DELHI AVE # 4	PO BOX 9422
CINCINNATI OH 45237	CINCINNATI OH 45204	CINCINNATI OH 45209
2 K K PROPERTIES LLC	213 PROPERTIES LLC	2181 GRAND AVE LLC
10043 PIPPIN RD	P O BOX 29042	5782 WULFF RUN RD
CINCINNATI OH 45231	CINCINNATI OH 45229	CINCINNATI OH 45233
2236 2238 SELIM LLC	2279 SCHOEDINGER AVE LLC	2283 SCJOEDINGER AVE LLC
2635 HIGHLAND AVE #2	P O BOX 9422	4041 READING RD
CINCINNATI OH 45219	CINCINNATI OH 45209	CINCINNATI OH 45229
4 PACK HOLDINGS LTD P O BOX 24134 CINCINNATI OH 45224	A & A ULTIMATE ENTERPRISES INC 5562 WERK RD CINCINNATI OH 45238	ADVANTAGE BANK 814 WHEELING AVE CAMBRIDGE OH 43725
AFFORDABLE HOUSING CORPORATION LLC	AIM HIGH PROPERTIES LLC	AIM HILL LLC
2902 GRANDIN RD	3521 S RIDGEVIEW DR	61 N DIXIE DR
CINCINNATI OH 45208	SPOKANE WA 99206	VANDALIA OH 45377
AKORLI R	AKOSH ACCOMMODATIONS LLC	ALLIANCE SERVICES LTD
2011 BURNET AVE	1697 WESTWOOD AVE	3306 MILTON CT
CINCINNATI OH 45219	CINCINNATI OH 45214	CINCINNATI OH 45229
ALTIORA FUND THE	ANDERSON LAWRENCE	ARCHBISHOP OF CINCINNATI TR
3900 VINCENT AVE	2416 RANKIN ST	108 E 8TH ST
CINCINNATI OH 45205	CINCINNATI OH 45214	CINCINNATI OH 45208
ARMSTRONG INEZ	ARMSTRONG TRENELL	AUSTIN LATONYA
1586 TREMONT STREET	1742 TUXWORTH AVE	2280 SCHOEDINGER AVE
CINCINNATI OH 45214	CINCINNATI OH 45238	CINCINNATI OH 45214
B/K HOUSING DEVELOPMENT LLC	BALTIMORE & OHIO RAILROAD COMPANY	BARBER WILLIAM
14105 N MORRIS ST	500 WATER ST	8181 DESOTO DR #E9
BATESVILLE IN 47006	JACKSONVILLE FL 32202	WEST CHESTER OH 45069

BARKLEY KEVIN J & ADRIENNE J 1664 NORTHSIDE AVE CINCINNATI OH 45214-1513	BARNABY RIDGE PROPERTIES LLC 1030 PAMELA DR CINCINNATI OH 45255	BETHEL #2 APOSTOLIC PENTECOSTAL CHURCH 2319 QUEBEC RD CINCINNATI OH 45214
BH REALTY GROUP LLC	BHANDAURIA RAJAT & RAJAT SHARMA	BISOKA ISSA
213 FINDLAY ST UNIT 1	4422 WINTON RD	1679 WESTWOOD AVE
CINCINNATI OH 45202	CINCINNATI OH 45232	CINCINNATI OH 45214
BJM INVESTMENTS AND HOLDINGS LLC	BLACKFOOT PROPERTIES LLC	BLWWN LLC
1093 WIONNA AVE	745 AVON FIELDS	PO BOX 4755
CINCINNATI OH 45224	CINCINNATI OH 45229	PARKER CO 80134
BODERONE ANTHONY V & MARY JANE	BORTHWICK RICHARD A	BOWLING MARY LOU
1994 QUEEN CITY AVE	1625 BALTIMORE AVE	585 KINGS RUN DR
CINCINNATI OH 45214-1047	CINCINNATI OH 45225	CINCINNATI OH 45232
BOYASKO GREGORY P	BRANDON BLAIR YOUTH CENTER INC	BRENNER & JANSEN PROPERTIES INC
PO BOX 9522	1615 TREMONT ST	PO BOX 36008
CINCINNATI OH 45209	CINCINNATI OH 45214	CINCINNATI OH 45236
BROOKS ANBER M	BROUSSARD TIREE G	BROWN CHARLES J & TINA SUE
1900 FREEMAN AV E #10	1684 QUEEN CITY AVE	1672 QUEEN CITY AVE
CINCINNATI OH 45214	CINCINNATI OH 45214-1443	CINCINNATI OH 45214
B'S REPAIR LLC	BUILDING COMPACT LLC	BURD STEPHANIE
2240 SELIM AVE	3559 EDEN AVE	1930 STATE AVE
CINCINNATI OH 45219	CINCINNATI OH 45229	CINCINNATI OH 45204
BURGIN THEODORE T & GRACE M	BUSH AARON	BUSH DOROTHY A
2333 QUEBEC RD	1724 ESMONDE ST	1729 WESTWOOD AVE
CINCINNATI OH 45214	CINCINNATI OH 45214	CINCINNATI OH 45214-1337
BYRD JEFFREY ALLEN	CANNON BRYAN C	CARPENTER CLEM J & GARY DAVIS
5731 NORTHGLEN RD	213 FINDLAY ST APT 1	1714 ESMONDE ST
CINCINNATI OH 45220	CINCINNATI OH 45202	CINCINNATI OH 45214
CARROLL JASEN	CCSLI INC	CHANCE GARY L
1011 KEMPER MEADOW DR	10917 MERRIT ST	5867 BROOKE MEADOWS CT
CINCINNATI OH 45240	CASTROVILLE CA 95012	HAMILTON OH 45011

CHAPPELL TERRY	CHARTER DEVELOPMENT COMPANY LLC	CHEIK ABDI
8894 PLANET DR	3850 BROADMOOR STE 201	2925 W MCMICKEN AVE
CINCINNATI OH 45231	GRAND RAPIDS MI 49512	CINCINNATI OH 45225
CHHAY CHANNY & ADAM A CAMERON 1681 WESTWOOD AVE CINCINNATI OH 45214	CHISCHILLIE JACQUELYN & JAMES D CASEY 1755 MONTROSE PL CINCINNATI OH 45214	CHITWOOD PROPERTIES 5941 LAWRENCE RD CINCINNATI OH 45248
CINCINNATI BELL TELEPHONE COMPANY	CINCINNATI BLUE LINE FOUNDATION INC	CINCINNATI MUSEUM ASSOCIATION
221 E FOURTH ST	2060 RADCLIFF DR	953 EDEN PARK DR
CINCINNATI OH 45202	CINCINNATI OH 45204	CINCINNATI OH 45202
CINCINNATI S & M PROPERTIES LLC	CINCY INVESTMENT V LLC	CLARK KATRINA M
P O BOX 37147	7672 MONTGOMERY RD SUITE 211	2428 WHITE ST
CINCINNATI OH 45222	CINCINNATI OH 45236	CINCINNATI OH 45214-1169
CLEMSON REALTY INC	CODY ERIC	COLLINS MADALINE
1421 QUEEN CITY AVE	1538 ST CLAIR AVE	1399 HARRISON AVE
CINCINNATI OH 45214	CINCINNATI OH 45231	CINCINNATI OH 45214
COLVIN SHANNON	CONLEY BRANDON	CONNAIRE JAMES
1599 TREMONT AVE	2270 QUEBEC RD	417 PURCELL AVE
CINCINNATI OH 45214	CINCINNATI OH 45214	CINCINNATI OH 45205
CONNER MICHAEL	CONNORS ROGER T & DEBORAH	COOPER CLYDE S JR & NANCY L ROBERTS
4397 SKYLARK DR	3491 HILLSIDE AVE	2194 GRAND AVE
CINCINNATI OH 45237	CINCINNATI OH 45204	CINCINNATI OH 45214
COOPER MELISSA	CRAWFORD JAMES L	CRAWFORD JAMES L
1680 NORTHSIDE AVE	1920 HORTON ST	3212 BASSETT RD
CINCINNATI OH 45214	CINCINNATI OH 45214	CINCINNATI OH 45205
CUTIE PIE PROPERTIES IV	D SOUZA LEO	DANIEL ALICE E
P O BOX 19129	G BLOCK BKC BANDRA EAST	4334 RUNNING FAWN DR
CINCINNATI OH 45219	MUMBAI MH INDIA 400051	CINCINNATI OH 45247
DAVIS CRYSTAL I	DAVIS DENNY W & AUDREY	DAVIS HAZEL
312 AVIARY	1916 QUEEN CITY AVE	171 1/2 ESMONDE ST
TRENTON OH 45067	CINCINNATI OH 45214-1016	CINCINNATI OH 45214

DAVIS KENDALL W	DAVIS SIMON JACOB	DEEL EMMIT
36 KESSLER PLACE	4441 HAMILTON AVE	101 MARGARET ST
CINCINNATI OH 45217	CINCINNATI OH 45223	CINCINNATI OH 45214
DESBOROUGH ANDREW	DILIO LLC	DOLL EUGENE P
1933 STATE AVE	11711 PRINCETON PIKE STE 341-331	2935 LEHMAN RD
CINCINNATI OH 45204-1811	CINCINNATI OH 45246	CINCINNATI OH 45204
DRB CONSULTANTS THREE LTD	DTH INVESTMENTS LLC	DUBOSE CHARLES
8950 OLD LEGEND CT	4 W FOURTH ST	2338 IROLL AVE
CINCINNATI OH 45249	NEWPORT KY 41071	CINCINNATI OH 45225
DUKE ENERGY OHIO INC	DUNCAN NICHOLAS & CHRISTIAN HAKALA	DYMCO PROPERTIES LLC
139 E 4TH STREET	2216 SELIM AVE	PO BOX 36106
CINCINNATI OH 45202	CINCINNATI OH 45214	CINCINNATI OH 45236
EDELSTEIN MICHAEL	EH MORRIS LLC	ENCOMPASS INTERNATIONAL LLC
P O BOX 62779	1666 QUEEN CITY AVE	2209 QUEEN CITY AVE
CINCINNATI OH 45262	CINCINNATI OH 45214	CINCINNATI OH 45214
EQUITY TRUST COMPANY	ERIC AHLERS TRUST	ERVIN DONALD II & AMANDA MARIE CRAIG
P O BOX 141261	36 BEIHL ST	1694 MONTROSE ST
CINCINNATI OH 45250	NEWPORT KY 41071	CINCINNATI OH 45214
ESSEL WILLIAM G & ROBERT E	ETIQUETTE HOUSING LLC	ETTER ANTONIO
14975 HIGHLAND TL	165 SUMMERTOWN PL	1790 LOCKBORNE DR
MINNETONKA MN 55345-4620	GALLOWAY OH 43119	CINCINNATI OH 45240
EVEGAN WILLIAM F	EVELYNS POINTE OF VIEW LLC	FAIR FUTURE HOMES LLC
2554 ORLAND AVE	3587 PURDUE	2859 WESTBROOK DR
CINCINNATI OH 45211	CINCINNATI OH 45220	CINCINNATI OH 45211
FAIRMOUNT METHODIST	FAIRVIEW ESTATES LIMITED PARTNERSHIP	FAMILY DOLLAR STORES OF OHIO INC
1617 TREMONT ST	21 W 13TH ST SUITE 100	PO BOX 1017
CINCINNATI OH 45214-1439	CINCINNATI OH 45202	CHARLOTTE NC 28201-1017
FEUCHT CINDY ROSE @3	FITZHUGH KENNETH & LYDIA	FLAX JAMES TR
8790 CARROUSEL PARK CIR #144	2170 SELIM AVE	3707 WARSAW AVE
CINCINNATI OH 45251	CINCINNATI OH 45214	CINCINNATI OH 45205

FORTY-NINE PROPERTIES AND ACQUISITIONS LLC 3755 SUNBURST RIDGE CINCINNATI OH 45248	FRANKLIN MARK A 1865 WESTWOOD AVE CINCINNATI OH 45214	FREEMAN OTHNIEL 9139 WHITEHEAD DR CINCINNATI OH 45251
FREEMAN VIKKI E	GABLE EDWARD	GALLOWAY JOYCE L & DONALD
1756 QUEEN CITY AVE	565 PURCELL AVE	2223 SELIM AVE
CINCINNATI OH 45214	CINCINNATI OH 45205	CINCINNATI OH 45214
GALLOWAY SEAN	GAY R MARC	GIPSON TASHA LENAE
1380 MEREDITH DR	5380 SIDNEY RD	10155 KINGSPORT DR
CINCINNATI OH 45231	CINCINNATI OH 45238	CINCINNATI OH 45241
GIVEN A CHANCE DEVELOPMENT 3639 DAWSON CINCINNATI OH 45223	GLASPY CAROLYN 1583 TREMONT AVE CINCINNATI OH 45244	GO FORWARD VENTURES LTD C/O RAW PROPERTY MANAGEMENT 5535 COLERAIN AVE CINCINNATI OH 45239
GODBEY JAMES D & ERLINDA	GOEDDE JOSEPH N	GOFF JERRE D
2268 QUEBEC RD	1527 KNOX AVE	124 NORTHFIELD DR F167
CINCINNATI OH 45214-1356	CINCINNATI OH 45214	BROWNSBURG IN 46112
GOHS ROBERT B	GOINES CHARLES E	GOINES CHARLES E JR
1669 HARRISON AVE	2307 HARRISON AVE	2168 HARRISON AVE 1ST FLOOR
CINCINNATI OH 45214	CINCINNATI OH 45211	CINCINNATI OH 45211
GONZALEZ SAMUEL	GOODIN GODS EYES LLC	GORDON ERICA
19 HOBMOOR AVE	P O BOX 754	9029 WEEPY HOLLOW TRL
BUFFALO NY 14216	PORTSMOUTH OH 45662	FORT WORTH TX 76179
GRAU JEFFREY A	GRAUSE RON & RHONDA ADAMS	GRAY HOUSE PROPERTIES LLC
6535 HAMILTON AVE	2308 QUEBEC RD	3347 WOOD BURN AVE
CINCINNATI OH 45224	CINCINNATI OH 45214	CINCINNATI OH 45207
GREEN ELMER L JR	GREEN SHERMAN E	GRIMME FAMILY PARTNERS
2257 QUEBEC RD	2274 QUEBEC RD	1925 WESTWOOD AVE
CINCINNATI OH 45214	CINCINNATI OH 45214-1356	CINCINNATI OH 45214
GROSS DANNY & BONNIE	H&E ENTERPRISES LLC	HACKLE RICKY
1681 MONTROSE ST	PO BOX 62779	1570 TREMONT AVE
CINCINNATI OH 45214-1407	CINCINNATI OH 45262	CINCINNATI OH 45214

HADDENS ENTERPRISE LLC 2434 BLOOM AVE CINCINNATI OH 45214	HAFIDI ELOUADOUDI 7753 TLYERS RESERVE DR WEST CHESTER OH 45069	HALBERT CHARLES 4259 FERGUS STREET CINCINNATI OH 45223
HALL MICHAEL TR 40701 RANCHO VISTA BLVD #310 PALMDALE CA 93551	HALSELL DAVID K 1101 PURCELL AVE CINCINNATI OH 45205	HAMILTON COUNTY OHIO BOARD OF COUNTY COMMRS THE 138 E COURT ST 6TH FL CINCINNATI OH 45202
HARNIST & CORCORAN PROPERTIES LLC	HARRIS RONALD L SR & PAULETTE	HASAN RAMZI
1457 HARRISON AVE	6432 WITHERBY AVE	1400 ERNST ST
CINCINNATI OH 45214	CINCINNATI OH 45224	CINCINNATI OH 45204
HASBRA LOGISTICS LLC	HASSAN ABDUIKKDIR	HAUCK INVESTMENTS LLC
1491 POLARIS PKWY	2722 ERLENE DR APT 314	1727 E GALBRAITH RD
COLUMBUS OH 43204	CINCINNATI OH 45238	CINCINNATI OH 45215
HAYNES JERRY	HELTON JOHN & DEBORAH	HEMAYA AHMAD
2226 AMOR PL	1573 TREMONT AVE	35 KOSSUTH ST
CINCINNATI OH 45214	CINCINNATI OH 45214	NEW HAVEN CT 06519
HENDRICKSON ROSETTA R	HERNANDEZ GERVASIO JOEL	HERNANDEZ HORACIO
1663 HARRISON AVE	1629 WESTWOOD AVE	1847 FORBUS ST
CINCINNATI OH 45214-1446	CINCINNATI OH 45231	CINCINNATI OH 45214
HIGDON-SMITH ANTHONY K	HILL NORMAN	HILMER BRENT
1934 QUEEN CITY AVE	2166 SELIM AVE	2654 FENTON AVE
CINCINNATI OH 45214	CINCINNATI OH 45204	CINCINNATI OH 45211
HOLDEN MARY LACEFIELD	HOLDEN TERRY	HOLIDAY GERWAN
1592 TREMONT AVE	1588 TREMONT STREET	6291 WILLOWBROOKE
CINCINNATI OH 45214	CINCINNATI OH 45214	LIBERTY TOWNSHIP OH 45011
HOOD REGINALD L 1909 MONTROSE ST CINCINNATI OH 45214	HOOP 121 LLC TR 1727 E GALBRAITH RD CINCINNATI OH 45215	HORBLAND TERRITORIES 5 MCCORMACK CRESCENT <null></null>
HOWARD-LEWIS MARILYN	HSU JAMES	HSU PING
3636 BORDEN ST	1751 WESTWOOD AVE	2318 QUEBEC RD
CINCINNATI OH 45223	CINCINNATI OH 45214	CINCINNATI OH 45214-1330

HUNTER DONNA	IMMANUEL EVANG CHURCH THE	IRWIN NINA D & STEVEN A
2721 ORLAND AVE	1520 QUEEN CITY AVE	1962 QUEEN CITY AVE
CINCINNATI OH 45211	CINCINNATI OH 45214	CINCINNATI OH 45214-1014
ISAIAH 55 INC	ITS FRANCHISING LTD	JACOB BEN SHOUSHAN LLC
2232 BURNET AVE	PO BOX 9626	10901 REED HARTMAN HW SUITE 314
CINCINNATI OH 45219	CINCINNATI OH 45209	BLUE ASH OH 45242
JACOB HOLDINGS LLC	JKV ALPHA SFR I LLC	JOHNSON DAVINA
138 LOOKOUT FARM DR	1749 WESTWOOD AVE	2269 QUEBEC RD
COVINGTON KY 41017	CINCINNATI OH 45214	CINCINNATI OH 45214
JONES & TUGGLE RENTAL PROPERTIES LLC 1078 ADDICE WAY CINCINNATI OH 45224	JONES BRENDA LEE & JERRY FRANKLIN JONES 1727 E GALBRAITH RD CINCINNATI OH 45215	JOYFUL GIVING LLC 114 CAMINO PLAZA UNION CITY CA 94587
KAG WORLDWIDE LLC	KAK LLC	KANE TOSEF TR
1809 CENTRAL AVE	2439 ALEXANDRIA PIKE STE A	808 COTTONWOOD LN
CINCINNATI OH 45214	NEWPORT KY 41076	CENTERVILLE IN 47330
KAPPEN CARL	KAUFHOLD BROTHERS LLC	KBF RENTALS LLC
5545 RAPID RUN PIKE	43 LOZIER RD	3103 DIXIE HIGHWAY
CINCINNATI OH 45238	BUDD LAKE NJ 07828	HAMILTON OH 45015
KEITH JILL ANN	KELLEY & KELLEY INVESTMENTS LLC	KING DEBRA M
1753 MONTROSE ST	3328 GRAYDON AVE	636 ORIENT AVE
CINCINNATI OH 45214-1409	CINCINNATI OH 45207	CINCINNATI OH 45232
KING RANDALL & PATRICIA	KRUMDIECK ROBERT J	KUHLMANN DEBORAH M
2543 DIXIE HWY	6257 SPRINGDALE RD	2203 SELIM AVE
FT MITCHELL KY 41017	CINCINNATI OH 45247	CINCINNATI OH 45214
LACEY JEFFREY L & JEFFREY H LACEY 2212 SELIM AVE CINCINNATI OH 45214	LEE ALVIN 1914 WEST FORK RD CINCINNATI OH 45223	LEVALS LEGACY LLC 1610 QUEEN CITY AVENUE APT #1 CINCINNATI OH 45214
LEVI YEHUDA PAKANAEV	LEWIS DAMIN	LIBRANDI STEVE
P O BOX 62007	2135 FREEMAN AVE APT B	2250 QUEBEC RD
CINCINNATI OH 45262	CINCINNATI OH 45214	CINCINNATI OH 45214

LITTLE KEITH D	LIU BIYAO	LMNOP PROPERTIES LLC
1960 STATE AVE	12151 MARWOOD LN	2426 ROOSEVELT AVE
CINCINNATI OH 45204-1858	CINCINNATI OH 45246	CINCINNATI OH 45231
LONG LOUIS T & ANGELA	LOPEZ JUAN P SILVA	LOPEZ MANUEL DE JESUS
1686 QUEEN CITY AVE APT #1	1587 TREMONT ST	3179 MAYRIDGE CT # 2
CINCINNATI OH 45214	CINCINNATI OH 45214	CINCINNATI OH 45211
LOVE JONATHAN TR	LUNKEN BUILDING LLC	LUTZ SHANNON RAE
2208 GRAND AVE	1530 TREMONT ST	1679 WAVERLY
CINCINNATI OH 45214	CINCINNATI OH 45214	CINCINNATI OH 45214
LYNN ALISA L	MALONEY LINDA	MARCUM EDWARD
3635 FYFFE AVE	10501 W BROWARD BLVD APT 307	1768 ESMONDE ST
CINCINNATI OH 45211	FORT LAUDERDALE FL 33324	CINCINNATI OH 45214
MARDAPH III LLC	MARTIN MEDIA	MARTIN WILLIAM H
2636 FENTON AVE	1260 EDISON DR	1716 WICKHAM AL
CINCINNATI OH 45211	CINCINNATI OH 45216	CINCINNATI OH 45214
MARTIN WILLIAM III & CIARA Y HARDIN	MATHIEU NTUNZWENIMANA	MATHIS JEFFREY SR & KENNETH
1701 MONTROSE ST	3142 MELISSA RIVER WAY	4944 CHARLEMAR DR
CINCINNATI OH 45214	DALLAS TX 75222	CINCINNATI OH 45227
MCCLOUD WINNIE	MCKINNEY DOUGLAS A	MESSER STERLING D
1552 TREMONT AVE	2442 RIVERSIDE DR	1624 TREMONT AVE
CINCINNATI OH 45214-1431	CINCINNATI OH 45202	CINCINNATI OH 45214
METROMEDIA INC	MEYER MANAGEMENT INC	MHD I LTD
1260 EDISON DR	PO BOX 5486	2921 WERK RD
CINCINNATI OH 45216	CINCINNATI OH 45205	CINCINNATI OH 45211
MILLER TODD D	MINIARD DAVID R	MONROE RENITA
4560 HAMILTON AVE	9568 CARROLL CT	2171 SELIM AVE
CINCINNATI OH 45223	LOVELAND OH 45140	CINCINNATI OH 45214
MONTGOMERY KEITH R	MONTGOMERY LAURETTA	MOORE DARYL L
2158 SELIM AVE	2154 SELIM AVE	PO BOX 53203
CINCINNATI OH 45214	CINCINNATI OH 45214	CINCINNATI OH 45253

MOORE RICHARD MORALES MARVIN ALEXANDER RAMIREZ **MORRIS TRACI A & GREGORY A 5115 MT AIRY** X 3792 WESTMONT DR APT 211 **4735 WINTON RD STE 100 CINCINNATI OH 45223 CINCINNATI OH 45205 CINCINNATI OH 45232 MULLINS PROPERTIES 1634 LLC** MURPHY JERALD P MOSS BRYAN W 1998 QUEEN CITY AVE 2126 WERON LN **1672 NORTHSIDE AVE CINCINNATI OH 45214-1047 CINCINNATI OH 45225 CINCINNATI OH 45214-1513** NA KOLODNY PROPERTIES LLC NAGEL ROBERT A **NATURE JONES** 4400 EASTON COMMONS WAY SUITE 125 1903 GEORGE ST **1664 NORTHSIDE AVE COLUMBUS OH 43219** GOSHEN OH 45122 CINCINNATI, OH 45214 NAUMENKO ANDRAYA TR **NEEDOM CHARLES & SHIRLEY CORELL NELSON JOHN S & VICKI L** 1934 INDEPENDECE RD 1942 QUEEN CITY AVE 1980 QUEEN CITY AVE **INDEPENDENCE KY 41051 CINCINNATI OH 45214** CINCINNATI OH 45214-1047 **NEWTON ELECIA J NICHOLS ANTOINE** NIRO REAL ESTATE INVESTMENT LLC 2262 QUEBEC ROAD 838 HERMOSA AVE 962 HATCH ST **CINCINNATI OH 45214 CINCINNATI OH 45238 CINCINNATI OH 45202** NORTH FAIRMONT COMMUNITY CENTER **OUT THE MUD INVESTMENTS LLC** PANTHER ATHLETIC COMPLEX FUND **1826 BALTIMORE AVE** PO BOX 11545 3723 POWNER RD **CINCINNATI OH 45225 CINCINNATI OH 45248 CINCINNATI OH 45211** PATTERSON WARREN C **PECOT JEFFREY** PERKINS BRANDON 2290 QUEBEC RD PO BOX 9916 10127 CHESTER RD **CINCINNATI OH 45214 GLENDALE CA 91226 CINCINNATI OH 45215 PERKINS CARL** PETRANEK PAMELA JOY PHILLIPS JOSEPH 1989 STATE AVE 1621 WESTWOOD AVE 4346 CAPPEL DR **CINCINNATI OH 45204** CINCINNATI OH 45214-1526 **CINCINNATI OH 45205** PHILLIPS KAIWAN SR PIFRRF WENDFIL POPE ANDREW & BRITTANY MANGEL 70 LYDIA AVE 526 44TH ST NE 331 HARVESTWAY **CINCINNATI OH 45214 WASHINGTON DC 20019 CRITTENDEN KY 41030** PORT OF GREATER CINCINNATI RALEIGH JOHN E RAMSEY JULIE **DEVELOPMENT AUTHORITY 401 BREEZEWOOD CT** 1686 MONTROSE ST 3 EAST FOURTH ST SUITE 300 **COVINGTON KY 41016 CINCINNATI OH 45214 CINCINNATI OH 45202**

RE RECYCLE IT LLC	REDDEN RONALD JAY	REDMON INGRID
8326 SCHRAEDER LN	3359 WUNDER AVE	9972 CHESTER RD
AURORA IN 47001	CINCINNATI OH 45211	CINCINNATI OH 45215
RELLAR FAMILY PROPERTIES LLC	RICE FRANK A	RIVER CITY HOLDINGS LLC
5540 FOLEY RD	8725 ANTHONY WAYNE AVE	4680 MISSION LN
CINCINNATI OH 45238	CINCINNATI OH 45216	CINCINNATI OH 45223
RIVER METALS RECYCLING LLC	RJC REAL ESTATE INVESTMENTS III LLC	RO & RU LLC
334 BEECHWOOD RD SUITE 401	325 WEST MCMICKEN AVE	2192 GRAND AVE
FT MITCHELL KY 41017	CINCINNATI OH 45214	CINCINNATI OH 45214
ROBERTS SHIRLEY	ROBINSON COURTNEY L	RODRIGUEZ ABEL
5784 FIELDS ERTEL RD	1540 WAVERLY AVE	1263 HAVEMEYER AVE #2F
CINCINNATI OH 45241	CINCINNATI OH 45214-1251	BRONX NY 10462
RODRIGUEZ-CEDILLO BENJAMIN 1881 WESTWOOD AVE CINCINNATI OH 45214	ROGERS DONALD S 5631 =SORG RD WINCHESTER OH 45697	ROSENFELD JOHN H & DONALD W ROSENFELD JR 2224 AMOR PL CINCINNATI OH 45214-1515
ROSS PATRICIA JEAN	ROTH JORIAN GETTLER	ROYAL FRESH HOUSES LLC
10526 WEST RD #6	7803 KELLER RD	2747 W NORTHBEND RD
HARRISON OH 45030	CINCINNATI OH 45243	CINCINNATI OH 45239
RTS PROPERTIES LLC P O BOX 23061 CINCINNATI OH 45223	RZA PROPERTIES LLC 6782 HARRISON AVE # 95 CINCINNATI OH 45247	SANDIA PROPERTIES LLC P O BOX 389196 CINCINNATI OH 45238
SANDLIN DAVID	SANDS JAMES AARON JR	SANTANGELO MARK E
1918 MONTROSE ST	136 W BELMONT AVE 11-105	1737 MONTROSE ST
CINCINNATI OH 45214-1168	CALHOUN GA 30701	CINCINNATI OH 45214
SAUNDERS DOMINIQUE L SR	SCHAFFER TIMOTHY TR	SCHALLER CLIFFORD J & MINDY L
1629 TREMONT ST	1727 E GALBRAITH RD	3847 POWNER RD
CINCINNATI OH 45214	CINCINNATI OH 45215	CINCINNATI OH 45248-2918
SCHEPER GEORGE J	SCHEPERS ERMA J	SCHEPERS JAMES
3730 YELLOWSTONE DR	1721 MONTROSE ST	1729 MONTROSE ST
CINCINNATI OH 45251	CINCINNATI OH 45214	CINCINNATI OH 45214

SCHEPERS SCOTT	SCHNEIDER JUDITH	SCHULTZ JAMES E & SALLY M WEBER
1735 MONTROSE ST	98 WHIPPOORWILL DR	1476 DEVILS BACKBONE RD
CINCINNATI OH 45214	HARRISON OH 45030	CINCINNATI OH 45233-4959
SCHULTZ JEAN E & LISA A HURST	SEAL MATTHEW KENNETH	SELIM APARTMENTS LLC
336 CORWIN AVE	1986 QUEEN CITY AVE	926 SOUTH SECOND ST
HAMILTON OH 45015	CINCINNATI OH 45214	HAMILTON OH 45011
SFR3-020 LLC	SHEWAT LTD	SIAM IZZEDEAN Y
228 PARK AVE S SUITE 73833	PO BOX 141203	1703 WESTWOOD AVE
NEW YORK NY 10003	CINCINNATI OH 45250	CINCINNATI OH 45214-1337
SMALL ANNIE L	SMITH CHARLENE & PAUL	SMITH LATOSHA & DARYLE L HAYES JR
1668 NORTHSIDE AVE	3015 KLEEMAN CT	1633 TREMONT AVE
CINCINNATI OH 45214-1513	CINCINNATI OH 45211	CINCINNATI OH 45214
SMITH LENDELL	SORDO GRIFFIN	SOTO VINICIO HERNAN SANTIZO
2435 BLOOM ST	3200 WALWORTH AVE	1730 ESMANDE ST
CINCINNATI OH 45214	CINCINNATI OH 45226	CINCINNATI OH 45214
SOUTH FAIRMOUNT COMMUNITY COUNCIL	SOWLES GENE H	SPEGAL JOSEPH M
P.O. BOX 14165	2428 BLOOM ST	5596 LEUMAS RD
CINCINNATI, OH 45214	CINCINNATI OH 45214	CINCINNATI OH 45239
SS MOELLERING LLC PO BOX 320099 SI # 2012 ALEXANDRIA VA 22320	ST FRANCIS COMMUNITY URBAN REDEVELOPMENT CORP PO BOX 54947 CINCINNATI OH 45254	STAR-LET CORP THE 3475 VISTA AVE CINCINNATI OH 45208
STEINBACH MARTIN C TR	STOKER MICHAEL & JUDITH	STRATEGIC ASSETS LLC
2106 GREEN BRIAR PL	4672 KIRBY AVE	P O BOX 1508
UNION KY 41091	CINCINNATI OH 45223	FLORENCE KY 41042
STRICKLEN BRANDON	STROUD ANTHONY W TR	STROUD MARK
8412 READING RD	3252 NORTHBEND RD	10506 S STATE ROUTE 48
CINCINNATI OH 45215	CINCINNATI OH 45239	LOVELAND OH 45140
SUMMERS RODNEY	SWAT PROPERTIES LLC	SWEET JAMES W
908 LEXINGTON AVE	100 TIMBERWOOD LN	1401 ERNST ST
CINCINNATI OH 45229	SPRINGBORO OH 45066	CINCINNATI OH 45204-1803

SWEWAT LTD	T & T RENTAL ASSETS LLC	T B F CT LLC
1744 QUEEN CITY AVE	40 E MITCHELL AVE	9435 WATERSTONE
CINCINNATI OH 45214	CINCINNATI OH 45217	CINCINNATI OH 45249
TALBERT SERVICES INCORPORATED 2600 VICTORY PKWY CINCINNATI OH 45206	TEKIE SAMUEL & DAHLAK GOITOM 1783 WESTWOOD AVE CINCINNATI OH 45214	TEMAJ MACEDONIO 4543 GLENWAY AVE APT 4 CINCINNATI OH 45205
TENDE EDOUARD & SOPHIE MAKAL	THINNES PROPERTY LLC	THOMAS RENE B
1557 TEMONT SRT	1919 THINNES ST	1733 MONTROSE ST
CINCINNATI OH 45214	CINCINNATI OH 45214	CINCINNATI OH 45214-1409
THOMPSON RONALD E & RUBY LEWIS- BEAN 100 RIVERBOAT ROW #C2 NEWPORT KY 41071	TOLL JAMES 932 CHANCELLOR CT FLORENCE KY 41042	TOLL TONYA P P O BOX 6054 FLORENCE KY 41022
TRAPANNI PROPERTIES LLC	TRENT TERESA R	TROSE PROPERTIES LLC
1795 WESTWOOD AVE	2217 MOELLERING AVE	754 WATCH POINT DR
CINCINNATI OH 45214	CINCINNATI OH 45214	CINCINNATI OH 45230
TRUTTER JUDITH A 1668 TREMONT AVE CINCINNATI OH 45214	TURNER & YOUNG PROPERTIES LLC P O BOX 258 NEW RICHMOND OH 45157	TUSCAN HILLSIDE DEVELOPMENT LLC PO BOX 58397 CINCINNATI OH 45258
UNITED COMMUNITY BUILDERS INC	UTR LLC	VANKIRK JANELL
1651 JONATHAN AVE	5661 ALOMAR DR	2916 STOUT RD
CINCINNATI OH 45207	CINCINNATI OH 45238	CINCINNATI OH 45251
VAUGHN DELIAH REFILL	VERN STEWART LLC	VOLLHARDT VICTOR
2224 SELIM AVE	308 N LEE AVE	9344 LAUREL
CINCINNATI OH 45214	FULLERTON CA 92833	FONTANA CA 92335
VOLLMAN GREGORY J & JOSEPH M ALLEN	WAINSCOTT ROSE MARIE & RONNIE JONES	WALKER CLAYTON
1210 HAYWARD AVE	1409 ERNST ST	PO BOX 19550
CINCINNATI OH 45208-4327	CINCINNATI OH 45204	CINCINNATI OH 45215
WALTERS MARK	WARD TYLA	WATTS VICTOR E
2216 AMOR PL	5220 READING RD	1966 QUEEN CITY AVE
CINCINNATI OH 45214	CINCINNATI OH 45237	CINCINNATI OH 45237

WEDGE INTEGRITY LLC SERIES 1 DBA 1740 QUEEN CITY LLC 222 WEST JOHNSTOWN RD CINCINNATI OH 45230	WEILER JAMES F 1699 WESTWOOD AVE CINCINNATI OH 45214-1551	WELDEMIKAL AYALEW 1150 TAMARACK CIR FLORENCE KY 41042
WELLS MICHAEL L	WESLEY SERVICES ORGANIZATION	WEST SIDE HOLDINGS I LLC
2409 REAR W CLIFTON	3333 GLENMORE AVE	2589 COUNTRYLAKE DR
CINCINNATI OH 45219	CINCINNATI OH 45211	CINCINNATI OH 45233
WESTSIDE BLUE JAY LLC	WHAM PROPERTIES VII LLC	WHITE ELAINE
9970 CEDARWOOD DR	PO BOX 8233	2436 BLOOM ST
UNION KY 41091	CINCINNATI OH 45208	CINCINNATI OH 45214-1216
WHITFIELD LAWAYNE	WHITTON WASTE AND RECYCLING LLC	WILLIAMS ARTHUR G & SUSAN M
1945 STATE AVE	1478 FITZPATRICK ST	2193 CLARA ST
CINCINNATI OH 45204	CINCINNATI OH 45204	CINCINNATI OH 45214-1538
WILLIS ASHLEY @3	WILSON CHARLES JR	WINTERS JANICE M
1930 QUEEN CITY AVE	1370 ERNST ST	2752 QUEENSWOOD DR
CINCINNATI OH 45214	CINCINNATI OH 45240	CINCINNATI OH 45211
WOESTE BROTHERS PROPERTIES LTD PO BOX 53895 CINCINNATI OH 45253	WOOD CHARLES L 11065 STIRRUP LN WALTON KY 41094	WOOD GLEN C TR PO BOX 84 NORTH BEND OH 45052
WORLD PEACE EARTH INC	WOW PROPERTY MANAGEMENT LLC	WXIX LLC
268 LUDLOW AVE	1393 HARRISON AVE	201 MONROE ST
CINCINNATI OH 45220	CINCINNATI OH 45214	MONTGOMERY AL 36104
XL INVESTMENTS LLC	YASJAM LTD	YOUNG CHARLES W JR
P O BOX 42489	67 SPRUCEWOOD	1537 KNOX ST
CINCINNATI OH 45242	ALISO VIEJO CA 92656	CINCINNATI OH 45214
ZOE CONSULTING LLC 4962 KELLNICK CT INDEPENDENCE KY 41051		



September 7, 2023

Cincinnati City Council Council Chambers, City Hall Cincinnati, Ohio 45202

Dear Members of Council:

We are transmitting herewith an Ordinance captioned as follows:

AMENDING the official zoning map of the City of Cincinnati to rezone certain real properties located in and around the Lick Run Greenway Corridor.

The City Planning Commission recommended approval of the zone change at its March 17, 2023 meeting.

Summary:

The Department of City Planning and Engagement (DCPE) conducted a zoning analysis in response to a request from the South Fairmount Community Council (SFCC) to study the area including and around the Lick Run Greenway. During the process, DCPE engaged the Metropolitan Sewer District (MSD), Department of Community and Economic Development (DCED), and the Department of Transportation and Engineering (DOTE), along with the community. These proposed zone changes are a result of over two and a half years of analysis and community input and engagement.

The City Planning Commission recommended the following on March 17, 2023, to City Council:

APPROVE the proposed zone changes along and adjacent to the Lick Run Greenway Corridor located in South Fairmount as identified in Exhibit F and to exclude the property located at 1367 Ernst Avenue from the zone changes.

Motion to Approve: Ms. Kearney Ayes: Ms. Beltran

Ms. Kearney

Seconded: Mr. Samad Mr. Samad

Ms. Sesler

Mr. Stallworth

THE CITY PLANNING COMMISSION

Katherine Keough-Jurs, FAICP, Director

Department of City Planning and Engagement

otherie Kearh-Jus



To: Mayor and Members of City Council 202301929

From: Sheryl M. M. Long, City Manager

Subject: Liquor License - NEW

FINAL RECOMMENDATION REPORT

OBJECTIONS: NONE

This is a report on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for the following:

APPLICATION: 4652333 PERMIT TYPE: NEW CLASS: D5J

NAME: KIKIMART LLC

DBA: DARUMA

31 E COURT ST

CINCINNATI OH 45202

As of today's date, the Department of Buildings & Inspections has declined comment with their investigation.

On August 7, 2023 Downtown Residents Council was notified of this application and do not object.

Police Department Approval

David M. Laing, Assistant City Prosecutor

Law Department - Recommendation

☐ Objection ☐ No Objection

MUST BE RECEIVED BY OHIO DIVISION OF LIQUOR CONTROL BY: October 3, 2023



To: Mayor and Members of City Council

202301930

From: Sheryl M. M. Long, City Manager

Subject: Liquor License - NEW

FINAL RECOMMENDATION REPORT

OBJECTIONS: NONE

This is a report on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for the following:

APPLICATION: 2975606 PERMIT TYPE: NEW CLASS: D2

NAME: G2 COFFEE LOUNGE & BISTRO LLC

DBA: NONE LISTED

151 W 4TH ST

CINCINNATI OH 45202

On August 7, 2023 Downtown Residents Council was notified of this application and do not object.

Police Department Approval

David M. Laing, Assistant City Prosecutor

Law Department - Recommendation

☐ Objection ☐ No Objection

MUST BE RECEIVED BY OHIO DIVISION OF LIQUOR CONTROL BY: September 26, 2023



To: Mayor and Members of City Council

202301931

From: Sheryl M. M. Long, City Manager

Subject: Liquor License - TRFO

FINAL RECOMMENDATION REPORT

OBJECTIONS: Building & Inspections

This is a report on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for the following:

APPLICATION: 7523535
PERMIT TYPE: TRFO
CLASS: C1 C2 D6

NAME: ROSELAWN CARRYOUT LLC

DBA: NONE LISTED

7733 READING RD UNIT B1 CINCINNATI OHIO 45237

On August 7, 2023 Roselawn Community Council was notified of this application and do not object.

Police Department Approval

David M. Laing, Assistant City Prosecutor

Law Department - Recommendation

☐ Objection ☐ No Objection

MUST BE RECEIVED BY OHIO DIVISION OF LIQUOR CONTROL BY: September 29, 2023



September 7, 2023

To: Mayor and Members of City Council

202301949

From: Sheryl M.M. Long, City Manager

Subject: Emergency Ordinance: Modifying the Salary Range for the

classification of Building and Ground Maintenance Crew Leader

Attached is an Emergency Ordinance captioned:

MODIFYING, Chapter 307, "Classified Compensation Schedules," of the Cincinnati Municipal Code by **AMENDING** Section 867 of Division D0C to increase the salary range schedule for the position of Building and Grounds Maintenance Crew Leader.

The Interim Human Resources Director has approved the modification of the salary schedule for the employment classification of Building and Ground Maintenance Crew Leader. The Department of Human Resources has done due diligence and conducted appropriate internal comparisons to ensure that the new salary range is consistent with the scope of services and the level of responsibility of the position, with factors considered throughout the evaluation process including liability, scope of responsibility, judgment and independent action, and accountability. The modification of the classification is necessary to fit the needs of the City, and consistent with the organizational changes described herein.

The Administration recommends passage of this Emergency Ordinance.

cc: Latisha Hazell, Human Resources Director

EMERGENCY

CNS

- 2023

MODIFYING Chapter 307, "Classified Compensation Schedules," of the Cincinnati Municipal Code by **AMENDING** Section 867 of Division D0C to increase the salary range schedule for the position of Building and Grounds Maintenance Crew Leader.

WHEREAS, Cincinnati Municipal Code ("CMC") Chapter 307, "Classified Compensation Schedules," currently provides a salary range for the position of Building and Grounds Maintenance Crew Leader; and

WHEREAS, the salary range schedule requires amendment based on the level of responsibility, liability, and scope of work performed by the Building and Grounds Maintenance Crew Leader; and

WHEREAS, the modified salary range schedule for the position of Building and Grounds Maintenance Crew Leader is based upon an evaluation of job factors associated with the position and a review of the Division D0C salary structure to ensure competitiveness within the industry; and

WHEREAS, Council wishes to modify the current salary range schedule for the Building and Grounds Maintenance Crew Leader classification within CMC 307 to remain competitive in the current labor market and attract and retain qualified staff; now, therefore,

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

Section 1. That Section 867 of Division D0C of Chapter 307, "Classified Compensation Schedules," of the Cincinnati Municipal Code is amended to read as follows:

Classification	Minimum Annual Salary	Maximum Annual Salary	Division
Building and Grounds Maintenance Crew Leader	\$53,576.29	\$72,002.05	D0C
Widintenance Crew Leader	\$61,001.58	\$81,981.02	

Section 2. That the proper City officials are authorized to do all things necessary to carry out the provisions of Section 1, including updating applicable rules and regulations and policies and procedures in accordance with the modifications to the Cincinnati Municipal Code provided for herein.

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 modify the position salary range to remain competitive in the current labor market and attract and retain qualified staff.

Passed:		, 2023		
		_		
			Aftab Pureval, Mayor	
Attest:				
	Clerk			

Deletions are indicated by strikethrough; additions are indicated by underline.



202301950

To: Mayor and Members of City Council

From: Sheryl M. M. Long, City Manager

Subject: EMERGENCY ORDINANCE – AMENDING FUND 437 - WASSON WAY TRAIL

DONATIONS

Attached is an emergency ordinance captioned as follows:

AMENDING Ordinance No. 132-2018, which established Fund No. 437, "Wasson Way Trail Donations," to change the name of the fund to "City Trails," and to expand the purpose of the fund to enable the City to receive and expend funds, including but not limited to grants, donations, settlements, fees, lease payments, and other sources of funding, in support of the maintenance, projects, and needs of the entire City trail network.

In addition to the Wasson Way Trail Network, the City has several other trail projects in development such as the Ohio River Trail, Ohio River Trail West, and Mill Creek Trail. These City trail projects may receive funding from grants, donations, payment of leases, settlements, fees, and other sources of funding.

Amending Ordinance No. 132-2018 to change the name of the fund to "City Trails" and to expand the purpose of the fund will allow the City to receive financial resources for any City Trail. Upon receipt, further City Council authorization will still be necessary to transfer and appropriate these resources to City capital improvement project accounts.

The emergency clause is necessary due to the immediate need to rename and expand the scope of Fund No. 437 prior to the imminent receipt of anticipated sources of funding.

The Administration recommends passage of the attached ordinance.

John S. Brazina, Director, Transportation and Engineering

cc:

- 2023

AMENDING Ordinance No. 132-2018, which established Fund No. 437, "Wasson Way Trail Donations," to change the name of the fund to "City Trails," and to expand the purpose of the fund to enable the City to receive and expend funds, including but not limited to grants, donations, settlements, fees, lease payments, and other sources of funding, in support of the maintenance, projects, and needs of the entire City trail network.

WHEREAS, Ordinance No. 132-2018, passed June 6, 2018, established Fund No. 437, "Wasson Way Trail Donations," for the purpose of receiving and distributing private donations received by the City for the Wasson Way Trail Network; and

WHEREAS, in addition to the Wasson Way Trail Network, the City has several other trail projects in development such as the Ohio River Trail, Ohio River Trail West, and Mill Creek Trail, ("City Trails"); and

WHEREAS, these City Trails projects may require financial resources for property acquisition, planning, design, construction, and maintenance; and

WHEREAS, the needs of the City Trails may be funded by a variety of resources, including but not limited to grants, donations, payments from leases, settlements, fees, and other sources of funding; and

WHEREAS, there is a need to amend Ordinance No. 132-2018 to change the name of Fund No. 437 from "Wasson Way Trail Donations" to "City Trails," and to expand the purpose of the fund to enable the City to receive and expend a variety of financial resources in support of the City Trails; and

WHEREAS, amending Ordinance No. 132-2018 in this manner is in accordance with various goals of the Green Cincinnati Plan (2023) as well as the "Sustain" goal to "[m]anage our financial resources" as described on page 199 of Plan Cincinnati (2012); now, therefore,

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

Section 1. That Sections 4 and 5 of Ordinance No. 0132-2018 are hereby amended as follows:

Section 4. That the Director of Finance is authorized to establish new Fund No. 437, "Wasson Way City Trails—Donations," for the purpose of receipt and disbursement of all private donations funds received by the City, including but not limited to grants, private donations, settlements, fees, payments from leases, and other sources of

funding, for the property acquisition, planning, design, construction, maintenance, and benefit of the City's trail network Wasson Way Trail Network.

Section 5. That, upon receipt and deposit of funds into Fund 437, "Wasson Way City Trails Donations," City Council authorization will be necessary to transfer and appropriate resources to City capital improvement program project accounts for capital expenses related to the construction of Wasson Way Trail Network property acquisition, planning, design, and construction of the City's trail network.

Section 2. That all terms of Ordinance No. 0132-2018 not amended by this ordinance shall remain in full force and effect.

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 rename and expand the scope of Fund No. 437 to account for anticipated sources and uses of the fund.

Passed:		, 2023	
			Aftab Pureval, Mayor
Attest:	Clerk		

New language underscored. Deleted language indicated by strikethrough.



September 7, 2023

To: Mayor and Members of City Council

202301952

From: Sheryl M.M. Long, City Manager

Subject: Emergency Ordinance: ESTABLISHING the Classification and Salary

Range for the employment classification of Fire Personal Protective

Equipment Specialist

Attached is an Emergency Ordinance captioned:

ESTABLISHING the salary schedule and classification title for the classification of Fire Personal Protective Equipment Specialist by enacting Section 309 of Division 1, Chapter 307 of the Cincinnati Municipal Code, in order to establish a new salary schedule and classification title of Fire Personal Protective Equipment Specialist, consistent with the organizational changes described herein.

The Human Resources Director has approved the request for this ordinance to establish the classification of Fire Personal Protective Equipment Specialist and salary range. The recommended salary range is based upon a market study to identify current scopes of work and future career paths for the classification structure. The Human Resources Department conducted a market analysis to evaluate the classifications and compensations for the Fire Personal Protective Equipment Specialist position. This classification is necessary to ensure the retention of staff in this specialized area of work.

The Administration recommends passage of this Emergency Ordinance.

cc: Latisha Hazell, Human Resources Director

- 2023

ESTABLISHING the salary schedule and classification title for the classification of Fire Personal Protective Equipment Specialist by enacting Section 309 of Division 1, Chapter 307 of the Cincinnati Municipal Code, in order to establish a new salary schedule and classification title of Fire Personal Protective Equipment Specialist, consistent with the organizational changes described herein.

WHEREAS, Cincinnati Municipal Code ("CMC") Chapter 307, "Classified Compensation Schedules," currently does not contain a salary schedule or classification title for the position of Fire Personal Protective Equipment Specialist; and

WHEREAS, a Fire Personal Protective Equipment Specialist is responsible for sewing, maintaining, and repairing firefighter equipment in compliance with industry standards, manufacturer guidelines, customer requirements, and established facility procedures; and

WHEREAS, creation of the position of Fire Personal Protective Equipment Specialist is necessary for the continued operation of the Cincinnati Fire Department ("CFD") and the safety of CFD firefighters; and

WHEREAS, the City's Human Resources Department recommends the creation of a salary schedule for and classification title of Fire Personal Protective Equipment Specialist to recruit and retain qualified employees; and

WHEREAS, based upon the City's internal market analysis and the level of responsibility, liability, and scope of work performed by a Fire Personal Protective Equipment Specialist classification, the proposed Division 1 salary schedule for a Fire Personal Protective Equipment Specialist is necessary to ensure competitiveness within the industry; and

WHEREAS, Council wishes to establish a salary schedule and classification title for the position Fire Personal Protective Equipment Specialist within CMC Chapter 307 to recruit and retain qualified employees; now, therefore,

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

Section 1. That Section 309 of Division 1, Chapter 307, Fire Personal Protective Equipment Specialist, of the Cincinnati Municipal Code is established as follows:

Classification	Minimum Annual Salary	Maximum Annual Salary	Division
Fire Personal Protective			
Equipment Specialist	\$64,050.13	\$68,681.19	D1

Section 2. That the proper City officials are authorized to do all things necessary to carry out the provisions of Section 1, including updating applicable rules and regulations and policies and procedures in accordance with the modifications to the Cincinnati Municipal Code provided for herein.

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 establish a new salary schedule and classification title for the position Fire Personal Protective Equipment Specialist to recruit and retain qualified employees.

_	
	Aftab Pureval, Mayor
Attest:	



202301955

To: Mayor and Members of City Council

From: Sheryl M. M. Long, City Manager

Subject: Emergency Ordinance - Authorizing Purchase of Paper Products for

Employees

Attached is an Emergency Ordinance captioned:

AUTHORIZING the expenditure of funds for purchasing inexpensive paper products, such as paper plates and bowls, disposable cups, paper towels, tissues, napkins, and cutlery, and cleaning supplies such as dish soap, dish sponges, and sanitizer for use by City employees while at work at City facilities; **AUTHORIZING** the City Manager to establish rules and regulations specifying the circumstances in which the City may expend funds for such purposes, as well as controls to ensure the appropriate expenditure of such funds; and further **DECLARING** that such expenditures serve a public purpose.

The reason for the emergency is the immediate need to permit expenditure of funds for the purposes identified in this ordinance to promote employee health and morale, support operational efficiency, and maintain clean and sanitary City facilities.

The Administration recommends passage of this Emergency Ordinance.

cc: William "Billy" Weber, Assistant City Manager Virginia Tallent, Assistant City Manager

EMERGENCY

CMZ

- 2023

AUTHORIZING the expenditure of funds for purchasing inexpensive paper products, such as paper plates and bowls, disposable cups, paper towels, tissues, napkins, and cutlery, and cleaning supplies such as dish soap, dish sponges, and sanitizer for use by City employees while at work at City facilities; **AUTHORIZING** the City Manager to establish rules and regulations specifying the circumstances in which the City may expend funds for such purposes, as well as controls to ensure the appropriate expenditure of such funds; and further **DECLARING** that such expenditures serve a public purpose.

WHEREAS, many City employees work at locations where options for getting food for their meal breaks, especially healthy or reasonably priced food, are limited and inconvenient to their work location; and

WHEREAS, many City employees also work extended shifts or for City departments that operate 24 hours a day, such as public safety, MSD, GCWW, and Public Services, and therefore must bring food for meals to their work locations; and

WHEREAS, facilitating employees' options to bring meals to work and eat at their work location promotes employee morale and health and also minimizes the likelihood of unanticipated delays during the workday because employees had to leave their work location to get meals, promoting the efficient conduct of City business; and

WHEREAS, providing inexpensive paper products, such as paper plates and bowls, disposable cups, paper towels, tissues, napkins, and cutlery, and cleaning supplies such as dish soap, dish sponges, and sanitizer promotes and demonstrates management support of employees who eat at their work location; and

WHEREAS, providing disposable paper products and supplies to wash dishes employees bring to their work locations promotes employees' health by minimizing germs in areas where employees eat and limits food waste that might attract insects and vermin; and

WHEREAS, protecting the health of City employees by providing them with these products serves a public purpose by reducing the number of sick days employees have to take and by minimizing the spread of germs and illness and the incidence of insect or vermin infestation at City facilities; now, therefore,

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

Section 1. That the expenditure of funds for the provision of inexpensive paper or disposable products such as paper plates and bowls, disposable cups, paper towels, tissues, napkins, and cutlery, and cleaning supplies such as dish soap, dish sponges, and sanitizer for use

by City employees while at work at City facilities is authorized, for the purpose of facilitating the

efficient conduct of City business and promoting employee health and morale.

That the City Manager is authorized to establish rules and regulations

specifying the circumstances in which funds may be expended pursuant to the authorization in

Section 1, as well as controls to ensure the appropriate expenditure of such funds.

Section 3. That the expenditure of funds for the purposes described in Section 1 serves

a public purpose by facilitating the efficient conduct of City business, promoting employee

health and morale, and keeping City facilities clean.

Section 4. That the proper City officials are authorized to do all things necessary and

proper to comply with the provisions of Sections 1 and 2.

Section 5. 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 permit expenditure of funds for the purposes identified in

this ordinance to promote employee health and morale, support operational efficiency, and

maintain clean and sanitary City facilities.

Passed:	, 2023	
		Aftab Pureval, Mayor
Attest:Cle		



To: Mayor and Members of City Council

202301956

From: Sheryl M. M. Long, City Manager

Subject: ORDINANCE – ODOT TRAFFIC DETOUR - US 50

Attached is an ordinance captioned as follows:

AUTHORIZING the City Manager to take all necessary and proper actions to cooperate with the Director of the Ohio Department of Transportation to facilitate the performance of traffic control operations associated with maintenance activities for bridges located on United States Route 50 in connection with the Ohio Department of Transportation's maintenance project in the City of Cincinnati.

The Ohio Department of Transportation (ODOT) has identified the need to perform maintenance activities as part of its maintenance project for bridges along United States Route 50 which may include the need to perform traffic control operations and provide for a detour of traffic located in the City of Cincinnati (PID No. 110570).

No City right-of-way is required for the Project other than temporary access to City parcels and there is no change in use to City streets arising from the Project.

The State of Ohio will provide 100% of the eligible cost of the work.

The State of Ohio has requested that all necessary right-of-way in the Project area be made available for the Project in accordance with current state and federal regulations.

The City's Department of Transportation & Engineering has reviewed the proposed project.

Any changes to the street layout or right-of-way are subject to review and approval by the City Planning Commission, but no such changes have been identified at this stage of the Project.

The State of Ohio and the City desire for the City to continue its existing maintenance responsibilities of the right-of-way in the Project area for public highway purposes, as applicable, and other duties required by applicable state and federal law, upon completion of the Project.

The Administration recommends passage of the attached ordinance.

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

AUTHORIZING the City Manager to take all necessary and proper actions to cooperate with the Director of the Ohio Department of Transportation to facilitate the performance of traffic control operations associated with maintenance activities for bridges located on United States Route 50 in connection with the Ohio Department of Transportation's maintenance project in the City of Cincinnati.

WHEREAS, the Ohio Department of Transportation ("ODOT") has identified the need to perform maintenance activities as part of its maintenance project for bridges along United States Route 50 which may include the need to perform traffic control operations and provide for a detour of traffic located in the City of Cincinnati (PID No. 110570) ("Project"); and

WHEREAS, except as needed for temporary access, no transfer of City right-of-way is required for the Project, and no change in the use of City streets is expected to arise from the Project; and

WHEREAS, the State of Ohio shall provide 100 percent of the eligible cost of the Project; and

WHEREAS, ODOT has requested that all necessary rights of way in the Project area be made available for the Project in accordance with current state and federal regulations; and

WHEREAS, the City's Department of Transportation & Engineering has reviewed and approved the proposed Project; and

WHEREAS, the extent of City streets and changes in their use are subject to review and approval by the City Planning Commission, but no changes requiring the commission's review have been identified at this stage of the Project; and

WHEREAS, upon completion of the Project, ODOT and the City desire for the City to continue its existing maintenance responsibilities for the right of way in the Project area, as applicable, and other duties required by applicable state and federal law; now, therefore,

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

Section 1. That the City of Cincinnati consents to and shall cooperate with the Director of the Ohio Department of Transportation ("ODOT"), on behalf of the State of Ohio, to facilitate the performance of traffic control activities, as part of ODOT's bridge maintenance project, located in the City of Cincinnati (PID No. 110570) ("Project").

Section 2. That the State of Ohio will assume and bear 100 percent of the cost of the improvements proposed as part of the Project.

Section 3. That the City shall bear 100 percent of the cost of those features, if any, requested by the City that ODOT and the Federal Highway Administration determine to be unnecessary for the Project; as of the date of this ordinance, no such features have been identified.

Section 4. That the City agrees to make available to ODOT all City rights-of-way required for the Project, including utility relocation, in accordance with current state and federal regulations and subject to any additional City approvals required for the encumbrance or acquisition of City property or change in use of City streets. The City acknowledges that all utility accommodation, relocation, and reimbursement in connection with the Project will comply with the current provisions of 23 C.F.R. 645 and the ODOT Utilities Manual.

Section 5. That, from time to time, change orders and extra-work contracts may be required to fulfill the Project, and ODOT shall provide written notice to the City, which shall process such as needed and contribute the City's share of the costs of those items; as of the date of this ordinance, no such costs have been identified.

Section 6. That, to the extent applicable and unless otherwise agreed, the City upon completion of the Project shall: (1) provide adequate maintenance for the Project in accordance with all applicable state and federal law, including, but not limited to, 23 U.S.C. Section 116; (2) provide ample financial provisions, as necessary, for any City maintenance responsibilities in connection with the Project; (3) to the extent required by state and federal law, maintain the right of way and keep it free of obstructions; and (4) hold said right of way inviolate for public highway purposes.

Section 7. That the City Manager is hereby authorized to enter into any agreements and process any change orders or extra-work orders connected thereto with the Director of ODOT, or

ODOT-prequalified consultants, as necessary to complete the Project in accordance with the terms of this ordinance.

Section 8. That the City Manager is further authorized to execute any documents, upon the request of ODOT, necessary to allow ODOT to recover damages or exercise its rights and remedies under any contracts arising from any errors or omissions of any contractors or consultants.

Section 9. That the City Manager and the appropriate City officials are hereby authorized to take all necessary and proper actions to cooperate with the Director of ODOT to facilitate the Project.

Section 10. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed:	, 2023	
	-	Aftab Pureval, Mayor
Attest:Cl	erk	



202301957

To: Mayor and Members of City Council

From: Sheryl M.M. Long, City Manager

Subject: Ordinance – Modifying CMC Chapter 321 by Amending Section 321-7

Procurement Statutes Declared Inoperative

Transmitted herewith is an ordinance captioned as follows:

MODIFYING Chapter 321, "Procurement and Disposal of Supplies, Services and Construction," of the Cincinnati Municipal Code by **AMENDING** Section 321-7, "Procurement Statutes Declared Inoperative."

Attachment 388467

cc: Emily Smart Woerner, City Solicitor

MODIFYING Chapter 321, "Procurement and Disposal of Supplies, Services and Construction," of the Cincinnati Municipal Code by **AMENDING** Section 321-7, "Procurement Statutes Declared Inoperative."

WHEREAS, the City of Cincinnati has enacted a comprehensive competitive procurement process in Cincinnati Municipal Code Chapter 321 pursuant to its powers of local self-government; and

WHEREAS, the City now wishes to amend Section 321-7 to declare an additional procurement-related provision of the Ohio Revised Code ("R.C.") prospectively inoperative for City procurement; and

WHEREAS, R.C. Section 153.81 regulates indemnification provisions in public improvement contracts between professional design firms and public authorities, including municipalities; and

WHEREAS, the City has local self-government power to set contract terms and processes, including indemnity terms that protect the City from damages caused by contractors; now, therefore,

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

Section 1. That existing Section 321-7, "Procurement Statutes Declared Inoperative," is hereby amended to read as follows:

Section 321-7. - Procurement Statutes Declared Inoperative.

Ohio Revised Code Sections 9.31, 9.331, 9.332, 9.333, 9.334, 153.12, 153.13, 153.14, 153.44, 153.49, 153.50, 153.501, 153.502, 153.51, 153.52, 153.53, 153.54, 153.57, 153.571, 153.63, 153.66, 153.67, 153.68, 153.69, 153.691, 153.70, 153.71, 153.81, 721.03, 721.15, 733.21, 733.22, 735.01, 735.02, 735.03, 735.05, 735.051, 735.06, 735.07, 735.074, 735.09, 3375.41, 4115.31, 4115.32, 4115.33, 4115.34, 4115.35 and 5555.66 are declared inoperative with respect to contracts of the City of Cincinnati.

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

Deletions are indicated by strikethrou	ugh; additions are indicated by underline.	
Clerk		
Attest:		
	Aftab Pureval, Mayor	
Passed:	, 2023	
period allowed by law.		
Section 3. That this ordinance	se shall take effect and be in force from and after the e	arliesi



September 7, 2023

202301961

To: Mayor and Members of City Council

From: Sheryl M. M. Long, City Manager

Subject: Emergency Ordinance - DOTE: Maintenance Fund for Bridges

Attached is an Emergency Ordinance captioned:

ESTABLISHING new capital improvement program project account no. 980x233x242367, "Maintenance Fund for Bridges 2022-2026," for the purpose of maintaining and repairing Hamilton County-owned bridges and viaducts located within the City; AUTHORIZING the City Manager to accept and appropriate annual Municipal Road Fund allocations of up to \$1,000,000 from the Board of Hamilton County Commissioners, totaling up to \$5,000,000 for program years 2022 through 2026 (the "2022-2026 MRF Allocations"), in accordance with the bridge maintenance agreement entered into between the City and Hamilton County; and AUTHORIZING the Finance Director to deposit the 2022-2026 MRF Allocations into capital improvement program project account no. 980x233x242367, "Maintenance Road Fund for Bridges 2022-2026."

This Emergency Ordinance authorizes the following:

- 1. establishment of new capital improvement program project account no. 980x233x232367, "Maintenance Fund for Bridges 2022-2026" for the purpose of maintaining and repairing Hamilton County-owned bridges and viaducts located within the City;
- 2. the City Manager to accept and appropriate annual Municipal Road Fund (MRF) allocations of up to \$1,000,000 from the Board of Hamilton County Commissioners, totaling up to \$5,000,000 for program years 2022 through 2026 (the "2022-2026 MRF Allocations"), in accordance with the bridge maintenance agreement entered into between the City and Hamilton County; and
- 3. the Finance Director to deposit the 2022-2026 MRF Allocations into capital improvement program project account no. 980x233x242367, "Maintenance Road Fund for Bridges 2022-2026."

In Ordinance No. 0069-2017, Council authorized the City Manager to enter into an agreement with the Board of Hamilton County Commissioners for the maintenance of Hamilton County-owned bridges located within the City (the "Bridge Maintenance Agreement"). Pursuant to the Bridge Maintenance Agreement, the City may receive annual Municipal Road Fund allocations of up to \$1,000,000. In Ordinance No. 0234-2018, the City Council authorized the City Manager to accept and appropriate annual Municipal Road Fund allocations of up to \$1,000,000 from program years 2017 through 2021. On March 30, 2022, the City and Hamilton County exercised their option to extend the Bridge Maintenance Agreement through December 31, 2026.

There are no new FTEs/full-time equivalents associated with accepting additional Municipal Road Fund allocations for program years 2022 through 2026.

Maintaining and repairing bridges and viaducts located within the City of Cincinnati is in accordance with the "Connect" goal to "[d]evelop a regional transportation system that promotes economic vitality" and strategy to "[p]lan, design and implement a safe and sustainable transportation system" as described on pages 129-138 of Plan Cincinnati (2012).

The reason for the emergency is the immediate need to accept and appropriate the 2022-2026 MRF Allocations to begin maintenance and repair work pursuant to the Bridge Agreement.

The Administration recommends passage of this Emergency Ordinance.

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

Attachment



EMERGENCY

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- 2023

ESTABLISHING new capital improvement program project account no. 980x233x242367, "Maintenance Fund for Bridges 2022-2026," for the purpose of maintaining and repairing Hamilton County-owned bridges and viaducts located within the City; **AUTHORIZING** the City Manager to accept and appropriate annual Municipal Road Fund allocations of up to \$1,000,000 from the Board of Hamilton County Commissioners, totaling up to \$5,000,000 for program years 2022 through 2026 (the "2022-2026 MRF Allocations"), in accordance with the bridge maintenance agreement entered into between the City and Hamilton County; and **AUTHORIZING** the Finance Director to deposit the 2022-2026 MRF Allocations into capital improvement program project account no. 980x233x242367, "Maintenance Road Fund for Bridges 2022-2026."

WHEREAS, pursuant to Ordinance No. 69-2017, Council authorized the City Manager to enter into an agreement with the Board of Hamilton County Commissioners for the maintenance of Hamilton County-owned bridges located within the City (the "Bridge Maintenance Agreement"); and

WHEREAS, pursuant to the Bridge Maintenance Agreement, the City may receive annual Municipal Road Fund allocations of up to \$1,000,000; and

WHEREAS, pursuant to Ordinance No. 234-2018, Council authorized the City Manager to accept and appropriate annual Municipal Road Fund allocations of up to \$1,000,000 from Hamilton County, totaling up to \$5,000,000 for program years 2017 through 2021; and

WHEREAS, on March 30, 2022, the City and Hamilton County exercised their option to extend the Bridge Maintenance Agreement through December 31, 2026; and

WHEREAS, there are no new FTEs/full-time equivalents associated with accepting additional Municipal Road Fund allocations for program years 2022 through 2026; and

WHEREAS, maintaining and repairing bridges and viaducts located within the City of Cincinnati is in accordance with the "Connect" goal to "[d]evelop a regional transportation system that promotes economic vitality" and strategy to "[p]lan, design and implement a safe and sustainable transportation system" as described on pages 129-138 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. 980x233x242367, "Maintenance Fund for Bridges 2022-2026," is established for the purpose of maintaining and repairing Hamilton County-owned bridges and viaducts located within the City.

Section 2. That the City Manager is authorized to accept and appropriate annual Municipal

Road Fund allocations of up to \$1,000,000 from the Hamilton County Board of County

Commissioners, totaling up to \$5,000,000 for program years 2022 through 2026

(the "2022-2026 MRF Allocations"), in accordance with the bridge maintenance agreement

between the City and Hamilton County (the "Bridge Agreement").

Section 3. That the Finance Director to is authorized to deposit the 2022-2026 MRF

Allocations into capital improvement program project account no. 980x233x242367,

"Maintenance Fund for Bridges 2022-2026."

Section 4. That the proper City officials are authorized to do all things necessary and

proper to comply with the terms of the Bridge Agreement and Sections 1 through 3.

Section 5. That the proper City officials are hereby authorized to use and expend the sum

of \$5,000,000 in accordance with the provisions of 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 accept and appropriate the 2022-2026 MRF Allocations to begin

maintenance and repair work pursuant to the Bridge Agreement.

Clerk

D. . . . J.

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	 Aftab Pureval, Mayor	
A ttaat.		
Attest:		

2022



September 7, 2023

To: Mayor and Members of City Council

202301962

From: Sheryl M. M. Long, City Manager

Subject: Ordinance - Parks: Various Parks Donations for Capital

Projects

Attached is an Ordinance captioned:

AUTHORIZING the City Manager to accept a donation of up to \$338,400 from the Cincinnati Park Board Commissioners' Fund to fund various activities set forth herein: AUTHORIZING the Director of Finance to deposit the donated funds into Parks Private Endowment and Donations Fund 430; AUTHORIZING the transfer and appropriation of \$220,000 from Parks Private Endowment and Donations Fund 430 to existing capital improvement program project account no. 980x203x182015, "Lytle Park Improvements," to renovate the comfort station, update and augment the lighting along 4th Street, and enact a safety bump out in the curb that will improve pedestrian safety and accessibility to the improved corridor at Lytle Park; **AUTHORIZING** the transfer and appropriation of \$73,850 from Parks Private Endowment and Donations Fund 430 to capital improvement program project existing 980x203x222011, "Smale Riverfront Park Water Feature Repairs," to restore the Pichler Fountain recirculation tank; AUTHORIZING the transfer and appropriation of \$44,550 from Parks Private Endowment and Donations Fund 430 to existing capital improvement program project account no. 980x203x232035, "Burnet Woods Dog Park," for the development of the Burnet Woods Dog Park; and AUTHORIZING the transfer and appropriation of \$180,000 from the unappropriated surplus of Cincinnati Riverfront Park Fund 329 to existing capital improvement program project account no. 980x203x222011, "Smale Riverfront Park Water Feature Repairs," to restore the Pichler Fountain recirculation tank.

Approval of this Ordinance will authorize the acceptance and deposit of \$338,400 from the Cincinnati Park Board Commissioners' Fund to Parks Private Endowment and Donations Fund 430.

This Ordinance also authorizes the transfer and appropriation of resources in the following sums from the Parks Private Endowment and Donations Fund 430:

- \$220,000 to 980x203x182015, "Lytle Park Improvements"
- \$73,850 to 980x203x222011, "Smale Riverfront Park Water Feature Repairs"
- \$44,550 to 980x203x232035, "Burnet Woods Dog Park"

In addition, this Ordinance authorizes the transfer and appropriation of \$180,000 from the unappropriated surplus of Cincinnati Riverfront Park Fund 329 to existing capital improvement program project account no. 980x203x222011, "Smale Riverfront Park Water Feature Repairs."

There are no new FTEs associated with the donations.

Providing resources for Lytle Park, Smale Riverfront Park, and Burnet Woods is in accordance with the "Collaborate" goal to "[w]ork in synergy with the Cincinnati community" as described on pages 207-212 of Plan Cincinnati (2012).

The Administration recommends passage of this Ordinance.

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

Attachment



AUTHORIZING the City Manager to accept a donation of up to \$338,400 from the Cincinnati Park Board Commissioners' Fund to fund various activities set forth herein: AUTHORIZING the Director of Finance to deposit the donated funds into Parks Private Endowment and Donations Fund 430; AUTHORIZING the transfer and appropriation of \$220,000 from Parks Private Endowment and Donations Fund 430 to existing capital improvement program project account no. 980x203x182015, "Lytle Park Improvements," to renovate the comfort station, update and augment the lighting along 4th Street, and enact a safety bump out in the curb that will improve pedestrian safety and accessibility to the improved corridor at Lytle Park; AUTHORIZING the transfer and appropriation of \$73,850 from Parks Private Endowment and Donations Fund 430 to existing capital improvement program project account no. 980x203x222011, "Smale Riverfront Park Water Feature Repairs," to restore the Pichler Fountain recirculation tank; AUTHORIZING the transfer and appropriation of \$44,550 from Parks Private Endowment and Donations Fund 430 to existing capital improvement program project account no. 980x203x232035, "Burnet Woods Dog Park," for the development of the Burnet Woods Dog Park; and AUTHORIZING the transfer and appropriation of \$180,000 from the unappropriated surplus of Cincinnati Riverfront Park Fund 329 to existing capital improvement program project account no. 980x203x222011, "Smale Riverfront Park Water Feature Repairs," to restore the Pichler Fountain recirculation tank.

WHEREAS, the Cincinnati Park Board Commissioners' Fund consists of funds received from endowments and donations from various entities to support the Cincinnati Park Board; and

WHEREAS, acceptance of a donation of \$338,400 from the Cincinnati Park Board Commissioners' Fund will help fund a variety of activities to further the Park Board's goals, including improvements to Lytle Park, restoration of the Pichler Fountain recirculation tank, and a dog park in Burnet Woods; and

WHEREAS, sufficient resources are available in the Cincinnati Riverfront Park Fund 329 to cover the appropriation of \$180,000; and

WHEREAS, there are no new FTEs associated with this donation of resources; and

WHEREAS, providing resources for Lytle Park, Smale Riverfront Park, and Burnet Woods is in accordance with the "Collaborate" goal to "[w]ork in synergy with the Cincinnati community" as described on pages 207-212 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 hereby authorized to accept up to \$338,400 from the Cincinnati Park Board Commissioners' Fund to fund various activities set forth herein.

Section 2. That the Director of Finance is authorized to deposit the donated funds into Parks Private Endowment and Donations Fund 430.

Section 3. That the transfer and appropriation of \$220,000 from Parks Private Endowment and Donations Fund 430 to existing capital improvement program project account no. 980x203x182015, "Lytle Park Improvements," is authorized to renovate the comfort station, update and augment the lighting along 4th Street, and enact a safety bump out in the curb that will improve pedestrian safety and accessibility to the improved corridor at Lytle Park.

Section 4. That the transfer and appropriation of \$73,850 from Parks Private Endowment and Donations Fund 430 to existing capital improvement program project account no. 980x203x222011, "Smale Riverfront Park Water Feature Repairs," is authorized to restore the Pichler Fountain recirculation tank.

Section 5. That the transfer and appropriation of \$44,550 from Parks Private Endowment and Donations Fund 430 to existing capital improvement program project account no. 980x203x232035, "Burnet Woods Dog Park," is authorized for the development of the Burnet Woods Dog Park.

Section 6. That the transfer and appropriation of \$180,000 from the unappropriated surplus of Cincinnati Riverfront Park Fund 329 to existing capital improvement program project account no. 980x203x222011, "Smale Riverfront Park Water Feature Repairs," is authorized to restore the Pichler Fountain recirculation tank.

Section 7. That the proper City officials are authorized to do all things necessary and proper to carry out the terms of Sections 1 through 6.

Section 8. That this ordinance	shall take effect and be in force fr	om and after the earliest
period allowed by law.		
Passed:	, 2023	
	Afta	b Pureval, Mayor
Attest:		
Clerk		



September 7, 2023

To: Mayor and Members of City Council

202301964

From: Sheryl M.M. Long, City Manager

Subject: Emergency Ordinance – Approving and Authorizing a CRA Tax

Exemption Agreement with So Much Better LLC

Attached is an Emergency Ordinance captioned:

APPROVING AND AUTHORIZING the City Manager to execute a Community Reinvestment Area Tax Exemption Agreement with So Much Better, LLC, thereby authorizing an eight-year tax exemption for 100 percent of the value of improvements made to real property located at 635 Main Street in the Central Business District of Cincinnati, in connection with the remodeling of an existing building into approximately 1,920 square feet of commercial space and 1,720 square feet of office space, at a total construction cost of approximately \$557,501.

BACKGROUND/CURRENT CONDITIONS

The property is located at 635 Main Street near the corner of Main and E. 7th Street in the Central Business District. This historic building is approximately 150 years old and currently sits vacant. The building previously was home to the Hathaway Stamp company and at one point was a women's hat shop. Throughout the life of the building, the ground floor has primarily been used as a commercial space, with the remaining floors being used as storage space. This project will renovate the two lower floors of the building into a reception space and law offices. The building is in excellent structural condition and maintains its historic façade.

DEVELOPER INFORMATION

So Much Better, LLC is headed by Christopher P. Finney, owner of Finney Law Firm, the Project's future commercial tenant. Mr. Finney and his affiliated companies have been involved in several development projects, including the restoration and conversion of the adjacent property, 633 Main Street, into three residential condos and a hair salon. Other projects that Mr. Finney and his associates have completed include the renovation of a 16,000 sq. ft. office space at 7373 Beechmont Avenue, the renovation of a 14-unit office building in Ft. Thomas, Kentucky, the development and sale of the Massie's Point and Todd's Fork residential subdivisions, and the ownership and sale of numerous other residential units around the region.

CRA Agreement – 636 Main Street So Much Better, LLC Page 2

RECOMMENDATION

The Administration recommends approval of this Emergency Ordinance so that the Developer can commence construction as soon as possible.

Attachment: Project Outline and Proposed Incentive

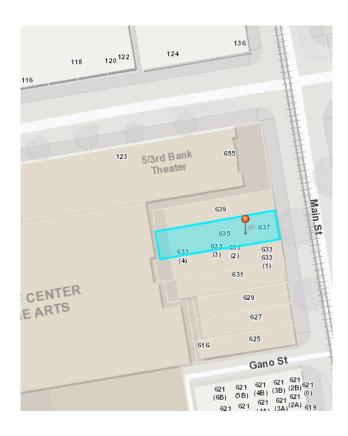
Copy: Markiea L. Carter, Director, Department of Community & Economic Development

Project Outline

Project Name	635 Main Street
Street Address	635 Main Street
Neighborhood	Downtown
Property Condition	Primarily Vacant Building
Project Type	Renovation
Project Cost	Hard Construction Costs: \$557,501
	Acquisition Costs: \$199,000
	Soft Costs: \$83,575
Private Investment	Private Financing: None
	Developer Equity: \$840,076
Sq. Footage by Use	Commercial: 1,920 sq. ft.
	Office: 1,720 sq. ft.
Rent Ranges	\$23.35 per sq. ft.
Jobs and Payroll	Created FTE Positions: 9
	Total Payroll for Created FTE Positions: \$987,596
	Average Salary for Created FTE Positions: \$109,733
	Construction FTE Positions: 1
	Total Payroll for Construction FTE Positions: \$50,000
Location and Transit	Located within the Central Business District; Walk
	Score of 96, Transit Score of 80, and Bike Score of 64
Community Engagement	Developer has met with surrounding property owners
Plan Cincinnati Goals	Compete Initiative Area Goal 2 (p. 114-120), Sustain
	Initiative Area Goal 2 (p.193-198)

Project Image and Site Map





Proposed Incentive

Incentive Terms	8-year, net 52%
Incentive Application Process	Commercial CRA – Downtown Streetcar Area (Non-
	LEED)
"But For"	Without Abatement: Year 5: 8% (stabilized vacancy)
	With Abatement: Year 5: 10% (stabilized vacancy)
Environmental Building Certification	Non-LEED
VTICA	Streetcar VTICA – 15%
SBE/MBE/WBE Goals	SBE Goal of 30%
Other Incentives & Approvals	Developer is pursuing residential tax abatements for
	condominium units being created on the third and
	fourth floors of the building outside the scope of the
	commercial portion of this project.

Potential Taxes Forgone & Public Benefit

Taxes Forgone	Value
Annual Net Incentive to Developer	\$4,972
Total Term Incentive to Developer	\$39,774
City's Portion of Property Taxes Forgone (Term)	\$0
City's TIF District Revenue Forgone (Term)	\$55,837

Public Benefit		Value
	Annual	\$3,155
CPS PILOT	Total Term	\$25,241
	Annual	\$1,434
VTICA	Total Term	\$11,473
Income Tax Total Term (Maximum)		\$143,114
Total Public Benefit (CPS PILOT, VTICA, Income Tax)		\$179,828

Total Public Benefit ROI*	\$4.52
City's ROI**	\$2.56

 $[\]star$ This figure represents the total dollars returned for public purposes (City/Schools/Other) over the benefit received.

^{**}This figure represents the total income tax generated for the City over the City's property taxes forgone.

EMERGENCY

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- 2023

APPROVING AND AUTHORIZING the City Manager to execute a Community Reinvestment Area Tax Exemption Agreement with So Much Better, LLC, thereby authorizing an eight-year tax exemption for 100 percent of the value of improvements made to real property located at 635 Main Street in the Central Business District of Cincinnati, in connection with the remodeling of an existing building into approximately 1,920 square feet of commercial space and approximately 1,720 square feet of office space, at a total construction cost of approximately \$557,501.

WHEREAS, to encourage the development of real property and the acquisition of personal property, Council by Ordinance No. 274-2017 passed on September 27, 2017, designated the area within the corporate boundaries of the City of Cincinnati as a "Community Reinvestment Area" pursuant to Ohio Revised Code ("R.C.") Sections 3735.65 through 3735.70 (the "Statute"); and

WHEREAS, Ordinance No. 275-2017 passed by Council on September 27, 2017, as amended by Ordinance No. 339-2018, passed by Council on October 31, 2018, sets forth certain additional policies, conditions, and limitations regarding newly constructed or remodeled commercial and residential structures in the Community Reinvestment Area; and

WHEREAS, effective October 23, 2017, the Director of Development of the State of Ohio determined that the area within the corporate boundaries of the City of Cincinnati contains the characteristics set forth in the Statute and confirmed such area as a Community Reinvestment Area under the Statute; and

WHEREAS, So Much Better, LLC (the "Company") desires to remodel an existing building on real property at 635 Main Street located within the corporate boundaries of the City of Cincinnati into approximately 1,920 square feet of commercial space and 1,720 square feet of office space (the "Improvements"), provided that the appropriate development incentives are available to support the economic viability of the Improvements; and

WHEREAS, to provide an appropriate development incentive for the Improvements, the City Manager has recommended a Community Reinvestment Area Tax Exemption Agreement, in substantially the form of Attachment A to this ordinance, to authorize a real property tax exemption for the Improvements in accordance with the Statute; and

WHEREAS, the property is located within the Cincinnati City School District; and

WHEREAS, the Board of Education of the Cincinnati City School District (the "Board of Education"), pursuant to that certain Tax Incentive Agreement effective as of April 28, 2020 (as may be amended, the "Board of Education Agreement"), has approved exemptions of up to 100 percent of Community Reinvestment Area projects, waived advance notice and the right to

review such projects, and waived sharing or allocation of municipal income taxes in connection with such projects; and

WHEREAS, pursuant to the Board of Education Agreement, the Company has entered into (or will enter into) an agreement with the Board of Education requiring the Company to pay the Board of Education amounts equal to 33 percent of the exempt real property taxes; and

WHEREAS, the Company has represented that it has entered into (or will enter into) a voluntary tax incentive contribution agreement with a third-party organization for amounts equal to fifteen percent of the exempt real property taxes, which funds shall be committed by the third-party organization to support the streetcar that specially benefits the property; and

WHEREAS, the City's Department of Community and Economic Development estimates that the real property tax exemption for the Improvements will provide an annual net benefit to the Company in the amount of approximately \$4,972; and

WHEREAS, the Improvements do not involve relocation of part or all of the Company's operations from another county or municipal corporation in Ohio or, if there is relocation, notice has been given per R.C. Section 3735.673; now, therefore,

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

Section 1. That Council approves a Community Reinvestment Area Tax Exemption Agreement with So Much Better, LLC (the "Agreement"), thereby authorizing an eight-year tax exemption for 100 percent of the assessed value of improvements to be made to real property located at 635 Main Street in Cincinnati, as calculated by the Hamilton County Auditor, in connection with the remodeling of an existing building into approximately 1,920 square feet of commercial space and approximately 1,720 square feet of office space, to be completed at a total construction cost of approximately \$557,501.

Section 2. That Council authorizes the City Manager:

- (i) to execute the Agreement on behalf of the City of Cincinnati (the "City") in substantially the form of Attachment A to this ordinance; and
- (ii) to submit on behalf of Council annual reports on the Agreement to the Director of the Ohio Department of Development, in accordance with Ohio Revised Code Section 3735.672, and to the Board of Education of the Cincinnati City School District, as necessary; and

(iii) to take all necessary and proper actions to fulfill the City's obligations under the Agreement.

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 allow the remodeling described in this ordinance and the corresponding revitalization of the City of Cincinnati and the benefits to the City's economic welfare to begin at the earliest possible time.

Passed:	, 2023	
		Aftab Pureval, Mayor
Attest:Cle	erk	

Contract No.	
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Community Reinvestment Area Tax Exemption Agreement

This Community Reinvestment Area Tax Exemption Agreement (this "<u>Agreement</u>") is made and entered into as of the Effective Date (as defined on the signature page hereof) by and between the CITY OF CINCINNATI, an Ohio municipal corporation (the "<u>City</u>"), and SO MUCH BETTER, LLC, an Ohio limited liability company (the "<u>Company</u>").

Recitals:

- A. The City, through the adoption of Ordinance No. 274-2017 on September 27, 2017, designated the entire City of Cincinnati as a Community Reinvestment Area to encourage the development of real property and the acquisition of personal property in that area, pursuant to Ohio Revised Code Sections 3735.65 through 3735.70 (the "Statute").
- B. In accordance with the Statute, the Ohio Director of Development has forwarded to the City the Director's determination dated October 23, 2017, stating that the findings contained in Ordinance No. 274-2017 are valid and that the entire City is a Community Reinvestment Area under the Statute. By such determination, the Director of Development of the State of Ohio determined that the area within the corporate boundaries of the City of Cincinnati contains the characteristics set forth in the Statute and confirmed such area as a Community Reinvestment Area under the Statute.
- C. The Council of the City of Cincinnati has also passed Ordinance No. 275-2017 as of September 27, 2017, as amended by Ordinance No. 339-2018, passed on October 31, 2018, Ordinance No. 370-2020, passed on November 12, 2020, and Ordinance No. 24-2022, passed on February 2, 2022 (as amended, the "Commercial Policy Ordinance"), which sets forth certain additional policies, conditions and limitations regarding newly constructed or remodeled commercial and residential structures in the Community Reinvestment Area.
- D. The Company is the sole owner of certain real property within the City, located at 635 Main Street, Cincinnati, Ohio 45202 (the "Property"), as further described in Exhibit A (Legal Description of Property) hereto. Notwithstanding the foregoing, the Property shall not include any residential condominiums being developed in connection with the Project (as defined below) (the "Excluded Property"), and the Company acknowledges and agrees that the City's Community Reinvestment Area program entails separate applications by the owner of any residential condominium units included within the Project. For the avoidance of doubt, the Excluded Property shall not be exempt under this Agreement; however, this provision shall not be deemed to prohibit any owners from time to time of any Excluded Property from separately applying for a tax abatement in accordance with applicable law.
- E. The Company has proposed the remodeling of a building located on the Property, within the boundaries of the City of Cincinnati, as more fully described in Section 1 herein (the "Project"); provided that the appropriate development incentives are available to support the economic viability of the Project.
- F. The Statute provides that if any part of a project is to be used for commercial or industrial purposes, including projects containing five or more dwelling units, in order to be eligible for tax exemption the City and the Company must enter into an agreement pursuant to Ohio Revised Code Section 3735.671 prior to commencement of construction or remodeling.
- G. The City, having appropriate authority under the Statute for this type of project, agrees (as provided herein and subject to all conditions herein) to provide the Company with the tax exemption incentives stated herein, available under the Statute, for development of the Project.

- H. The Company has submitted to the City an application for this tax exemption agreement (the "Application"), a copy of which is attached hereto as Exhibit B, has remitted with the Application the City application fee of One Thousand Two Hundred Fifty Dollars (\$1,250) made payable to the City.
- I. The Director of the City's Department of Community and Economic Development has recommended approval of the Application on the basis that the Company is qualified by financial responsibility and business experience to create and preserve employment opportunities and improve the economic climate of the City.
- J. The Board of Education of the Cincinnati City School District (the "Board of Education"), pursuant to that certain *Tax Incentive Agreement* effective as of April 28, 2020, has approved exemptions of up to one hundred percent (100%) of Community Reinvestment Area projects, waived advance notice and right to review such projects, and waived sharing or allocation of municipal income taxes in connection with such projects.
- K. The Company has entered into (or will enter into) an agreement with the Board of Education requiring the Company to pay the Board of Education amounts equal to thirty-three percent (33%) of the full amount of exempt real property taxes that would have been paid to Hamilton County if this Agreement were not in effect (the "Board of Education Agreement").
- L. The Company represents and warrants to the City that the Company and its major tenants, if any, do not intend to relocate part or all of their operations to the City from another county or municipal corporation in the State of Ohio (the "State").
- M. The Company represents that within the past three (3) years neither the Company, nor any related member of the Company nor any entity to which the Company is a successor has discontinued operations at a project site in the State during the term of a property tax exemption agreement (under Ohio Revised Code Section 3735.671, 5709.62, 5709.63 or 5709.632) applicable to that site, and the Company acknowledges that misrepresentation hereunder will result in voiding of this Agreement.
- N. The Company represents and warrants to the City that the Company is not subject to an Enterprise Zone Agreement with the City of Cincinnati for the Property or the Project.
- O. City Council passed (i) Motion No. 201401368 on November 19, 2014, establishing a tax incentive policy that incentivizes each applicant for a real property tax abatement in the neighborhoods of Downtown and OTR to enter into a voluntary tax incentive contribution agreement with a third-party organization ("VTICA") for an amount equal to a percentage of the real property taxes that would have been payable on the abated property but for the City-authorized tax abatement (the "VTICA Contribution"), which funds shall be committed by a third-party organization to support the streetcar that specially benefits the abated property, and (ii) Motion No. 201501592 on December 16, 2015, which established that the VTICA Contribution to be recognized by the Director of the Department of Community and Economic Development is 15% of the real property taxes that would have been payable on the abated property but for the City-authorized tax abatement. The Commercial Policy Ordinance confirmed that such motions have not been superseded and remain the will of Council.
- P. The Company acknowledges that the Streetcar will specially benefit the Project due to (a) the Streetcar's enhancement of public transit options in such neighborhoods and (b) the anticipated increase in property values attributable to public investment in Streetcar infrastructure.

Q.	The Company represents and warrants to the City that the Company has entered or will enter into
	a VTICA and shall pay the VTICA Contribution each year for the full term of the abatement.

R.	This Agreement has	been authorized by 0	Ordinance No	-2023, passed by	Cincinnati	City
	Council on	, 2023.				-

S. In determining to recommend and authorize this Agreement, the Department of Community and Economic Development and City Council, respectively, have acted in material reliance on the Company's representations in the Application and herein regarding the Project including, but not limited to, representations relating to the number of jobs to be created and/or retained by the Company, the Board of Education Agreement, the VTICA Contribution, and the Project's effect in promoting the general welfare of the people of Cincinnati by, for example, encouraging the development of real property located in the Community Reinvestment Area and thereby promoting economic growth and vitality in Cincinnati.

NOW, THEREFORE, pursuant to Ohio Revised Code Section 3735.67(A) and in conformity with the format required under Ohio Revised Code Section 3735.671, in consideration of the mutual covenants contained herein and the benefit to be derived by the parties from the execution hereof, the parties agree as follows:

Project. Upon issuance of the necessary zoning and building approvals, the Section 1. Company agrees to remodel the existing building on the Property to create approximately 1,920 square feet of commercial space and approximately 1,720 square feet of office space (the "Improvements") at an estimated aggregate cost of \$557,501 to commence after the execution of this Agreement and to be completed no later than January 1, 2026; provided, however, that the Director of the Department of Community and Economic Development (the "Housing Officer") may, in his or her discretion, extend such deadline for a period of up to 12 months by written notice if, in the Director's judgment, the Company is proceeding in good faith towards completion. The remodeling shall be in compliance with applicable building code requirements and zoning regulations. In addition to the foregoing, (A) the Project shall comply with the Americans with Disabilities Act, together with any and all regulations or other binding directives promulgated pursuant thereto (collectively, the "ADA"), and (B) if (i) any building(s) within the Project is subject to the accessibility requirements of the ADA (e.g., by constituting a "place of public accommodation" or another category of structure to which the ADA is applicable) and (ii) such building(s) is not already required to meet the Contractual Minimum Accessibility Requirements (as defined below) pursuant to the ADA, applicable building code requirements, or by any other legal requirement, then the Company shall cause such building(s) to comply with the Contractual Minimum Accessibility Requirements in addition to any requirements pursuant to the ADA and the applicable building code or legal requirement. As used herein, "Contractual Minimum Accessibility Requirements" means that a building shall, at a minimum, include (1) at least one point of entry (as used in the ADA), accessible from a public right of way, with respect to which all architectural barriers (as used in the ADA) to entry have been eliminated, and (2) if such accessible point of entry is not a building's primary point of entry, conspicuous signage directing persons to such accessible point of entry.

Real Property Tax Exemption. Subject to the satisfaction of the conditions set forth in this Agreement, the City approves exemption from real property taxation, pursuant to and to the fullest extent authorized by the Statute, of 100% of the amount by which the Improvements increase the assessed value of the Property as determined by the Hamilton County Auditor, for a period of 8 years, provided that the Company shall have entered into the Board of Education Agreement. Within 120 days after completion of the Project (unless otherwise extended in writing by the City's Housing Officer), the Company must file the appropriate application for tax exemption with the City's Housing Officer. The Company is solely responsible to take this action. Upon receipt of the application for tax exemption, the City will proceed with the exemption authorized by this Agreement. In accordance with Ohio Revised Code Section 3735.67, the exemption is conditioned on verification by the Housing Officer of (A) the completion of remodeling. (B) the cost of remodeling, (C) the facts asserted in the application for exemption, and (D) if a remodeled structure is a structure of historical or architectural significance as designated by the City, state or federal government, that the appropriateness of the remodeling has been certified in writing by the appropriate agency. If the required verification is made, the Housing Officer will forward the exemption application to the Hamilton County Auditor with the necessary certification by the Housing Officer. Subject to the conditions set forth in this Agreement, the exemption commences the first tax year for which the Improvements would first be taxable were the Improvements not exempted from taxation. The dates provided in this paragraph refer to tax years in which the subject property is assessed, as opposed to years

in which taxes are <u>billed</u>. No exemption shall commence after tax year 2026 nor extend beyond the <u>earlier</u> of (i) tax year 2033 or (ii) the end of the eighth (8th) year of exemption.

- Section 3. <u>Use; Maintenance; Inspections</u>. The Company shall use the Property solely for the purposes described in Section 1 hereof and shall properly maintain and repair the Property throughout the period of tax exemption authorized herein. The Company authorizes the Housing Officer, or the Housing Officer's designees, to enter upon the Property as reasonably required to perform property inspections in accordance with Ohio Revised Code Section 3735.68.
- Section 4. <u>Compliance with Board of Education Agreement</u>. As a condition of the tax exemption authorized under this Agreement, the Company agrees to enter into and comply with its obligation under the Board of Education Agreement.
- Section 5. <u>Duty of Company to Pay Taxes</u>. As required by Ohio Revised Code Section 3735.671(B)(3), the Company shall pay such real property taxes as are not exempted under this Agreement and are charged against the Property and shall file all tax reports and returns as required by law. If the Company fails to pay such taxes or file such returns and reports, exemptions from taxation granted or authorized under this Agreement are rescinded beginning with the year for which such taxes are charged or such reports or returns are required to be filed and continuing thereafter.
- Section 6. <u>Company Certifications Regarding Non-Delinquency of Tax Obligations.</u> As required by Ohio Revised Code Section 3735.671(B)(4), the Company certifies that at the time this Agreement is executed, the Company does not owe any delinquent real or tangible personal property taxes to any taxing authority of the State, and does not owe delinquent taxes for which the Company is liable under Ohio Revised Code Chapters 5735, 5739, 5741, 5743, 5747 or 5753, or if such delinquent taxes are owed, the Company currently is paying the delinquent taxes pursuant to an undertaking enforceable by the State or an agent or instrumentality thereof, has filed a petition in bankruptcy under 11 U.S.C. §101, et seq., or such a petition has been filed against the Company. For the purposes of this certification, delinquent taxes are taxes that remain unpaid on the latest day prescribed for payment without penalty under the chapter of the Ohio Revised Code governing payment of those taxes.
- Section 7. Covenant of Satisfaction of Tax and Other Obligations. In accordance with Ohio Revised Code Section 9.66, (A) the Company affirmatively covenants that it does not owe: (i) any delinquent taxes to the State or to a political subdivision of the State; (ii) any moneys to the State or a State agency for the administration or enforcement of any environmental laws of the State; or (iii) any other moneys to the State, a State agency or a political subdivision of the State that are past due, regardless of whether the amounts owed are being contested in a court of law or not; (B) the Company authorizes the City and/or the State to inspect the personal financial statements of the Company, including tax records and other similar information not ordinarily open to public inspection; and (C) the Company authorizes the Ohio Environmental Protection Agency and the Ohio Department of Taxation to release information to the City and or other State departments in connection with the above statements. As provided by statute, a knowingly false statement under this section may be prosecuted as a first degree misdemeanor under Ohio Revised Code Section 2921.13, may render the Company ineligible for any future economic development assistance from the State or any political subdivision of the State, and will result in the City requiring the Company's repayment of any assistance provided by the City in connection with the Project.
- Section 8. <u>City Cooperation</u>. As required by Ohio Revised Code Section 3735.671(B), upon specific request from the Company, the City shall perform such acts as are reasonably necessary or appropriate to effect, claim, reserve and maintain exemptions from taxation granted under this Agreement including, without limitation, joining in the execution of all documentation and providing any necessary certificates required in connection with such exemptions.
- Section 9. <u>Continuation of Exemptions</u>. As provided in Ohio Revised Code Section 3735.671(B), if for any reason the City revokes the designation of the City of Cincinnati as a Community Reinvestment Area, entitlements granted under this Agreement shall continue for the number of years specified under this Agreement, unless the Company materially fails to fulfill its obligations under this

Agreement and the City terminates or modifies the exemptions from taxation authorized pursuant to this Agreement.

Section 10. <u>City Not Liable</u>. The Company acknowledges that the exemption authorized in this Agreement is subject to approval and implementation by the appropriate state and/or county taxing authorities. The Company acknowledges that the City does not give any guarantee or assurance that the exemption approved in this Agreement will be so approved, and the Company agrees that in no event shall the Company seek to hold the City liable in any way in the event such exemption is not granted or implemented.

Section 11. Small Business Enterprise Program.

- A. <u>Compliance with Small Business Enterprise Program</u>. The policy of the City is that a fair share of contracts be awarded to Small Business Enterprises (as such term is defined in Cincinnati Municipal Code ("<u>CMC</u>") Section 323-1-S, "<u>SBEs</u>"). Pursuant to CMC Section 323-11, the City's annual goal for SBE participation shall be thirty percent (30%) of the City's total dollars spent for construction (as such term is defined in CMC Section 323-1-C4), supplies (as such term is defined in CMC Section 323-1-S) and professional services (as such term is defined in CMC Section 323-1-P2). Accordingly, the Company shall use its best efforts and take affirmative steps to achieve the City's goal of voluntarily meeting thirty percent (30%) SBE participation. A list of SBEs may be obtained from the City's Department of Economic Inclusion. The Company may refer interested firms to the City's Department of Economic Inclusion for review and possible certification as an SBE. The Company shall comply with the provisions of CMC Chapter 323, including without limitation taking at least the following affirmative steps:
 - (i) Including qualified SBEs on solicitation lists.
 - (ii) Assuring that SBEs are solicited whenever they are potential sources. The Company must advertise, on at least two separate occasions, both in local minority publications and in other local newspapers of general circulation, invitations to SBEs to provide services, to supply materials, or to bid on construction contracts, as applicable.
 - (iii) When economically feasible, dividing total requirements into small tasks or quantities so as to permit maximum SBE participation.
 - (iv) If any subcontracts are to be let, the Company shall require the prime contractor (if different from the Company) to take the above affirmative steps.
 - (v) Prior to the commencement of work under any subcontracts, the Company shall provide to the City a list of such subcontractors, including information as to the dollar amount of the subcontracts and such other information as may be requested by the City. The Company shall update the report monthly.
 - (vi) The Company shall periodically document its best efforts and affirmative steps to meet the above SBE participation goals by submitting such information as may be requested from time to time by the City.
- B. Remedies for Noncompliance with Small Business Enterprise Program. Failure of the Company or its contractors and subcontractors to take the affirmative steps specified above, to provide fair and equal opportunity to SBEs, or to provide technical assistance to SBEs as may be necessary to reach SBE participation as set out in CMC Chapter 323 may be construed by the City as failure of the Company to use its best efforts, and, in addition to other remedies under this Agreement, may be a cause for the City to file suit in Common Pleas Court to enforce specific performance of the terms of this Section. The provisions of CMC Section 323-99 are hereby incorporated by reference into this Agreement.
- Section 12. <u>Jobs</u>. The Company represents that, as of the date of the execution of this Agreement, the Company and its major tenants have (a) no existing employment at the Property, (b) 4 full-time equivalent employees in the City of Cincinnati, with a total annual payroll of \$425,000 (the "<u>Retained Jobs</u>"), (c) 11 full-time equivalent employees in Union Township, Clermont County, Ohio, and (d) 5 full-time equivalent employees at another location in the State.

Section 13. <u>Job Creation and Retention</u>.

- A. <u>Jobs to be Retained by Company</u>. The Company agrees to use its best efforts to relocate and retain the Retained Jobs to the Property in connection with the Project.
- B. <u>Jobs to be Created by Company</u>. The Company agrees to use its best efforts to create (i) 9 full-time permanent jobs, and (ii) 1 full-time temporary construction job at the Property in connection with the Project. In the case of the construction jobs, the job creation and retention period shall be concurrent with remodeling, and in the case of the other jobs described herein, the job creation period shall begin upon completion of remodeling and shall end three (3) years thereafter.
- C. <u>Company's Estimated Payroll Increase</u>. The Company's increase in the number of employees will result in approximately (i) \$987,596 of additional annual payroll with respect to the full-time permanent jobs, and (ii) \$50,000 of additional annual payroll prior to the completion of the Project with respect to the full-time temporary construction job.
- D. <u>Community Reinvestment Area Employment</u>. The Company shall (i) adopt hiring practices to ensure that at least twenty-five percent (25%) of the new employees shall be residents of the City of Cincinnati and (ii) give preference to residents of the City relative to residents of the State who do not reside in the City when hiring new employees under this Agreement.
- E. <u>Posting Available Employment Opportunities</u>. To the extent allowable by law, the Company shall use its best efforts to post available employment opportunities within the Company's organization or the organization of any subcontractor working with the Company with the Ohio Means Jobs Center, 1916 Central Parkway, Cincinnati, Ohio 45214-2305, through its Employer Services Unit Manager at 513-746-7200.
- Section 14. <u>Equal Employment Opportunity</u>. This Agreement is subject to the City's Equal Employment Opportunity Program contained in CMC Chapter 325. The Equal Employment Opportunity Clause in CMC Section 325-9 is incorporated by reference in this Agreement. The term "Company" is substituted for "Contractor" throughout CMC Section 325-9 in the context of this Agreement.
- Section 15. Compliance with Immigration and Nationality Act. In the performance of its obligations under this Agreement, the Company agrees to comply with the provisions of the Immigration and Nationality Act codified at 8 U.S.C. §§ 1324a(a)(1)(A) and (a)(2). Any noncompliance with such provisions shall be solely determined by either the federal agencies authorized to enforce the Immigration and Nationality Act or the U.S. Attorney General, in accordance with Executive Order 12989 of the U.S. President dated February 13, 1996, and as amended by Executive Order 13465 of the U.S. President dated June 6, 2008.
- Section 16. Default. As provided in Ohio Revised Code Section 3735.671(B), if the Company materially fails to fulfill its obligations under this Agreement, or if the City determines that the certification as to delinquent taxes required by this Agreement (Section 6 hereof) or the covenant of satisfaction of tax and other obligations (Section 7 hereof) is fraudulent, the City may terminate or modify the exemptions from taxation granted or authorized under this Agreement and may require the repayment by the Company of the amount of taxes that would have been payable had the Improvements not been exempted from taxation pursuant to this Agreement. A modification of exemption may be in the form of reduction in the number of years that eligible property is exempt and/or a reduction in the exemption percentage. The City shall provide written notice to the Company prior to finding the Company in default under this section. The notice shall provide the Company with not less than thirty (30) days to cure the default prior to City termination or modification of the exemptions under this Agreement. The City may extend the cure period as reasonably necessary under the circumstances. In the event of such termination or modification, the City is authorized to so notify the appropriate taxing authorities in order to effect the termination or modification. If repayment of previously exempt taxes is required by the City under this Section, such amount shall be paid as directed by the City within thirty (30) days of written demand. The City may secure repayment of such taxes by a

lien on the Property in the amount required to be repaid. Such a lien shall attach, and may be perfected, collected, and enforced, in the same manner as a mortgage lien on real property, and shall otherwise have the same force and effect as a mortgage lien on real property. Amounts due and not paid when due under this Section 16 shall bear interest at the rate specified in Ohio Revised Code Section 1343.03(A) (as in effect on the date of the City's payment demand).

Section 17. <u>Annual Review and Report</u>. As required by Ohio Revised Code Sections 3735.671(B)(5) and 5709.85, the Company shall provide to the City's Tax Incentive Review Council (or to the City Manager if so requested by the City) any information reasonably required by the Council or the City Manager to evaluate the Company's compliance with this Agreement, including returns filed pursuant to Ohio Revised Code Section 5711.02 if requested by the Council or City Manager. The performance of the Company's obligations stated in this Agreement shall be subject to annual review by the City's Tax Incentive Review Council (the "<u>Annual Review and Report</u>"). The Company shall submit information for the Annual Review and Report to the City no later than March 1 of each year.

Section 18. Revocation.

- Generally. Pursuant to Ohio Revised Code Section 3735.68, the housing officer shall make annual inspections of the properties within the community reinvestment area upon which are located structures or remodeling for which an exemption has been granted under Ohio Revised Code Section 3735.67. If the housing officer finds that the property has not been properly maintained or repaired due to the neglect of the Company, the housing officer may revoke the exemption at any time after the first year of exemption. If the Company has materially failed to fulfill its obligations under this Agreement, or if the owner is determined to have violated division (E) of that section (see Section 18(B) of this Agreement), City Council, subject to the terms of the agreement, may revoke the exemption at any time after the first year of exemption. The housing officer or City Council shall notify the county auditor and the Company that the tax exemption no longer applies. If the housing officer or legislative authority revokes a tax exemption, the housing officer shall send a report of the revocation to the community reinvestment area housing council and to the tax incentive review council established pursuant to section 3735.69 or 5709.85 of the Revised Code, containing a statement of the findings as to the maintenance and repair of the property, failure to fulfill obligations under the written agreement, or violation of division (C) of Ohio Revised Code Section 3735.671, and the reason for revoking the exemption.
- B. <u>Prior Statutory Violations</u>. The Company represents and warrants to the City that it is not prohibited by Ohio Revised Code Section 3735.671(C) from entering into this Agreement. As required by Ohio Revised Code Section 3735.671(B)(7), exemptions from taxation granted or authorized under this Agreement shall be revoked if it is determined that the Company, any successor to the Company or any related member (as those terms are defined in division (C) of Ohio Revised Code Section 3735.671) has violated the prohibition against entering into this Agreement under division (C) of Ohio Revised Code Section 3735.671 or under Ohio Revised Code Sections 5709.62, 5709.63, or 5709.632 prior to the time prescribed by that division or either of those sections.

Section 19. <u>False Statements; Penalties; Material Representations.</u>

A. <u>Generally</u>. As required in connection with Ohio Revised Code Section 9.66(C), the Company affirmatively covenants that it has made no false statements to the State or the City in the process of obtaining approval for this Agreement. If any representative of the Company has knowingly made a false statement to the State or the City to obtain approval for this Agreement, or if the Company fails to provide any information expressly required under the Application, the Company shall be required to immediately return all benefits received under this Agreement (by payment of the amount of taxes exempted hereunder, paid as directed by the City within thirty (30) days of written demand) and the Company shall be ineligible for any future economic development assistance from the State, any State agency or any political subdivision of the State pursuant to Ohio Revised Code Section 9.66(C)(1). Amounts due and not paid under this Section 19 shall bear

interest at the rate of twelve percent (12%) per year. Any person who provides a false statement to secure economic development assistance (as defined in Ohio Revised Code Section 9.66) may be guilty of falsification, a misdemeanor of the first degree, pursuant to Ohio Revised Code Section 2921.13(F)(1), which is punishable by fine of not more than One Thousand Dollars (\$1,000) and/or a term of imprisonment of not more than six (6) months.

Material Representations - Board of Education Agreement and VTICA. The Parties acknowledge and agree that a material failure by the Company to comply with its representations concerning the Board of Education Agreement or VTICA Contribution shall constitute an event of default for purposes of Section 16 (Default) and the basis for revocation under Section 18 (Revocation). Subject to the terms of the VTICA, if the VTICA is unenforceable for reasons of infeasibility or otherwise, the Company shall enter into alternative arrangements providing for the economic equivalent of the VTICA Contribution in order to support the streetcar. Such arrangements may include, but are not limited to, providing for the economic equivalent of the VTICA Contribution through formation of a special improvement district. For purposes of this Section 19.B, alternative arrangements must result in services substantially similar to those that would have been supported through the VTICA and at a value that is the economic equivalent of the VTICA Contribution, which value shall not be required to exceed the VTICA Contribution amount that would have been payable by the Company. Any determination of infeasibility or mechanism for providing alternative arrangements is subject to approval by the City at its sole discretion. Nothing in this Section 19.B shall operate to limit the City's enforcement authority under this Agreement including, without limitation, Section 16, Section 18, and Section 19.A.

Section 20. <u>Conflict of Interest</u>. The Company covenants that, to the Company's knowledge, no employee of the City has any personal interest, direct or indirect, in any matters pertaining to the Project, and the Company agrees to take appropriate steps to prevent any employee of the City from obtaining any such interest throughout the term of this Agreement.

Section 21. <u>Annual Fee.</u> The Company shall pay an annual fee of Five Hundred Dollars (\$500) or one percent (1%) of the annual taxes exempted under this Agreement, whichever is greater, but not to exceed Two Thousand, Five Hundred Dollars (\$2,500) per annum. This fee is due with submission of the information for Annual Review and Report by March 1 of each year.

Section 22. <u>Discontinued Operations</u>. As provided in Ohio Revised Code Section 3735.671(C), if, prior to the expiration of the term of this Agreement, the Company discontinues operations at the Project so that the Property is no longer being used for the purposes described in Section 1 hereof, then the Company, its successors, and any related member shall not enter into an agreement under Ohio Revised Code Sections 3735.671, 5709.62, 5709.63, or 5709.632, and no legislative authority shall enter into such an agreement with the Company, its successors or any related member prior to the expiration of three (3) years after the discontinuation of operations. As used in this Section 22, "successors" and "related member" shall have the meanings set forth in Ohio Revised Code Section 3735.671(C).

Section 23. <u>Notices</u>. Unless otherwise specified herein, each party shall address written notices, demands and communications in connection with this Agreement to the other party as follows (or to such other address as is communicated in accordance with this Section):

To the City:

City of Cincinnati
Attention: Director of the Department of Community and Economic Development
Centennial Plaza Two, Suite 700
805 Central Avenue
Cincinnati, Ohio 45202

To the Company:

So Much Better, LLC Attention: Christopher P. Finney 4270 Ivy Pointe Blvd., Suite 225 Cincinnati, Ohio 45245

If the Company sends a notice to the City alleging that the City is in default under this Agreement, the Company shall simultaneously send a copy of such notice to: City Solicitor, City of Cincinnati, 801 Plum Street, Room 214, Cincinnati, OH 45202.

- Section 24. <u>Acknowledgment of City Participation</u>. The Company agrees to acknowledge the support of the City on construction signs, project and exhibition signage, and any publicity such as that appearing on the internet, television, cable television, radio, or in the press or any other printed media. In identifying the City as a Project partner, the Company shall use either the phrase "Project Assistance by the City of Cincinnati" or a City of Cincinnati logotype or other form of acknowledgement that has been approved in advance in writing by the City.
- Section 25. <u>Entire Agreement</u>. This Agreement and the Exhibits attached hereto constitute the entire agreement between the City and the Company with respect to the subject matter herein, superseding any prior or contemporaneous agreement with respect thereto.
- Section 26. <u>Governing Law</u>. This Agreement is entered into and is to be performed in the State. The City and the Company agree that the law of the State of Ohio shall govern the rights, obligations, duties and liabilities of the parties to this Agreement and shall govern the interpretation of this Agreement.
- Section 27. <u>Waiver</u>. The City's waiver of any breach by the Company of any provision of this Agreement shall not constitute or operate as a waiver by the City of any other breach of such provision or of any other provisions, nor shall any failure or delay by the City to enforce any provision hereof operate as a waiver of such provision or of any other provision.
- Section 28. <u>Severability</u>. This Agreement shall be severable; if any part or parts of this Agreement shall for any reason be held invalid or unenforceable by a court of competent jurisdiction, all remaining parts shall remain binding and in full force and effect.
- Section 29. <u>Amendment</u>. This Agreement may be modified or amended only by a written agreement duly executed by the parties hereto or their representatives.
- Section 30. <u>Non-Assignment</u>. As required by Ohio Revised Code Section 3735.671(B)(6), this Agreement is not transferable or assignable by the Company without the express written approval of the City Manager of the City. If the Company has entered into a Board of Education Agreement or VTICA in connection with the Property, the City shall not approve the assignment of this Agreement unless the assignee has assumed the Company's remaining obligations under the Board of Education Agreement and VTICA, as applicable. Failure to assign or otherwise perform the Company's obligations under the Board of Education Agreement or VTICA upon transfer of the Property during the term of the tax abatement authorized by this Agreement shall be basis for revocation of the tax exemption under Section 18.
- Section 31. <u>Recording.</u> At its election, the City may record this Agreement at the City's expense in the Hamilton County Recorder's Office.
- Section 32. <u>Legislative Action Required</u>. As provided in Ohio Revised Code Section 3735.671, the Company and the City acknowledge that this Agreement must be approved by formal action of the City Council of the City as a condition for this Agreement to take effect. Notwithstanding anything to the contrary herein, this Agreement shall take effect after the later of the date of such approval or the final date of execution of this Agreement by all parties.

- Section 33. Additional Representations and Warranties of Company. The Company represents and warrants that (a) it is duly organized and existing and it has full power and authority to take, and has taken, all action necessary to execute and deliver this Agreement and any other documents required or permitted to be executed or delivered by it in connection with this Agreement, and to fulfill its obligations hereunder; (b) no notices to, or consents, authorizations or approvals of, any person are required (other than any already given or obtained) for its due execution, delivery and performance of this Agreement; and (c) this Agreement has been duly executed and delivered by it and constitutes the legal, valid and binding obligation of the Company.
- Section 34. <u>Certification as to Non-Debarment</u>. The Company represents that neither it nor any of its principals is presently debarred by any federal, state, or local government agency. In completing the Project, the Company shall not solicit bids from any contractors or subcontractors who are identified as being debarred by any federal, state, or local government agency. If the Company or any of its principals becomes debarred by any federal, state, or local government agency during the term of this Agreement, the company shall be considered in default under this Agreement.
- Section 35. <u>Appeals</u>. Pursuant to Ohio Revised Code Section 3735.70, a person aggrieved under the Statute or this Agreement may appeal to the community reinvestment area housing council, which shall have the authority to overrule any decision of a housing officer. Appeals may be taken from a decision of the council to the court of common pleas of the county where the area is located.

Section 36. Wage Enforcement.

- (i) <u>Applicability</u>. Council passed Ordinance No. 22-2016 on February 3, 2016, which ordained Chapter 326 (Wage Enforcement) of the Cincinnati Municipal Code (the "<u>Wage Enforcement Chapter</u>"). The Wage Enforcement Chapter was then amended by Ordinance No. 96-2017, passed May 17, 2017. As amended, the Wage Enforcement Chapter imposes certain requirements upon persons entering into agreements with the City whereby the City provides an incentive or benefit that is projected to exceed \$25,000, as described more particularly in the Wage Enforcement Chapter. Cincinnati Municipal Code Section 326-5 requires that the language below be included in contracts subject to the Wage Enforcement Chapter.
- (ii) Required Contractual Language. Capitalized terms used, but not defined, in this clause (ii) have the meanings ascribed thereto in the Wage Enforcement Chapter.
- (a) This contract is or may be subject to the Wage Enforcement provisions of the Cincinnati Municipal Code. These provisions require that any Person who has an Agreement with the city or with a Contractor or Subcontractor of that Person shall report all Complaints or Adverse Determinations of Wage Theft and Payroll Fraud (as each of those terms is defined in Chapter 326 of the Cincinnati Municipal Code) against the Contractor or Subcontractors to the Department of Economic Inclusion within 30 days of notification of the Complaint or Adverse Determination.
- (b) If this contract is subject to the Wage Enforcement provisions of Chapter 326 of the Cincinnati Municipal Code, the Person entering into this contract is required to include provisions in solicitations and contracts regarding a Development Site that all employers, Contractors or Subcontractors performing or proposing to perform work on a Development Site provide an initial sworn and notarized "Affidavit Regarding Wage Theft and Payroll Fraud" on a form prescribed by the city manager or his or her designee and, within 30 days of an Adverse Determination or Complaint of Wage Theft or Payroll Fraud, shall provide an "Amended Affidavit Regarding Wage Theft and Payroll Fraud" on a form prescribed by the city manager or his or her designee.
- (c) If this contract is subject to the Wage Enforcement provisions of Chapter 326 of the Cincinnati Municipal Code, the Person entering into this contract is required to authorize, and does hereby specifically authorize, any local, state or federal agency, court, administrative body or other entity investigating a complaint of Wage Theft or Payroll Fraud against the Person (collectively "investigative bodies") to release to the City's Department of Economic Inclusion any and all evidence, findings,

complaints and determinations associated with the allegations of Wage Theft or Payroll Fraud upon the City's request and further authorizes such investigative bodies to keep the City advised regarding the status of the investigation and ultimate determination. If the investigative bodies require the Person to provide additional authorization on a prescribed form or in another manner, the Person shall be required to provide such additional authorization within 14 days of a request by the City.

- (d) If this Agreement is subject to the Wage Enforcement provisions of Chapter 326 of the Cincinnati Municipal Code, the Person entering into this Agreement shall include in its contracts with all Contractors language that requires the Contractors to provide the authorizations set forth in subsection (c) above and that further requires each Contractor to include in its contracts with Subcontractors those same obligations for each Subcontractor and each lower tier subcontractor.
- (e) If this Agreement is subject to the Wage Enforcement provisions of Chapter 326 of the Cincinnati Municipal Code, the Person entering into this Agreement shall post a conspicuous notice on the Development Site throughout the entire period work is being performed pursuant to the Agreement indicating that the work being performed is subject to Cincinnati Municipal Code Chapter 326, Wage Enforcement, as administered by the City of Cincinnati Department of Economic Inclusion. Such notice shall include contact information for the Department of Economic Inclusion as provided by the department.
- (f) Under the Wage Enforcement provisions, the City shall have the authority, under appropriate circumstances, to terminate this contract or to reduce the incentives or subsidies to be provided under this contract and to seek other remedies, including debarment.
- Section 37. <u>Legal Requirements</u>. In completing and operating the Project, the Company shall comply with all applicable statutes, ordinances, regulations, and rules of the government of the United States, State of Ohio, County of Hamilton, and City of Cincinnati.
- Section 38. <u>Counterparts and Electronic Signatures</u>. This Agreement may be executed by the parties hereto in two or more counterparts and each executed counterpart shall be considered an original but all of which together shall constitute one and the same instrument. This Agreement may be executed and delivered by electronic signature; any original signatures that are initially delivered electronically shall be physically delivered as soon as reasonably possible.

Remainder of this page intentionally left blank. Signature page follows.

Executed by the parties on the dates indicated below, effective as of the later of such dates (the "Effective Date").

CITY OF CINCINNATI, an Ohio municipal corporation	SO MUCH BETTER, LLC an Ohio limited liability company		
By:	By: Printed Name:		
	Title:		
Approved as to Form:			
Assistant City Solicitor			
Certified Date:			
Fund/Code:			
Amount:			
Bv:			

Karen Alder, City Finance Director

Exhibit A to CRA Agreement

LEGAL DESCRIPTION OF PROPERTY

TO BE ATTACHED

Exhibit B to CRA Agreement

APPLICATION FOR TAX EXEMPTION

TO BE ATTACHED

202301980

To: Mayor and Members of City Council

From: Sheryl M. M. Long, City Manager

Subject: Emergency Ordinance - Chapter 324 Extension

Attached is an Emergency Ordinance captioned:

REPEALING existing Chapter 324, "Minority and Women Business Enterprise Program," of the Cincinnati Municipal Code, and **ORDAINING** in its place new Chapter 324, "Minority and Women Business Enterprise Program."

The Administration recommends passage of this Emergency Ordinance.

cc: Laura Castillo, Interim Director, Economic Inclusion Virginia Tallent, Assistant City Manager

EMERGENCY

CMZ

- 2023

REPEALING existing Chapter 324, "Minority and Women Business Enterprise Program," of the Cincinnati Municipal Code, and **ORDAINING** in its place new Chapter 324, "Minority and Women Business Enterprise Program."

WHEREAS, existing CMC Chapter 324 was ordained effective January 1, 2016 based on the findings of a disparity study that analyzed the historical procurements of the City during the five-year period January 1, 2009 through December 31, 2013; and

WHEREAS, under the standards established by the United States Supreme Court, public minority business enterprise ("MBE") and women business enterprise ("WBE") programs must have a sunset date; and

WHEREAS, existing Chapter 324 automatically will expire on October 2, 2023; and

WHEREAS, under the standards established by the United States Supreme Court, the continuation of public MBE and WBE programs must be narrowly tailored to remedy the disparities identified by a relatively recent disparity study; and

WHEREAS, a new disparity study was conducted by Griffin & Strong, PC to analyze the City's historical procurements during a more current five-year period from January 1, 2016 through December 31, 2020; and

WHEREAS, the Final Disparity Report dated February 2023 (the "Disparity Study Report") identified statistically significant disparities in the participation of MBEs and WBEs in City contracts that differ in some respects from the statistically significant disparities identified by the previous study, which analyzed an earlier period of City procurements; and

WHEREAS, the statistically significant disparities identified by the Disparity Study Report require adjustments to current MBE and WBE programs, including the addition of Hispanic American-owned firms to those eligible for MBE certification, the narrow tailoring of eligibility of Asian American-owned firms and African American-owned firms for MBE certification, and the narrow tailoring of eligibility for WBE certification to non-minority, women-owned firms; and

WHEREAS, there is a compelling governmental interest in ensuring opportunities for full and fair participation of all segments of the business community in the City's relevant geographic market area, including MBEs and WBEs, in City contracts; and

WHEREAS, the Disparity Study Report included recommendations for both race- and gender-neutral and race- and gender-conscious remedies for the identified statistically significant disparities in the participation of MBEs and WBEs in City contracts; and

WHEREAS, it is the desire of Council to remedy the statistically significant disparities in the utilization of MBEs and WBEs in City contracts for construction, professional services including architectural and engineering services, other services, and supplies through both race- and gender-neutral programs and narrowly tailored race- and gender-conscious programs designed to permit full and fair participation of MBEs and WBEs; now, therefore,

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

Section 1. That existing Chapter 324, "Minority and Women Business Enterprise Program," of the Cincinnati Municipal Code, scheduled to expire on October 2, 2023, is hereby repealed effective as of October 1, 2023.

Section 2. That the following Chapter 324, "Minority and Women Business Enterprise Program," of the Cincinnati Municipal Code is hereby ordained effective as of October 1, 2023:

Chapter 324 MINORITY AND WOMEN BUSINESS ENTERPRISE PROGRAM

Sec. 324-1. Definitions.

For the purpose of this chapter, the words and phrases defined in the sections hereunder shall have the meanings therein respectively ascribed to them, unless a different meaning is clearly indicated by the context.

Sec. 324-1-A. Affiliation; Affiliate.

"Affiliation" and "affiliate" shall have the same meaning as provided in section 323-1-A of the Cincinnati Municipal Code or its successor.

Sec. 324-1-A1. African American.

"African American" means a U.S. citizen or lawfully admitted permanent resident whose ancestry originates from any of the black racial groups of Africa.

Sec. 324-1-A2. Asian American.

"Asian American" means a U.S. citizen or lawfully admitted permanent resident whose ancestry originates from the Far East, Southeast Asia, the Indian subcontinent, or the Pacific Islands.

Sec. 324-1-B. Bid.

"Bid" shall have the same meaning as provided in section 321-1-B1 of the Cincinnati Municipal Code or its successor.

Sec. 324-1-B1. Board.

"Board" shall mean the Certification Appeals Board.

Sec. 324-1-C. Certification.

"Certification" or "recertification" shall mean a minority business enterprise ("MBE") or women business enterprise ("WBE") that meets the qualification criteria set forth in this chapter and in the rules and regulations promulgated under the authority of this chapter for participation in the MBE or WBE programs in the appropriate construction, professional services, other services, or supplies category for which the contract is being awarded and is formally approved by the director or the director's designee as having met such criteria. Certification or recertification relates to qualifications regarding ownership and control of the business and not the quality of the service or product offered.

Sec. 324-1-C1. Cincinnati Market Area.

"Cincinnati market area," as determined by the disparity study report dated February 2023, includes all of Hamilton County, Ohio and is the area in which firms must have an operating office in order to be considered for certification as an MBE or WBE.

Sec. 324-1-C2. City Purchasing Agent.

"City purchasing agent" shall have the same meaning as provided in section 321-1-C of the Cincinnati Municipal Code or its successor.

Sec. 324-1-C3. Commercially Useful Function.

"Commercially useful function" shall have the same meaning as provided in section 323-1-C2 of the Cincinnati Municipal Code, or its successor, except that the phrase "MBE or WBE" shall be substituted for the phrase "SBE, SLBE or ELBE" wherever those terms appear in the definition.

Sec. 324-1-C4. Compliance.

"Compliance" shall mean a determination by the director that a utilization plan for MBE and WBE participation in a particular contract complies with this chapter, that the contractor has managed the contract as provided in the MBE/WBE utilization plan, and that the contractor or prospective contractor has otherwise complied with this chapter.

Sec. 324-1-C5. Construction.

"Construction" shall have the same meaning as provided in section 323-1-C4 of the Cincinnati Municipal Code or its successor.

Sec. 324-1-C6. Contract.

"Contract" shall mean a contract in excess of \$50,000, except contracts listed by the city purchasing agent as exempt and approved by the city manager, for:

- (a) Construction;
- (b) Professional Services;
- (c) Services; or
- (d) Supplies.

Sec. 324-1-C7. Contract Participation Goals.

"Contract participation goals" shall mean the actual commitment made by an awarded vendor to utilize MBE and WBE firms in the performance of the work, as determined by the director upon review and verification of the information on the subcontractor utilization plan submitted with the awarded vendor's bid or response to an RFP or RFQ. The contract participation goals shall be incorporated into the awarded vendor's contract.

Sec. 324-1-C8. Contracting Agency.

"Contracting agency" shall mean the City agency, department, independent board, or authorized representative that issues an invitation to bid, RFP, or RFQ.

Sec. 324-1-C9. Contractor.

"Contractor" shall mean an individual, joint venture, or legal entity with a written agreement to provide goods or services to the city.

Sec. 324-1-C10. Control.

"Control," as it relates to the control of a business by owners who are members of a minority group or women, means that such minority or women owners:

- (a) Possess and actively and continuously exercise the legal authority and power to direct or cause the direction of the management and policies of the business and to make day-to-day and long-term decisions for the business on matters of management, policy, and operations;
- (b) Are not subject to any formal or informal restrictions that limit the discretion customarily within the purview of a business owner; and
- (c) Are not restricted, whether by agreement, by-laws, resolutions, or other arrangements, from making business decisions without the cooperation or vote of any owner who is not a minority or a woman.

Sec. 324-1-D. Department.

"Department" shall mean the department of economic inclusion.

Sec. 324-1-D1. Director.

"Director" shall mean the director of the department of economic inclusion or the director's designee.

Sec. 324-1-D2. Disparity Study.

"Disparity study" means the study undertaken by Griffin & Strong, P.C. that statistically analyzed the City of Cincinnati prime contracts and subcontracts during the period January 1, 2016 through December 31, 2020 to evaluate the use of willing and able minority- and women-owned business enterprises and that is reflected in a final report dated February 2023.

Sec. 324-1-G. Good Faith Efforts.

"Good faith efforts" means the documented efforts of bidders, respondents, and contractors, as applicable, proactively to take all reasonably necessary steps to achieve the MBE and WBE solicitation goals or the MBE and WBE contract participation goals, as applicable. In determining whether a bidder, respondent, or contractor made good faith efforts to achieve the applicable MBE and WBE solicitation goals or MBE and WBE contract participation goals, the director shall consider:

- (a) Evidence of timely attempts and follow-ups, using all reasonable and available means, to solicit all MBE and WBE firms certified by the city to provide goods or services under the applicable commodity codes for which subcontracting opportunities exist;
- (b) Evidence of the unbundling of work into economically feasible components or units to facilitate MBE and WBE participation and solicitation of the work in its unbundled form;
- (c) Evidence that interested MBE and WBE firms were provided adequate and timely information about the plans, specifications, and requirements of the contract to enable them to submit thorough bids or proposals in response to solicitations;
- (d) Evidence of good faith negotiations with interested MBE and WBE firms;
- (e) Evidence that the rejection of any MBE and WBE firms as being unqualified was based on both a thorough investigation of their capabilities and capacity to perform the work and an objective analysis; and
- (f) Evidence of efforts to assist MBE and WBE firms in obtaining bonding, lines of credit, or insurance as required by the contractor where those requirements create an obstacle to MBE and WBE participation.

Acceptable types of documentation of good faith efforts shall be identified in the rules and regulations for this chapter.

Sec. 324-1-H. Hispanic American.

"Hispanic American" means a U.S. citizen or lawfully admitted permanent resident whose ancestry originates from Mexico, Puerto Rico, Cuba, the Dominican Republic, Central America, South America, Spain, Portugal, or other Spanish or Portuguese culture, regardless of race.

Sec. 324-1-I. Independent Operating Business.

"Independent operating business" shall mean a business where ownership is direct, independent, and by individuals only. Businesses that are owned by other businesses that do not qualify under the MBE or WBE eligibility requirements shall not be eligible for certification unless the following conditions are met:

- (a) The minority or women owners own and control the business through a parent company that is a holding company, established for tax, capitalization, or other purposes consistent with industry practice, and the minority or women owners of the parent/holding company control the subsidiary through the parent/holding company; and
- (b) The cumulative ownership by the minority or women owners in the parent/holding company is at least 51 percent.

Sec. 324-1-I1. Invitation to Bid; ITB.

"Invitation to bid" or "ITB" shall have the same meaning as provided in section 321-1-I of the Cincinnati Municipal Code or its successor.

Sec. 324-1-J. Joint Venture.

"Joint venture" shall have the same meaning as provided in section 323-1-J of the Cincinnati Municipal Code or its successor.

Sec. 324-1-M. Minority Business Enterprise; MBE.

"Minority business enterprise" or "MBE" shall mean a business that meets each of the following criteria:

- (a) Is an independent operating business;
- (b) Is a sole proprietorship that is independently owned and controlled by an individual who is a minority group member; a joint venture that is at least 51 percent independently owned and controlled by minority group members; or a partnership, limited liability company, or corporation that is at least 51 percent independently owned and controlled by minority group members;
- (c) The minority group member owners have interest in capital and earnings commensurate with the minority group members' percentage of ownership;
- (d) Has been in operation for at least twelve months before applying for certification;
- (e) Has been at least 51 percent minority-owned for at least twelve months before applying for certification;
- (f) Has an operating office located in the Cincinnati market area; and
- (g) Performs a commercially useful function.

Sec. 324-1-M1. Minority Group Member.

"Minority group member" shall mean a member of the following groups for which the disparity study found a statistically significant underutilization for the following types of contracts:

- (a) For construction: African Americans and Hispanic Americans;
- (b) For professional services, including architecture and engineering: African Americans and Hispanic Americans; and
- (c) For other services: African Americans, Asian Americans, and Hispanic Americans.

Sec. 324-1-N. Native American.

"Native American" shall mean a U.S. citizen or lawfully admitted permanent resident whose ancestry originates from the original people of North America and who maintains cultural identification through tribal affiliation.

Sec. 324-1-O. Operating Office.

"Operating office" shall mean either a principal place of business or significant employee presence within the geographic limits of Hamilton County, Ohio. For purposes of this definition, "significant employee presence" shall mean 25 percent or more of a firm's total number of full- and part-time employees are domiciled within the geographic limits of Hamilton County, Ohio.

Sec. 324-1-P. Points.

"Points" shall mean the quantitative assignment of value for specific response evaluation criteria in the contractor selection process initiated by a request for proposal.

Sec. 324-1-P1. Prime Contractor.

"Prime contractor" shall mean the vendor or contractor to which a purchase order or contract is issued by the city for purposes of providing construction, professional services, other services, or supplies to the city.

Sec. 324-1-P2. Professional Services.

"Professional services" shall mean professional services as defined in section 321-1-P of the Cincinnati Municipal Code or its successor and shall include architectural and engineering services.

Sec. 324-1-R. Regulations; Rules.

"Regulations" or "rules" shall mean the regulations promulgated by the city manager pursuant to section 324-9 of this chapter.

Sec. 324-1-R1. Request for Proposal; RFP.

"Request for proposal" or "RFP" shall have the same meaning as provided in section 321-1-R3 of the Cincinnati Municipal Code or its successor.

Sec. 324-1-R2. Request for Qualifications; RFQ.

"Request for qualifications" or "RFQ" shall have the same meaning as provided in section 321-1-R4 of the Cincinnati Municipal Code or its successor.

Sec. 324-1-S. Services.

"Services" shall mean service as defined in section 321-1-S of the Cincinnati Municipal Code or its successor.

Sec. 324-1-S1. Solicitation Goals.

"Solicitation goals" shall mean the MBE and WBE participation goals established by the director in accordance with sections 324-15(a) and 324-15(b) of this chapter for advertisement as part of the specifications of an ITB, RFP, or RFO covered by this chapter.

Sec. 324-1-S2. Subcontractor.

"Subcontractor" shall mean any vendor or contractor that is providing goods or services to a prime contractor in furtherance of the prime contractor's performance under a purchase order or contract with the city.

Sec. 324-1-S3. Subcontractor Utilization Plan.

"Subcontractor utilization plan" shall mean a document submitted by a bidder with its bid or by a respondent to an RFP or RFQ with its response, on a form required by the director, in which the bidder or respondent commits to utilize specifically identified city-certified MBEs and/or WBEs in a percentage that equals or exceeds the applicable MBE and/or WBE solicitation goals for the contract, except as otherwise noted in this chapter.

Sec. 324-1-S4. Supplier.

"Supplier" shall mean a business that furnishes needed items to a contractor and either is involved in the manufacture or distribution of the supplies or materials or otherwise warehouses and ships the supplies or materials.

Sec. 324-1-S5. Supplies.

"Supplies" shall mean supplies as defined in section 321-1-S2 of the Cincinnati Municipal Code or its successor.

Sec. 324-1-W. Women.

"Women" and "woman" shall mean non-minority U.S. citizens or lawfully admitted permanent residents whose assigned gender at birth is female and those persons whose public-facing gender identity, as defined in section 914-1-G1 of the Cincinnati Municipal Code, is female and for whom the disparity study found a statistically significant underutilization for the following types of contracts: construction, professional services, other services, and supplies.

Sec. 324-1-W1. Women Business Enterprise; WBE.

"Women business enterprise" or "WBE" shall mean a business that meets each of the following criteria:

- (a) Is an independent operating business;
- (b) Is a sole proprietorship that is independently owned and controlled by a woman; a joint venture which is at least 51 percent independently owned and controlled by women; or a partnership, limited liability company, or corporation that is at least 51 percent independently owned and controlled by women;
- (c) The women owners have interest in capital and earnings commensurate with the women's percentage of ownership;
- (d) Has been in operation for at least twelve months before applying for certification;
- (e) Has been at least 51 percent women-owned for at least twelve months before applying for certification;
- (f) Has an operating office located in the Cincinnati market area; and
- (g) Performs a commercially useful function.

Sec. 324-3. Rules of Construction.

- (a) The provisions of this chapter are to be liberally construed in order to accomplish its policies and purposes.
- (b) "Must" and "shall" are mandatory terms used to express a requirement or to impose a duty.
- (c) "Must not," "may not," and "no" are mandatory negative terms used to establish a prohibition.
- (d) All provisions of this chapter are severable. If a court determines that a word, phrase, clause, sentence, paragraph, subsection, section, or other provision is invalid or that the application of any part of the same to any person or circumstances is invalid, the remaining provisions and the application of those provisions to other persons or circumstances shall remain in full force and effect to the maximum extent practicable.
- (e) Unless otherwise specified, the first day of a designated period of time is not to be counted. The last day of a period of time is to be counted unless it is a Saturday, Sunday, or legal holiday observed by the city of Cincinnati.

Sec. 324-5. Legislative Findings, Policy, and Purpose.

- (a) The council of the city of Cincinnati finds, based on the disparity study, that:
 - (1) There is evidence of disparities in the city's utilization of MBEs and WBEs in city purchasing and contracting;
 - (2) There is evidence of the existence in the Cincinnati market area of discriminatory practices and attitudes that impede the full and fair participation of MBEs and/or WBEs

- as prime contractors in city contracts for construction, professional services, other services, and supplies;
- (3) There is evidence of discrimination in the city's contracting process by prime contractors against MBEs and WBEs resulting in the underutilization of MBEs and WBEs as subcontractors in contracts awarded by the city of Cincinnati;
- (4) It is in the best interest of the city to adopt measures to eliminate barriers that prohibit full and fair participation of MBEs and WBEs in city contracts;
- (5) Race- and gender-neutral remedies alone will not adequately remedy existing disparities in city contracting, as evidenced by the fact that the city has had a race- and gender-neutral program for small business enterprises since 1999 and the disparity study found that MBEs and WBEs continue to be underutilized; and
- (6) Race- and gender-conscious remedies also are necessary to provide opportunities for full and fair participation of MBEs and WBEs in city contracts.
- (b) It is the policy of the city of Cincinnati to promote equal business opportunity in the city's contracting process by ensuring full and equitable participation by MBEs and WBEs in the provision of construction, professional services, other services, and supplies to the city on a contractual basis. This policy is intended to further the city's compelling interest in stimulating economic development through the support and empowerment of all segments of the local business community.
- (c) The purpose of the MBE and WBE program is to provide a necessary race- and gender-conscious tool for the city to use, along with its race- and gender-neutral programs, to ensure that all segments of its local business community have a reasonable and significant opportunity to participate in city contracts. The program shall be regularly evaluated using accumulated availability and utilization data to determine whether specific program provisions may require modification, expansion, or curtailment during the effective period of this chapter.

Sec. 324-7. Scope and Effective Period of Chapter.

- (a) This chapter applies to all contracts for construction, professional services, other services, and supplies valued in excess of \$50,000 for which a contractor provides such goods or services to the city.
- (b) This chapter shall remain in effect through October 1, 2028 and shall expire automatically on October 2, 2028 unless, prior to that time, the council of the city of Cincinnati, after authorizing an appropriate study to be undertaken and conducting public hearings, finds that statistically significant disparity continues to exist and extends the effective period of this chapter for up to an additional five years.

Sec. 324-9. Rules and Regulations.

The city manager shall issue and enforce rules and regulations to carry out the meaning and purpose of the MBE and WBE program authorized by this chapter.

Sec. 324-11. MBE and WBE Certification.

- (a) *Requirements*. To be eligible for certification as an MBE, each applicant must meet the definition of an MBE in section 324-1-M of this chapter. To be eligible for certification as a WBE, each applicant must meet the definition of a WBE in section 324-1-W1 of this chapter.
- (b) Certification Process.
 - (1) A business seeking certification as an MBE or WBE must:
 - (A) Submit an application to the department on the prescribed form, affirming under penalty of perjury that the business qualifies as a city of Cincinnati MBE or WBE as those terms are defined in section 324-1-M or section 324-1-W1 of this chapter, respectively; and
 - (B) If requested by the department, provide any and all materials and information necessary to demonstrate active participation in the control, operation, and management of the business.
 - (2) The department will review and evaluate applications and may reject an application based on one or more of the following:
 - (A) The applicant does not meet the requirements of the definition of an MBE or WBE, as applicable;
 - (B) The application is not complete;
 - (C) The application contains false information; or
 - (D) The applicant has not provided materials or information requested by the director.
 - (3) The director will make a certification determination within ninety days after the date the city receives a satisfactorily completed application from the applicant. If certification is denied, the director will notify the applicant in writing and specify the reason(s) for the denial.
 - (4) Firms certified as an MBE or WBE by other public or private agencies must also be certified under this chapter regardless of other certification. The city manager may provide by rules and regulations for an expedited or summary process for certification by the city if the business has a current MBE or WBE certification from agencies specifically identified in those rules and regulations and shall provide for such expedited or summary process for certification as may be required by state or federal law.

- (c) *Period of Certification*. The certification is valid for a two-year period beginning on the date the city certifies the applicant as an MBE or WBE.
- (d) Recertification. Prior to expiration of the two-year certification period, a business that desires recertification must return a completed recertification form as provided by the city and comply with the requirements of subsections (b)(1)(A) and (b)(1)(B) of this section.
- (e) Revocation of Certification.
 - (1) The director shall revoke the certification of a business if it is determined that the business was certified in error; the business no longer meets the definition of an MBE or WBE, as applicable; or the business fails to provide requested information in connection with a certification review conducted by the department.
 - (2) The director shall permanently revoke the certification of a business if it is determined that the certification was fraudulently obtained or that the firm allows its certified MBE or WBE status to be fraudulently used to obtain economic benefits for a firm that is not a city-certified MBE or WBE or for the owners of a firm that is not a city-certified MBE or WBE.
 - (3) The director shall provide the MBE or WBE with written notice of the revocation of certification, subject to the right to request reconsideration and to request a hearing as provided in section 324-35 of this chapter.
 - (4) In addition to certification revocation, any participant in the fraudulent use of city-certified MBE or WBE status for the benefit of another person or entity that is not a city-certified MBE or WBE shall be guilty of a first degree misdemeanor, punishable by imprisonment for up to six months and/or a fine of up to \$1,000.
- (f) Certification Reviews. The department will conduct random certification reviews of certified businesses by auditing them to verify that the information submitted by a business is accurate and that the business remains eligible after certification has been granted. Certification reviews may be conducted for any business for which the city determines a certification review is warranted. Businesses subject to certification reviews must provide the department with any information requested to verify the certification eligibility of the business within seven days of the department's request. Audits may include one or more of the following as reasonably necessary to ensure that all eligibility standards are satisfied:
 - (1) Business owner interviews;
 - (2) Employee and/or subcontractor interviews;
 - (3) Interviews with bidders, contractors, vendors, or suppliers involved in a joint venture or contractual relationship with the MBE or WBE;

- (4) Interviews with any other person who may have knowledge or relevant information relating to a business enterprise's eligibility for certification as an MBE or WBE;
- (5) Record and document review; or
- (6) Job site inspection.

(g) Joint Ventures.

- (1) On a contract-by-contract basis, a city-certified MBE or WBE may apply for certification of a joint venture with another MBE or WBE or with a non-MBE or non-WBE firm.
- (2) The MBE or WBE joint venture participant must be certified by the city in the area of work to be undertaken as a participant in the joint venture.
- (3) A holding company cannot be an MBE or WBE participant in a joint venture.
- (4) The MBE or WBE participant in the joint venture must not be an affiliate of the non-MBE or non-WBE firm.
- (5) The joint venture must have a business structure set forth in a signed written agreement that clearly and specifically defines the participation of each party in the contribution of property, capital, efforts, skills, and knowledge.
- (6) The city-certified MBE or WBE participant in the joint venture must have an interest in the control, management, risks, and operation of the joint venture commensurate with the MBE's or WBE's percentage of participation in the joint venture, and the profit or loss of the joint venture should be distributed between the participants in proportion to their respective interests in the joint venture.
- (7) The city-certified MBE or WBE that is a participant in the joint venture must be responsible for a distinct, clearly defined portion of the work to be performed with its own forces, equal to its share in the ownership, control, and management of the joint venture.
- (8) The certification of a joint venture will be limited to the duration of the contract for which certification as a joint venture was requested and shall terminate upon the earlier of completion of the city contract for which the joint venture was formed or the expiration without renewal or the revocation of certification of the MBE or WBE participant.

Sec. 324-13. Annual Participation Goals for the MBE/WBE Program.

(a) By July 30 of each year, the director, in consultation with the city purchasing agent, shall review and establish the participation goals for MBEs and WBEs in city contracts.

- (b) The purpose of the annual review is to aid the city in its evaluation of the effectiveness of the MBE and WBE program and to identify areas in which the program may need to be modified in order to meet the stated purpose of the program.
- (c) The annual participation goals are not and may not be treated as mandatory quotas.
- (d) By July 30 of each year, the director shall review MBE and WBE participation on all contracts and procurements covered by this chapter to determine the city's progress toward meeting the annual goals, and the director shall report the findings to the city manager.

Sec. 324-15. MBE and WBE Participation Goals.

- (a) (1) Except as provided in section (a)(2) below, the director, in consultation with the city purchasing agent and/or the contracting agency, must establish appropriate goals for MBE and/or WBE participation on each specific solicitation for a contract covered by this chapter or determine that a contract is not appropriate for the MBE/WBE program.
 - (2) The director may establish standard solicitation goals for MBE and WBE participation to be used for solicitations of specifically identified construction, professional services, or other services the city solicits regularly and repetitively and that also involve the same components of work in substantially the same proportion to the overall value of the contract.
 - (A) The director, in consultation with the city purchasing agent, shall consider the following in determining which, if any, repetitive construction, professional services, or other services contracts are appropriate for standard solicitation goals:
 - (i) The historical volume and frequency of the solicitations for those services;
 - (ii) The consistency in availability of city-certified MBEs and WBEs to perform the various components of the work; and
 - (iii) The consistency of MBE and WBE participation historically achieved under city contracts for those services.
 - (B) The standard solicitation goals will apply to all solicitations for those identified construction, professional services, or other services until the goals are reassessed by the director. The director shall reassess the standard solicitation goals, including the continued appropriateness for establishing standard solicitation goals for those services, at least quarterly.
- (b) The director must consider each of the following elements in determining the appropriateness of including a contract solicitation in the MBE and WBE program and setting the solicitation goals:

- (1) The availability in the particular industry classification and industry of the MBEs and WBEs that are qualified and willing to provide goods, expertise, and services required by the contract;
- (2) The level of utilization of MBEs and WBEs in past contracts awarded by the city;
- (3) The contract specifications;
- (4) The extent of any adverse impact on non-MBEs and non-WBEs; and
- (5) Any other factor deemed by the director to be relevant to the determination.
- (c) Once established, the MBE and WBE solicitation goals must be clearly published as part of the contract specifications in the invitation to bid or in the RFP or RFQ.
- (d) The MBE and WBE participation goals specified in the awarded vendor's contract shall be the contract participation goals determined by the director and as defined in section 324-1-C7 of this chapter. The MBE and WBE contract participation goals may be greater than, equal to, or, only in accordance with section 324-22(b)(2)(B) of this chapter, less than the MBE and WBE solicitation goals. The MBE and WBE contract participation goals shall apply to the initial contract amount, to any alternates, and to all subsequent amendments, supplements, extra work orders, change orders, or other modifications that, either individually or in the aggregate, increase the dollar value of the contract by ten percent or more.

Sec. 324-17. Contracting Agency Duties; Unbundling Contracts.

- (a) Every contracting agency must ensure that invitations to bid, RFPs, or RFQs originating with the contracting agency comply with this chapter.
 - (1) All invitations to bid, RFPs, or RFQs must include a requirement that, if an MBE or WBE solicitation goal is applicable, the bidder or respondent must:
 - (A) Make good faith efforts before the opening of bids or deadline for the submission of proposals to meet the applicable contract participation goal; and
 - (B) Keep records of its good faith efforts adequate to permit a determination of compliance with this chapter.
 - (2) Each contract must require the contractor during the term of the contract to:
 - (d) Fulfill the MBE and WBE contract participation goals and the subcontracting commitments specified in the subcontractor utilization plan submitted with the bid or response;
 - (B) Continue to make good faith efforts to utilize certified MBEs and WBEs in the performance of the contract;

- (C) Maintain records reasonably necessary for monitoring compliance with this chapter;
- (D) Make payments to its subcontractors in accordance with section 319-9 of the Cincinnati Municipal Code or its successor; and
- (E) Submit copies of signed agreements with MBEs or WBEs before a notice to proceed is issued or the contractor otherwise begins providing services under the contract.
- (b) The head of each contracting agency, or the head's designee, shall be primarily responsible for achieving the goals of the MBE/WBE program and shall, on a continuing basis, review all aspects of the contracting agency's operations to assure that the purposes of the MBE/WBE program are being served.
- (c) All contracting opportunities must be evaluated to determine whether the total requirements of a contract may be unbundled or divided into smaller contracts to provide reasonable opportunities for participation by MBEs and/or WBEs.

Sec. 324-19. Subcontractor Utilization.

- (a) In addition to any other applicable requirements, invitations to bid, RFPs, and RFQs must include a requirement that the bidder or respondent include in its bid or response one of the following:
 - (1) A certified MBE/WBE subcontractor utilization plan in which the bidder or respondent commits to utilize city-certified MBEs and/or WBEs in a percentage that equals or exceeds the applicable solicitation goals; or
 - (2) If a bidder or respondent is unable to meet the solicitation goals, a subcontractor utilization plan that reflects the highest MBE and WBE participation the bidder or respondent was able to achieve and documentation of its good faith efforts to meet the advertised solicitation goals.
- (b) The subcontractor utilization plan must include the following information:
 - (1) The name of each certified MBE or WBE to which the bidder or respondent intends to award a subcontract;
 - (2) Whether the subcontractor is a city-certified MBE or WBE;
 - (3) The dollar value of each subcontract;
 - (4) The scope of work to be performed under that subcontract; and
 - (5) Any other information the director requires in order to determine whether the city-certified MBE or WBE will be performing a commercially useful function or whether the contract participation goals have been satisfied.

- (c) (1) Bids are non-responsive if they do not include a certified MBE/WBE subcontractor utilization plan that meets or exceeds the solicitation goals or a subcontractor utilization plan that reflects the highest MBE and WBE participation the bidder or respondent was able to achieve and documentation of its good faith efforts to meet the solicitation goals in compliance with section 324-22(a) of this chapter prior to bid opening.
 - (2) Responses to RFPs or RFQs that do not include a certified MBE/WBE subcontractor utilization plan that meets or exceeds the solicitation goals or a subcontractor utilization plan that reflects the highest MBE and WBE participation the bidder or respondent was able to achieve and documentation of its good faith efforts to meet the solicitation goals in compliance with section 324-22(a) of this chapter prior to the deadline for submission of responses may be considered only as provided in section 324-22(b) of this chapter.
 - (3) The director may allow bidders and respondents to submit corrections to subcontractor utilization plans that do not meet the solicitation goals due solely to the following errors in the subcontractor utilization plan, and those bids or responses shall be deemed responsive provided the bidder or respondent corrects only these errors and returns the subcontractor utilization plan to the director within two business days following the director's notification of the error:
 - (A) Obvious mathematical errors;
 - (B) Typographical errors in a subcontractor's city certification type (MBE or WBE); or
 - (C) Errors in either firm names or firm FEIN numbers where those two pieces of information are not associated with the same firms.

No other modifications, changes, or corrections to the subcontractor utilization plan or other documentation submitted with the responses are permitted.

- (d) Each bidder or RFP or RFQ respondent is responsible for verifying that all MBEs and WBEs it identifies as MBE or WBE subcontractors on its subcontractor utilization plan have been certified by the director before bid opening or the deadline for submission of responses.
- (e) During the term of the contract, any failure to comply with the MBE or WBE contract participation goals or to utilize the MBE and WBE firms as specified in the subcontractor utilization plan submitted with the bid or response is a material breach of the contract unless the director has approved a waiver or reduction of contract participation goals and/or a request for substitution of MBE and/or WBE firms as set forth in section 324-23 of this chapter.

Sec. 324-21. City Agency Pre-Solicitation Goal Waiver or Reduction Requests.

(a) A contracting agency may make a written request to the director for a waiver or reduction of the MBE and/or WBE solicitation goals established by the director before bids are solicited or RFPs or RFQs are published.

- (b) The director may grant the waiver or reduction if the director determines that either:
 - (1) The reasonable and necessary requirements of the contract make subcontracting or other participation of businesses other than the bidder or respondent infeasible; or
 - (2) There are not at least two qualified and certified MBEs or WBEs in the Cincinnati market area capable of providing the goods or services, despite feasible attempts to locate them.
- (c) If the director denies a request to waive or reduce an MBE or WBE solicitation goal, the contracting agency may appeal that denial to the city manager.

Sec. 324-22. Vendor Good Faith Efforts to Meet Goals.

- (a) A bidder or respondent that is unable to meet the established MBE and/or WBE solicitation goals must submit at the time of bid opening or at or before the deadline for submission of responses to an RFP or RFQ a subcontractor utilization plan that reflects the highest MBE and WBE participation the bidder was able to achieve and documentation of its good faith efforts to meet the advertised goals.
- (b) The director will review submitted documentation of good faith efforts only in the event no bid or response that is determined by the city purchasing agent to be lowest and best or most advantageous and therefore eligible for award meets the MBE or WBE contract participation goals.
 - (1) For RFPs and RFQs for which no respondent met the goals, the city purchasing agent may allow all respondents an additional three business days after notice to submit documentation of good faith efforts each made prior to the deadline for submission of responses to the RFP or RFQ. Respondents that fail to submit such documentation of good faith efforts within that period shall be nonresponsive and ineligible for award.
 - (2) The director shall evaluate each bidder's and respondent's documentation of their good faith efforts considering the factors in section 324-1-G of this chapter, and the director shall report the results of that evaluation and the maximum MBE and WBE participation achieved by each bidder and respondent to the city purchasing agent.
 - (A) A contract shall not be awarded to a bidder or respondent whose documentation does not demonstrate good faith efforts to meet the solicitation goals as determined by the director.
 - (B) If no other bidder or respondent met the solicitation goals, the city purchasing agent may award a contract to a bidder or respondent for which the director made a determination that the bidder or respondent demonstrated good faith efforts to meet the goals.

- (i) For an invitation to bid, the contract participation goals shall be those the director determined to be the maximum commitment achieved by the awarded bidder on its subcontractor approval plan.
- (ii) For an RFP or RFQ, the contract participation goals shall be the higher of the goals the director determined to be the maximum commitment achieved by the awarded respondent on its subcontractor approval plan or the goals negotiated with the awarded vendor by the city purchasing agent in consultation with the director.

Sec. 324-23. Requests for Post-Award Waivers or Reductions of Contract Participation Goals; Substitution of MBEs or WBEs.

- (a) After award of a contract, if the contractor is unable to meet the established MBE and/or WBE contract participation goal(s) through the use of the MBEs and WBEs specified by the contractor in the subcontractor utilization plan submitted with its bid or response, the contractor must seek a substitute certified MBE or WBE to fulfill its commitment.
 - (1) Any proposed substitution of a city-certified MBE listed on the contractor's subcontractor utilization plan with another city-certified MBE or proposed substitution of a city-certified WBE listed on the contractor's subcontractor utilization plan with another city-certified WBE shall require the written approval of the director.
 - (2) If a contractor has established the basis for a substitution to the satisfaction of the director, the contractor may seek the assistance of the director in obtaining a new applicable certified MBE or WBE as a substitute.
- (b) If, after making good faith efforts, the contractor is unable to find a qualified, city-certified MBE or WBE substitute, as applicable, that is capable of performing the work on the contract, the contractor must request a post-award waiver from the director, which, if granted, will permit the contractor to substitute another MBE or WBE that is not certified by the city or a non-MBE or non-WBE for the city-certified firm.
- (c) A request for approval of an MBE or WBE substitute or a post-award waiver must meet all of the following criteria:
 - (1) Be in writing;
 - (2) Document the reasons for the contractor's inability to meet its original MBE or WBE subcontractor utilization commitment with an MBE or WBE listed on the contractor's MBE/WBE subcontractor utilization plan; and
 - (3) Document either the name and qualifications of the proposed substitute certified MBE or WBE or the good faith efforts made to find a substitute qualified and certified MBE or WBE.

(d) The director's decision to permit or deny a proposed substitution or waiver, and the basis of any denial, shall be communicated to the contractor, the MBE or WBE originally listed on the subcontractor utilization plan, and any proposed substitute MBE or WBE in writing.

Sec. 324-25. Chapter Inapplicable to Sole Source, Emergency Acquisitions, Cooperative/State Procurements, and Direct Awards.

Unless the city manager or city purchasing agent determines that application of the provisions of this chapter to a particular contract is practical and in the best interest of the city, the provisions of this chapter do not apply to a particular contract if the city purchasing agent determines:

- (a) There is only a single or sole source for the needed goods or services as provided in section 321-85, section 321-86, or any related or successor sections of the Cincinnati Municipal Code;
- (c) It is in the best interest of the city to use a direct award as provided in section 321-87 of the Cincinnati Municipal Code or its successor;
- (d) It is in the best interest of the city to procure compatible equipment accessories or replacement parts, to use the original manufacturer for supplies, to procure public utility services, or to procure supplies for trial use or testing without competition as provided in chapter 321 of the Cincinnati Municipal Code;
- (d) The city purchasing agent makes a written determination that an emergency procurement is appropriate as provided in section 321-89 of the Cincinnati Municipal Code or its successor;
- (e) It is in the best interest of the city to procure goods or services through a cooperative contract or state contract as provided in section 321-97 of the Cincinnati Municipal Code or its successor; or
- (f) The city purchasing agent and, as applicable, the city manager, determine it is in the best interest of the city to award a professional services contract without competition in accordance with city administrative regulations.

Sec. 324-27. Counting MBE and WBE Participation.

A bidder, a respondent to an RFP or RFQ, or a contractor may only be credited with MBE or WBE participation as follows:

- (a) Only city-certified MBEs and WBEs may be counted toward solicitation goals and only as follows:
 - (1) A certified MBE or WBE that submits a bid or proposal as a prime contractor may count 100 percent of the dollar value of the work it intends to perform with its own forces toward the applicable MBE or WBE solicitation goal.

- (2) Only businesses that were certified by the director as an MBE or WBE prior to bid opening or the deadline for submission of a response to an RFP or RFQ and were certified at that time to perform the work described in the subcontractor utilization plan submitted with the bid or response may be counted toward the applicable solicitation goal.
- (3) Only that portion of the work to be performed by a joint venture that is equal to the percentage of the certified MBE or WBE participant's ownership, control, and identified contract performance may be counted toward the applicable MBE or WBE solicitation goal.
- (4) The entire value of the identified utilization of a certified WBE manufacturer or a certified WBE supplier that also manufactures the goods supplied may be counted toward the WBE solicitation goal.
- (5) Twenty-five percent of the value of the identified utilization of a certified WBE supplier that is a wholesaler warehousing the goods supplied may be counted toward the WBE solicitation goal.
- (6) The fees or commissions charged by a certified MBE or WBE insurance company or travel agent may be counted toward the applicable solicitation goal, provided the fee is reasonable and not excessive as compared with fees or commissions customarily allowed for similar services.
- (7) No planned utilization of a certified MBE or WBE that intends to subcontract more than ten percent of the dollar amount of the services to be performed under a subcontract with the bidder or with a respondent to an RFP or RFQ may be counted toward the applicable MBE or WBE solicitation goal. An MBE's or a WBE's necessary expenditures for the purchase of materials, equipment, or supplies that are incidental to the performance of its services shall not be counted toward this ten percent limitation.
- (8) A certified MBE or WBE may not be counted toward the applicable MBE or WBE solicitation goal if the prime contractor has a financial interest in, has an interest in the ownership or control of, or is significantly involved in the operation of the certified MBE or WBE
- (b) Only city-certified MBEs and WBEs may be counted toward contract participation goals and only as follows:
 - (1) A certified MBE or WBE awarded a contract as a prime contractor may count 100 percent of the dollar value of the work it actually performs with its own forces toward the applicable MBE or WBE contract participation goal.

- (2) Only payments to certified MBEs or WBEs that perform a commercially useful function in the performance of work for which they are certified may be counted toward the applicable contract participation goal.
 - (A) To determine whether a certified MBE or WBE is performing a commercially useful function, the director must evaluate:
 - (i) The amount of work subcontracted;
 - (ii) Industry practices;
 - (iii) Whether the amount the MBE or WBE is to be paid under the contract is commensurate with the work it actually performs and with the MBE or WBE credit claimed for its performance of the work; and
 - (iv) Any other factors deemed by the director to be relevant to the determination.
 - (B) If the director initially determines that an MBE or WBE is not performing a commercially useful function, the director shall give written notice to the MBE or WBE, and the MBE or WBE may provide written documentation to the director within seven days that evidences it is or will be performing a commercially useful function for work it has been certified by the city to perform.
 - (C) The decision of the director after submission of such additional evidence by the MBE or WBE, or seven days after written notice of the initial determination if no additional evidence is submitted, shall be final and conclusive.
- (3) Only that portion of the payment to a joint venture that is equal to the percentage of ownership, control, and contract performance of the certified MBE or WBE participant in the joint venture may be counted toward the applicable MBE or WBE contract participation goal.
- (4) The entire expenditure with a certified WBE manufacturer or a certified WBE supplier that also manufactures the goods supplied may be counted toward the WBE contract participation goal.
- (5) Twenty-five percent of the payment to a certified WBE supplier that is a wholesaler warehousing the goods supplied may be counted toward the WBE contract participation goal.
- (6) The fees or commissions charged by a certified MBE or WBE insurance company or travel agent may be counted toward the applicable contract participation goal, provided the fee is reasonable and not excessive as compared with fees or commissions customarily allowed for similar services.

- (7) No payments made to a certified MBE or WBE that subcontracts more than ten percent of the dollar amount of the services to be performed under a subcontract with the prime contractor may be counted toward the applicable MBE or WBE contract participation goal. An MBE's or a WBE's expenditures for the purchase of materials, equipment, or supplies that are incidental to the performance of its services under its subcontract shall not be counted toward this ten percent subcontracting limitation.
- (8) A certified MBE or WBE may not be counted toward the applicable MBE or WBE contract participation goal if the prime contractor has a financial interest in, has an interest in the ownership or control of, or is significantly involved in the operation of the certified MBE or WBE.

Sec. 324-29. Prime Contractor Capacity-Building Initiatives Authorized.

To promote the award of city contracts to city-certified MBEs or WBEs in an effort to remedy identified disparities in city prime contracts historically awarded to MBEs or WBEs, preference points may be awarded as provided in section 324-31 of this chapter to a response submitted by a city-certified MBE or WBE to an RFP or RFQ for professional services, and price preferences may be applied as provided in section 324-33 of this chapter to a bid submitted by a city-certified MBE or WBE for supplies and other services prime contracts.

Sec. 324-31. Preference Points for Professional Services Prime Contracts.

- (a) A city-certified MBE or WBE that submits a response to an RFP or RFQ for a professional services contract may be awarded up to ten evaluation preference points.
- (b) Preference points for joint ventures that include city-certified MBE or WBE participants must be allocated on a pro rata basis in the same proportion to which a clearly defined portion of the work to be performed by the MBE or WBE with its own forces and equal to its share in the ownership, risks, performance, management, and control of the joint venture bears to the total work to be performed under the contract.

Sec. 324-33. Price Preferences for Other Services and Supplies Prime Contracts.

The city may award a prime contract for other services or supplies to a city-certified MBE or WBE that submits a bid that is no more than five percent greater than the lowest and otherwise best bid unless either of the following applies:

- (a) The award to the MBE or WBE would result in a total contract cost that is, on an annual basis, \$25,000 or more higher than the lowest and otherwise best bid; or
- (b) The award to the MBE or WBE would cause the total contract cost to exceed the city's budgeted funding for the contract.

Sec. 324-35. Request for Reconsideration and Appeal of Denial of Certification.

(a) Noncompliance and Denial of Certification. Upon a denial by the director of an application for certification or recertification as an MBE or WBE under this chapter, the director shall notify the affected party in writing by certified mail at the address provided

by the applicant on the application, setting forth the reasons for the denial of certification or recertification.

(b) Request for Reconsideration.

- (1) Any applicant denied certification or recertification as an MBE or WBE or whose certification has been revoked may request the director to reconsider the denial or revocation by filing a written request for reconsideration with the director within fourteen days of the date the notice of denial or revocation decision is mailed, which request shall state with specificity the factual grounds supporting certification.
 - (A) In the event such notice sent by certified mail is returned as refused or unclaimed, the director shall send the notice via regular U.S. mail, postage pre-paid. Provided the notice sent by regular U.S. mail is not returned as undeliverable within ten days, the notice shall be presumed to have been delivered, and a written request for reconsideration must be filed with the director within ten days of the date the notice was mailed.
 - (B) The request for reconsideration may be accompanied by any supporting documents the applicant believes supports approval of the application or supports continued certification.
- (2) Within thirty days of receipt of a request for reconsideration, the director must review the request and all relevant documents submitted in support thereof and render a written decision that states with specificity the reasons for the decision. The decision on reconsideration shall be sent by certified mail to the address provided by the applicant on the application.
- (3) If, upon reconsideration, the director affirms the denial of certification or recertification or affirms the revocation of certification, the applicant may request a hearing before the certification appeals board by filing a written notice of appeal with the director within fourteen days of the date the notice of decision on reconsideration is mailed. In the event such notice sent by certified mail is returned as refused or unclaimed, the director shall send the notice via regular U.S. mail, postage pre-paid. Provided the notice sent by regular U.S. mail is not returned as undeliverable within ten days, the notice shall be presumed to have been delivered and a written request for hearing must be filed with the director within ten days of the date the notice was mailed.
- (c) Certification Appeals Board. The city manager shall establish a certification appeals board for the purpose of reviewing and either affirming or overruling the director's disposition of an application for certification or recertification as an MBE or WBE or the director's revocation of MBE or WBE certification. The board shall be comprised of five members, one of whom shall be appointed by the mayor and four of whom shall be appointed by the city manager. The members must be knowledgeable about the city's procurement laws, rules and regulations, and procedures, including this chapter, and shall serve for a period of two years. A chairperson shall be elected by the members of the board. Included on the board shall be:

- (1) At least one member with demonstrated experience in the field of finance and accounting;
- (2) At least one member with demonstrated experience in the field of construction;
- (3) At least one member with demonstrated experience with MBE and WBE matters; and
- (4) At least one member with demonstrated legal experience with business associations and business structures.
- (d) Notice of Hearing Date and Hearing.
 - (1) Within three business days of receipt of a written notice of appeal, the director shall forward the notice to the certification appeals board.
 - (2) The board shall set a hearing date not more than 28 days from the date of receipt of the notice of appeal forwarded by the director. The board shall cause notice of the hearing to be served upon all parties by certified mail. Such notice shall set forth the adverse determination by the director from which the appeal was taken and the errors identified by the applicant. The notice also shall state the date, time, and place of the hearing. If the certified mail notice is returned as refused or unclaimed, the notice of hearing shall be mailed by regular U.S. mail, postage pre-paid, and will be deemed to have been received if it is not returned as undeliverable within ten days of mailing.
 - (3) All parties shall be provided a fair and impartial hearing and shall be allowed to produce any evidence that supports and substantiates the information submitted with the application for certification or recertification or the decision made by the director.
- (e) *Decision*. Within seven days of the conclusion of the hearing, the board shall render its decision, which shall be to affirm, modify, or reverse the denial of certification or recertification or the revocation of certification by the director, and shall state the reason(s) for such decision. The board shall decide whether the director's determination was in accordance with the law. If the board finds for the applicant, the business shall be certified or recertified as an MBE or WBE and added to the appropriate certification list maintained by the department. The decision of the board shall be final, subject to the right of further appeal as may be provided by law.

Sec. 324-37. Duties of the Department of Economic Inclusion.

The department or, as applicable, the director shall have the following functions and duties associated with the programs set forth in this chapter:

- (a) Review and make determinations on applications for certification of MBEs and WBEs;
- (b) Maintain a directory of MBEs and WBEs certified under this chapter;
- (c) Provide information and needed assistance to MBEs and WBEs;

- (d) Investigate alleged violations of this chapter and, when appropriate, make written recommendations to the city manager for remedial action;
- (e) Develop and distribute all forms, applications, and documents necessary to comply with this chapter;
- (f) Maintain statistics on and regularly review the progress toward achieving the annual goals for the utilization of MBEs and WBEs;
- (g) Monitor contractors throughout the duration of their contracts to ensure that all efforts are made to comply with this chapter; and
- (h) Certify compliance with this chapter before contracts are submitted to the city manager for execution.

Sec. 324-39. City Maintained Records and Reports.

- (a) The effectiveness of this program will be measured by a review of data indicating prime and subcontract awards to city-certified MBEs and WBEs. Program effectiveness measurements also will include efforts by the city's contracting agencies to provide prime contracting opportunities for city-certified MBEs and WBEs. At the end of each contract, after receipt of the information required by subsection (b) of this section, the department will prepare a report on the utilization of firms in the MBE and WBE program. Data in this report will include information on the gross income size of the firms participating on each contract, the race and gender of each contractor and subcontractor performing work under the contract, and the total payments made to each contractor and subcontractor performing work under the contract.
- (b) At the end of a contract, the director shall require the prime contractor to report to the department the identity of each city-certified MBE and/or WBE to which the contractor awarded a subcontract for the purchase of construction services, professional services, other services, and supplies and the total payments made to each city-certified MBE and/or WBE.
- (c) The director shall prepare a quarterly consolidated report based on a compilation and analysis of the reports submitted by each project manager and procurement officer, information provided by the finance department, and the reports submitted by prime contractors. This record-keeping system will identify and assess MBE and WBE contract awards, prime contractors' progress in achieving MBE and WBE subcontract participation, and other MBE and WBE development and contracting efforts. Specifically, the department in conjunction with all city contracting agencies, will maintain records showing:
 - (1) Awards to MBEs and WBEs, including names of contractors and subcontractors, nature of the work and services performed, and the percentage of MBE and WBE participation per contract. The department will obtain regular reports from prime contractors on their progress in meeting contractual MBE and WBE commitments;
 - (2) Specific efforts to identify and award contracts to MBEs and WBEs;

- (3) Copies of direct mailings to MBEs and WBEs;
- (4) Pre-bid conference information;
- (5) Requests for assistance from the MBEs and WBEs interested in bidding or proposing on city contracts and subcontracts;
- (6) Workshops, seminars, and training programs conducted for MBEs and WBEs;
- (7) Efforts to assist MBEs and WBEs in acquiring bonding and insurance; and
- (8) Contracts for which a waiver of MBE or WBE participation has been obtained.
- (d) The director will prepare quarterly MBE and WBE development reports for submission to council. These reports shall be disaggregated by minority group as defined in Section 324-1-M1 of this chapter and shall include:
 - (1) The number of contracts awarded to MBEs and WBEs;
 - (2) A description of the general categories of contracts awarded to MBEs and WBEs;
 - (3) The dollar value of contracts awarded to MBEs and WBEs;
 - (4) The percentage of the dollar value of all contracts awarded to MBEs and WBEs during the preceding year;
 - (5) The actual dollar amount paid to MBE, WBE and non-M/WBE vendors as prime or subcontractors; and
 - (6) The percentage of the dollar amount paid to MBEs and WBEs compared to the total amount paid under the contracts.

Sec. 324-41. MBE and WBE Resource Information.

The department and purchasing division will make the following available to MBEs and WBEs upon request:

- (a) Procedures outlining specific steps on how to bid;
- (b) Prerequisites for bidding on contracts;
- (c) Information on how plans and specifications can be obtained;
- (d) Names of persons to contact concerning questions on bid documents;
- (e) Names of procurement officers and office hours;

- (f) Types of supplies and services purchased by the city; and
- (g) Explanations of standard contract implementation procedures and requirements concerning such matters as timely performance of work, contract changes, and payment schedules.

Sec. 324-43. MBE and WBE Directory.

The department will create a city-certified MBE and WBE directory that lists city-certified MBEs and WBEs categorized by certification type and the work for which the firms are certified to perform to facilitate identifying businesses with capabilities relevant to a particular specification. Each business listing will contain the business name, contact person, address, phone number, legal structure of the business, and details concerning the company's business specialty(ies). The directory will be continuously updated and maintained electronically. In compiling this directory, the city will identify and attempt to certify as many MBEs and WBEs as possible that have the potential of doing business with the city. The city will maintain and have available an updated MBE and WBE Directory for each bid/proposal solicitation to facilitate identifying city-certified MBEs and WBEs with capabilities relevant to general contracting requirements and to particular solicitations. The city will make the directory available to bidders and respondents in their efforts to meet the MBE and WBE commitments under this chapter.

Sec. 324-45. MBE and WBE Assistance to Provide an Equitable Opportunity to Compete for Contracts and Subcontracts.

The department and the procurement staff may utilize any of the same specific affirmative procedures set forth in section 323-33 of the Cincinnati Municipal Code or its successor for SBEs, SLBEs, and ELBEs to encourage maximum practicable opportunities for MBE and WBE participation in city contracts.

Sec. 324-47. Enforcement.

- (a) During the term of a contract subject to this chapter, the department must monitor continued compliance with the chapter, and the director may require contractors, bidders, respondents, MBEs, WBEs, and contracting agencies to submit any reports, documents, or other information reasonably necessary to determine compliance with this chapter.
- (b) If the director finds cause to believe that a contractor or subcontractor has failed to comply with any requirement of this chapter or with any contract provision relating to utilization of MBEs or WBEs, the director shall notify the contracting agency and the contractor of the noncompliance and shall attempt to resolve the noncompliance by agreement.
 - (1) If the noncompliance cannot be resolved, the director and the contracting agency must submit written findings and recommendations to the city manager.
 - (2) The city manager may impose penalties for noncompliance as provided in section 324-99 of this chapter.
- (c) If the director finds that a contracting agency has failed to comply with a provision of this chapter, the director shall send the contracting agency written findings that specify the nature

of the noncompliance and attempt to resolve the noncompliance through conciliation. If the noncompliance cannot be resolved, the director must submit written findings and recommendations for further action to the city manager.

Sec. 324-49. Economic Inclusion Advocacy and Accountability Board.

- (a) Mission, duties of Board.
 - (1) The mission of the economic inclusion advocacy and accountability board shall be to promote economic inclusion, serve as a public advocate for the department, assist the department in fulfilling the recommendations of the economic inclusion advisory council and measure the impact of the economic inclusion programs and initiatives within the city of Cincinnati.
 - (2) The economic inclusion advocacy and accountability board shall have the following functions and duties associated with economic inclusion and the programs set forth in this chapter:
 - (A) Recommending policies to implement the city's economic inclusion programs and services;
 - (B) Recommending strategies to implement recommendations of the economic inclusion advisory council or its successor advisory group;
 - (C) Measuring the community impact of the city's and the department's economic inclusion programs and initiatives;
 - (D) Preparing and distributing to the community an annual report on the city's inclusion efforts; and
 - (E) Ensuring that minority- and women-owned business inclusion programs and initiatives continue in the future.
- (b) Board members; appointment. The economic inclusion advocacy and accountability board shall consist of up to twenty-five members appointed by the mayor of the city of Cincinnati with the approval of city council. The following organizations each may recommend three members to the mayor: Urban League of Greater Southwestern Ohio, African American Chamber of Commerce, Hispanic Chamber of Commerce, and Asian Chamber of Commerce. The members shall be diverse in terms of race, ethnicity, gender, and age, shall have knowledge of minority-owned or women-owned business growth and development issues, and shall be residents of Hamilton County, Ohio.
- (c) The director shall be an ex-officio board member and shall not count as one of the 25 appointed board members required in paragraph (b) of this section.
- (d) *Term.* In the economic inclusion advocacy and accountability board's first year, up to eight members of the board shall be appointed for a term of one year, up to eight members shall be appointed for a term of two years, and up to nine members shall be appointed for a term of

three years. Upon the expiration of the initial term of each member, each member's appointment may be renewed for two additional three-year terms. The terms of the board members shall be staggered so that each year, up to eight or nine members will be eligible for either renewal of their terms or replacement by a new board member.

- (e) *Frequency of meetings*. The economic inclusion advocacy and accountability board shall meet on a quarterly basis, or more frequently as needed.
- (f) *By-laws*. The economic inclusion advocacy and accountability board is authorized to pass by-laws or other regulations governing the board as long as such by-laws or regulations do not conflict with any provision of this section 324-49.
- (g) *Committees*. The economic inclusion advocacy and accountability board, through its bylaws, shall establish a structure of standing committees with specific areas of responsibility for accomplishing its mission and duties.
- (h) Severability. The provisions of this section 324-49 are severable from the other provisions in this chapter. If any other provision is held invalid, this section 324-49 shall not be made invalid as well.
- (i) *Board to exist indefinitely*. The expiration of the provisions of this chapter shall not apply to the provisions of this section 324-49. This section 324-49 shall remain in effect indefinitely. It is the intent of this ordinance to create an economic inclusion advocacy and accountability board that shall continue in existence regardless of the status of the other provisions of this chapter.

Sec. 324-99. Penalties.

- (a) Administrative Penalties. A contractor, potential contractor, MBE, or WBE that fails to comply with any provision of this chapter is subject to any or all of the following administrative penalties:
 - (1) Suspension of contract until noncompliance is resolved;
 - (2) Withholding of funds;
 - (3) Rescission of contract based on material breach;
 - (4) Refusal to accept a bid or a response to an RFP or RFQ;
 - (5) Debarment from providing goods or services to the city for a period not to exceed two years; and
 - (6) Payment of liquidated damages.
- (b) *Prohibited conduct*. No person shall do any of the following:

- (1) Fraudulently obtain, retain, attempt to obtain or retain, or aid another person or entity in fraudulently obtaining, retaining, or attempting to obtain or retain certification as an MBE or WBE under this chapter;
- (2) In any matter administered under this chapter, falsify, conceal or cover up, by a trick, scheme, or device, a material fact or make any false writing or document knowing it contains any false, fictitious, or fraudulent statement or entry;
- (3) Willfully obstruct, impede, or attempt to obstruct or impede an authorized official or employee who is investigating the qualifications of a business enterprise that has requested certification as an MBE or WBE under this chapter;
- (4) Fraudulently obtain, attempt to obtain, or aid another in fraudulently obtaining or attempting to obtain public money to which the person is not entitled under this chapter; or
- (5) Make a false statement to any person or entity that another person or entity is not certified under this chapter.
- (c) Any person who violates any provision of subsection (b) of this section is guilty of a first-degree misdemeanor and on first conviction is subject to imprisonment for not more than six months, to a fine of not more than \$1,000, or to both imprisonment and fine.

Section 3. That it is hereby found and determined that any contracts awarded pursuant to or under the legal authority of the current Chapter 324, as ordained by Ordinance No. 308-2015, passed on September 30, 2015, as amended, ("Current Chapter 324") shall not in any way be modified or impacted by the passage of this ordinance without regard to whether a contract has yet been reduced to writing and fully executed. It is further found and determined that any solicitations issued pursuant to or under the legal authority of the Current Chapter 324 shall not in any way be modified or impacted by the passage of this ordinance. Any such fully executed contracts shall continue in full force and effect, and any such solicitations shall proceed through review and evaluation, award recommendation, and contracting as appropriate in accordance with the provisions of the Current Chapter 324 as it applied to that contract, award, or solicitation, subject to any legal rights the City may have to terminate a contract or contract negotiations, to reject any

and all bids or responses, or to issue addenda for solicitations for which the time for submission of bids or responses has not yet closed.

Section 4. That, upon the effective date of this ordinance and expiration of the Current Chapter 324, firms with active certifications as MBEs or WBEs under the Current Chapter 324 and that remain eligible for certification under the reordained Chapter 324 automatically shall be certified under this ordinance without the need for immediate reapplication, provided that such automatic certification shall apply only to the certification, if any, for which the firm is eligible under the reordained Chapter 324. The initial term for certification under this ordinance shall be for only that time remaining between the date of the most recent certification under the Current Chapter 324 and the two-year anniversary of that certification date.

Section 5. That the members of the Certification Appeals Board and the members of the Economic Inclusion Advocacy and Accountability Board who were appointed during the effective period of the Current Chapter 324 and whose terms have not yet expired shall be entitled to serve out the remainder of their terms, unaffected by the repeal of Current Chapter 324. Those board members who are eligible for reappointment under Current Chapter 324 shall remain eligible for reappointment as otherwise provided under Current Chapter 324. For clarity, the reordained Chapter 324 shall not entitle any current board member to serve a longer term or to be eligible for additional reappointments beyond those permitted under Current Chapter 324.

Section 6. That the proper City officials are hereby authorized to do all things necessary to carry out the provisions of this ordinance.

Section 7. That reordained Chapter 324 shall be effective October 1, 2023.

Section 8. 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

Attest: Clerk	
	Aftab Pureval, Mayor
Passed:	
Current Chapter 324.	
the immediate need to have a new Chapter 324 in ef	fect immediately upon the expiration of the
of Article II, Section 6 of the Charter, be effective in	,

Petition for Submission of Proposed Amendment to Charter



To be signed by ten percent of the electors, based upon the total vote cast at the last preceding general municipal election.

(NOTE - The below notice must be printed in red.)

NOTICE – Whoever knowingly signs this petition more than once, signs a name other than his own, or signs when not a legal voter is liable to prosecution.

To the Council, the legislative authority of the City of Cincinnati of Hamilton County, Ohio.

We, the undersigned, qualified electors of the City of Cincinnati of Hamilton County, Ohio respectfully petition the legislative authority to forthwith provide by Ordinance, for the submission to the electors of said the city, the following proposed amendment to the Charter of said city to-wit:

Article VIII. Taxation and Finance.

Section 6d. Affordable Housing Opportunities for Senior Citizens, Families with Children, People with Disabilities and other People with Middle to Low Incomes

Whereas on November 3, 2020 the electors of Hamilton County approved a sales and use tax levy to provide general revenues for the Southwest Ohio Regional Transit Authority, and the income tax of three-tenths of one percent (.3%) levied by the City of Cincinnati for public transit purposes was discontinued. This amendment will effectively restore that levy for affordable housing.

The city shall, no later than January 1, 2025, levy a tax on income and a withholding tax (collectively "tax"), measured by municipal taxable income, at a rate of three-tenths of one percent (0.3%) per annum only for the purposes described herein, notwithstanding any conflicting provisions of Section 6c of the charter. Within sixty days of the approval of this amendment, the city shall take all steps required by law to be able to levy the tax by no later than January 1, 2025, including, if required, submitting it to electors of the city. In such event, it shall be submitted to the electors of the city at the November 2024 general election, and the ballot language shall substantially read, "Shall the Ordinance providing for a 0.3 per cent levy on income for the construction, renovation, and preservation of single-family and multi-family homes, affordable to senior citizens, families with children, people with disabilities, and other people, with middle to low incomes, and thereby strengthening the economic viability of neighborhoods through investments in household and family stability, workforce and supportive housing, and blight removal, to go into effect no later than January 1, 2025, as authorized by the voters in adopting Article VIII, section 6d of the City Charter, be passed?"

All proceeds from the tax shall be deposited to a non-lapsing special revenue fund to be named the "Affordable Housing Revenue Fund" ("RF") and shall be used solely for the purposes set forth herein. Funds from other sources may be added for these purposes. Any unspent assets in the RF at the end of any fiscal year shall remain in the RF and be carried into the next fiscal year, including all interest and income earned, as well as any fees, rents, forfeitures or repayments of loans or grants.

- 1) **Purpose:** To finance housing affordable to, and provide for the housing stability of, households with low to middle incomes, and thereby:
 - a) Strengthen neighborhoods and empower neighborhoods to develop housing that meets their needs;
 - b) Prevent residential displacement;
 - c) Enable seniors to stay in their homes:
 - d) Decrease the number of families, children, seniors, individuals and households experiencing homelessness, eviction and/or housing instability;
 - e) Increase the number of homes accessible to people with disabilities;
 - Redress racial inequities in housing, neighborhood access and development; affirmatively further fair housing; and
 - g) Leverage additional resources for these purposes.
- 2) Distribution: This purpose and outcomes shall be met through the transfer and subsequent distribution of Revenue Fund (RF) funds only in the following manner and for these uses:
 - a) Via grants, subsidies, and loans which may be of low or no interest, and/or forgivable. Loans to non-profit organizations shall always be of no interest and forgivable.
 - b) At least 65 percent of annual RF revenues shall be transferred to special revenue fund, Fund 439, the "Affordable Housing Trust Fund" (Trust Fund) and reserved to increase the number of quality homes; preserve existing homes; and support the operations of homes that will be or are affordable, as defined herein, to households with incomes not more than 30 percent of the Area Median Income (AMI), as defined herein. Any funds described in 2b, left unspent at the end of a fiscal year, shall remain in the Trust Fund, reserved for the purposes in 2b.
 - c) Up to 30 percent of annual RF revenues may be:
 - i) Transferred to the Trust Fund and used to: (1) Increase the number of quality homes; preserve existing homes; and support the operations of homes that will be affordable to households with incomes greater than 30 percent, but not more than 50 percent of the AMI, and/or (2) provide

- services, which shall not be loans, to households that decrease the impact of housing loss, and/or increase their ability to obtain and/or maintain housing.
- ii) Used to assist homeowners with incomes not more than 80 percent of the AMI in maintaining, repairing, improving, and/or paying off indebtedness related to their home.
- iii) Used to provide homeownership opportunities affordable to households with incomes not more than 80 percent of the AMI through services such as, but not limited to: down payment assistance, mortgages, loans, financial counseling and construction loans. If the benefitting household sells or ceases occupying the property before a number of years not less than five, have passed from the date they took ownership, the financial investment of the RF must be repaid to the RF, unless the city grants exemption to a household with exigent circumstances.
- d) Up to five percent of annual RF revenues may be used to administer the funds, including costs of the city to ensure quality, adequate staffing, and transparent, efficient operations; costs of awardees to submit applications for other funding, and/or in overseeing the development of funded projects.
- e) All rental units supported by 2b and/or 2ci1 funds, shall be maintained in quantity and bedroom count, within the property, regardless of location in the structure, and shall remain affordable at not more than the AMI listed in the funding agreement for a period not less than 30 years. Upon any sale or transfer of such units or the property containing them, this number of years shall restart. If 50 percent or more of units in a property have been supported by 2b and/or 2ci1 funds, and the property is for sale, the tenants of said property have the first right of refusal to purchase, followed by the city. At the time of the original contract with the city, and at all subsequent sales or transfers of such units, this number of years and rights of refusal shall be recorded and enforced by, at minimum, a deed covenant/restriction filed with the County Recorder, an affordable housing agreement between the owner and city, and, if applicable, as part of any mortgage or loan agreement. Additional enforcement measures, including but not limited to: recapture of funds, ground leases, land trusts, and development agreements may be used. Funds may be used to assist tenants in purchasing the property where they rent their home.
- f) Greater funding shall be available per unit, the lower a unit's contracted AMI affordability level is.
- Prior to occupying a unit or receiving services per 2b and 2c, a household's income must be verified to be not more than the specified AMI, adjusted for household size. For rental units in 2b and 2ci1, unless noncompliant with a controlling public funding source in the project, requirements when a tenant's income rises above the limit, shall comply with those in US Code 26, Section 42, or its successor, and when noncompliant they shall comply with the project's controlling public funding source.
- h) Area Median Income (AMI), income and rent limit amounts, utility allowances and the like, including adjustments of each for household size, used to comply with this section, shall comply with Code of Federal Regulations (CFR) title 24, or its successor, and follow the guidelines published annually by HUD for the Cincinnati, OH-KY-IN HUD Metro FMR Area, or its successor.
- Funds may be used for but are not limited to acquisition; new construction; renovation; repair; improvements; demolition; expansion; project planning; legal, design, and engineering services; and direct services to households.
- j) Funds may support whole properties or any number of units within a property.
- k) Projects and awardees may receive support multiple times and may concurrently receive other funds.
- 3) Labor Laws: Funds must be dispersed in compliance with all applicable federal, state and local labor laws.
- 4) Equity: Provisions hereunder to people who are members of protected classes that have historically experienced discrimination such as redlining, and displacement must be prioritized throughout.
- 5) Administration: All Revenue Fund (RF) funds shall be administered by the city or its contracted designee, in consultation with an Affordable Housing Trust Fund Board (Board) of city residents, with up to 11 members, meeting at least six times annually, appointed by Council for two year terms, with at least the following represented by at least one member each: people residing in housing restricted to households with low-incomes, people who have experienced homelessness, lenders, for-profit and non-profit housing developers, affordable housing and homelessness advocacy organizations and social services.
 - a) The city, in consultation with the Board, shall establish policies, rules, regulations, and priorities relating to implementation, expenditures, and ongoing operations, in compliance with Article VIII 6d. The city and Board shall publish an annual RF report with at least the following: Fiscal year starting and ending balances; expenses; progress on outcomes in division 1; the number of: (a) homes created or preserved and their rent or mortgage levels; (b) households assisted by type of assistance, with income level and demographics of each; (c) jobs created and demographics of company ownership; and (d) funds leveraged from other sources. At least every five years, the Board shall review all funded projects to determine if they are following the contract with the city.
 - b) At least twice each fiscal year, the Board and city shall have a working meeting open and advertised to the public, to assist in evaluating outcomes and setting priorities. Following the last of the fiscal year, the Board and city shall publish priorities and guidelines for the following year.
 - c) At least once per fiscal year the city and Board shall release a Notice of Funding Availability (NOFA) and a Request for Proposals (RFP) following the limitations in 2.
- 6) Accessibility: The city, in consultation with the Board, shall set percentages of units funded each fiscal year that must be accessible and/or visitable, with a process for projects to appeal.
- 7) Definitions: For the purpose of this Section:

- a) "Affordable": Rent or mortgage payment plus the cost of utilities, or the relevant portions thereof, that must be paid by the occupant household, require no more than 30 percent of the household's income.
- b) "Household": One or more persons occupying or who would occupy a single housing unit.
- c) "Income" means "adjusted income" as defined in CFR title 24, or its successor. If noncompliant with a project's other public funding source(s), "adjusted gross income" as defined in CFR title 26 shall apply. If neither complies, "income" shall comply with the project's controlling public funding source.
- d) "Unit": House, apartment, group of rooms, or single room intended for occupancy as separate living quarters.
- 8) Collection: The tax shall be levied, assessed and collected to the same extent and in the same manner as the city's income tax under Section 6c of the charter, including calculation of income, exemptions and credits. The city shall not in any year levy less than the full amount of the tax.
- 9) Council shall have the power to enact all ordinances necessary to implement the purposes of this Article.
- 10) Severability: In the event that any provision of this Article is found to be unconstitutional or impermissibly inconflict with state or federal law, only such provision found to be unconstitutional or impermissible will be stricken, and the remainder of this Article will remain in full force and effect.
- 11) That the form of submission of the proposed amendment to the electors shall be substantially as follows:

	CHARTER AMENDMENT A majority vote is necessary for passage.
YES	Shall the Charter be amended to include a 0.3 per cent tax on income and a withholding tax, measured by municipal taxable income, to provide senior citizens, families with children, people with disabilities and other people with
NO	middle to low incomes the opportunity to live in a home they can afford, by investing in: the construction and upkeep of affordable homeownership opportunities and apartments, workforce and supportive housing, and family and household stability, and thereby strengthen our neighborhoods?

We hereby designate the following persons as a committee to represent the petitioners in all matters relating to this petition or its circulation:

Residence

Signatures on this petition must be from only one county and must be written in ink.

	Printed Name	Signature	Voting Residence, Street Number and Address	City, Village or Township	County	Date of Signing
1	Valerie Wilson	Walning		Dint.	Hamilton	5/20/23
2	Ricardo Condon	Ricard Jam	」。。 : .	Cincinanti; Ohi	Hpmilton	5/10/23
3	Niek Pitman	MP	· · · · · · · · · · · · · · · · · · ·	1 cy OH	Hamilton	5/20/23
4	Na Clare	Ki Clan		04	Hamilton	5/20/23
5	thennedy Gray	Kennedy Grag		: OH	Hamilton	5/20/23
6	MUDAUSE	DANK		٧.		ر مد

SUCCESSOR DESIGNATION CERTIFICATE

rsuant to the provisions of Article II, Section 4b of the City Charter,
Jan-Michele Lemon Kearney a duly elected member of the City Council of
ncinnati, Ohio, term beginning <u>January 4, 2022</u> do hereby certify
e following Councilmember(s) as the person(s) empowered to select my
ccessor should my office become vacant due to any cause:
Scotty Johnson and Victoria Parks
Victoria Parks

Councilmember-Elect 8/9/2023

Clerk of Council

801 Plum Street, Room 308 Cincinnati, Ohio 45202 (513) 352-3246 Please check ALL that apply

Termination(s) of Engagement
Change of Address
Amended Statement

LEGISLATIVE AGENT UPDATED REGISTRATION STATEMENT

This statement must be filed with the Clerk of Council by the last day of January and July, annually. Please read instructions and review Sections 112-1 to 112-17, Cincinnati Municipal Code, prior to filing. There is no fee for this filing. Upon termination of this engagement, there is an affirmative duty to notify the Clerk of Council within thirty (30) days (the form may be obtained from the Clerk.) ANY PERSON WHO KNOWINGLY FILES A FALSE STATEMENT IS GUILTY OF FALSIFICATION UNDER SECTION 2921.13 OF THE OHIO REVISED CODE, WHICH IS A MISDEMEANOR OF THE FIRST DEGREE. Other related prohibitions and penalties are contained in Section 112-99 of the Cincinnati Municipal Code.

A.	GENERAL INFORMATI	ON .			
Full N	lame of Legislative Agent	Marilyn	(Middle)	Hy	ibnd
	Occupation Marketin	3 Strate		Lobby	st.
	Business Address 710 6	Drake	Road	1	
	Cincinnati	OH	Suit	2 4 3	
	City	State	Zip(
3	Telephone Number (513) 2	84-419	2	
	(If none, check here)			
	(If none, check here)			
	Name of Legislative Agent	Street			Suite Number
	Name of Legislative Agent		Zip(·	-4)	Suite Number
	Name of Legislative Agent Address	Street	Zip(-	-4)	Suite Number
Repor	Name of Legislative Agent Address	Street State			

B. AMENDMENTS, TERMINATIONS, AND TYPES OF LEGISLATION

pursuant to a dispute resolution	nis an Amended Statement (i.e., any change in an amount or a filing a decision of the OCCI.	
YESV_N	NO	
If yes, you are required	to complete only the portion(s) you have amended.	
TERMINATIONS - Are you still	engaged by all of the employers listed on page 1 of this form?	
YESN	NO	
If no, please list the nan termination. (Attach	me of the Employers by whom you are no longer engaged and the date additional sheets if necessary.)	e of
Employer Name	Date of Termination	
advocated during this reporting	rions - List the specific ordinance(s) and resolution(s) on which you a period. Resolution of the specific ordinance ordinance or the specific ordinance ordi	actively
advocated during this reporting	period.	actively
ADDITIONAL TYPES OF LEGI	Resolutions + Ordinaries SLATION - Since your Initial Registration Statement or last Updated mployers listed on this form, give a brief description of each of the add	•

C. DEFINITIONS

"Staff" means any city employee whose official duties are to formulate policy <u>and</u> who exercises administrative or supervisory authority or who authorizes the expenditure of city funds. "Staff" is limited to employees who are required to file a Financial Disclosure Statement under Article XXVI of the Administrative Code.

"Legislation" means ordinances, resolutions, amendments, nominations, and any other matter pending before the Council. See the definition of "legislation" under Section 112-1-L, Cincinnati Municipal Code.

"Financial Transaction" See definition in Section 112-1-F, Cincinnati Municipal Code.

D. FINANCIAL TRANSACTIONS

If the Legislative Agent, or a member of his or her immediate family had, during this reporting period, a financial transaction* (which is not being disputed under Section 112-19, Cincinnati Municipal Code,) with or for the benefit of a member of the Council, appointee of the Council, City Manager, the Director of a department created under the Administrative Code, or any member of the staff* of such public officer or employee, then the following information is required with respect to each such financial transaction:

manoic	it ansaction.
a.	Name of the public officer, employee, or staff member:
b.	Brief description of the purpose and nature of the transaction:
C.	Date the transaction was made or entered into:
d.	Other pertinent details:
	an additional sheet for each public officer, employee, or staff member.) (If none, check here) NOTE: If the Legislative Agent is required to disclose a financial transaction described in this Paragraph F, then the Legislative Agent shall deliver a copy of such paragraph which contains such information to the public officer(s) of employee(s) identified therein, at least ten (10) days before this form is filed with the Clerk of Council. If the foregoing provision is applicable, indicate the date that such information was delivered:
AND DU THIS ST	ICATION: THE UNDERSIGNED HEREBY CERTIFIES THAT ALL REASONABLE EFFORTS JE DILIGENCE HAVE BEEN UNDERTAKEN IN THE PREPARATION AND COMPLETION OF FATEMENT AND THAT THE CONTENTS ARE TRUE AND ACCURATE TO THE BEST OF HER KNOWLEDGE.
ALL SIC	SNATURES MUST BE ORIGINAL AND SIGNED PERSONALLY BY THE NAMED
Ma	rilyn Hyland Menla Hyland. 8 August 2023
Type or Prin	nt Name of Legislative Agent Signature of Legislative Agent Date

\$25.00 FILING FEE

Clerk of Council

801 Plum Street, Room 308 Cincinnati, Ohio 45202 (513) 352-3246

LEGISLATIVE AGENT/EMPLOYER INITIAL REGISTRATION STATEMENT

This statement must be filed with the Clerk of Council within ten (10) days of engagement. Please read instructions and review Section 112-5 prior to filing. There is a \$25.00 fee for this filing. Check or money order only made payable to "Clerk of Council". Upon termination of this engagement, there is an affirmative duty to notify the Clerk of Council within thirty (30) days) the form may be obtained from Clerk. ANY PERSON WHO KNOWINGLY FILES A FALSE STATEMENT IS GUILTY OF FALSIFICATION UNDER SECTION 2921.13 OF THE OHIO REVISED CODE, WHICH IS A MISDEMEANOR OF THE FIRST DEGREE.

2. Occupation Government Affairs 3. Title/Position Partner 4. Business Address 255 E Fifth Street 1900 City State OH 45202 City State Zip(+4) 5. Telephone Number (513) 832-5449 6. Date of Engagement as Legislative Agent 08/04/2023 B. EMPLOYER INFORMATION 1. Full name of company or organization Marketplace Events 2. Type of Industry Events & Marketing 3. Business Address 12800 N. Meridan St 135 Street Suite Number Carmel IN 46032 City State Zip(+4) C. BRIEF DESCRIPTION OF THE TYPE OF LEGISLATION TO W LEGISLATIVE AGENT'S ENGAGEMENT RELATES.	1. F	ull Name Coll	leen Reynolds		
3. Title/PositionPartner 4. Business Address255 E Fifth Street	2. (Occupation G	overnment Affairs	S	
4. Business Address 255 E Fifth Street 1900 Cincinnati OH 45202 City State Z:p(+4) 5. Telephone Number (513) 832-5449 6. Date of Engagement as Legislative Agent		•	Partner		
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Event planning in City-owned facilities	'		v=UvvilGU	iaomiaoo	

D. CATEGORICAL LISTING OF PRINCIPAL BUSINESS OR ACTIVITY OF EMPLOYER. PLEASE CHECK ALL THAT ARE APPLICABLE.

Agriculture	Environment	Real Estate/Housing
Alcoho!/Tobacco	Financial Institutions/Consumer Finance	XRetail and Commercial
Arts/Entertainment	Medical/Hospitals/Health Care	Service Business
Communications/Media	Insurance	Social Svs./Human Svs.
Contractors/Construction	Labor/Labor Organizations	Science and Technology
County/Local Government	Legal	State Employees
Education	Manufacturer	State Government
Energy/Utilities	Public Interest	Transportation
ALL SIGNATURES MUST BE ORIGINAL Colleen Reynolds	AND SIGNED PERSONALLY BY THE NAM	MED INDIVIDUAL.
Type or Print Name of Legislative Agent		
. Colleen M. Perprolds-	08/04/2023 Date	
Tom Baugh		
Type or Print Name of Persons Signing for Employer		
Fom Baugh		
Signature for Employer CEO	8/11/2023	
Title	Date	

Zp:Trosz.marbi

MOWING HE DESIGN

Clerk of Council

801 Plum Street, Room 308 Cincinnati, Ohio 45202 (513) 352-3246

\$25.00 FILING FEE 202201912

LEGISLATIVE AGENT/EMPLOYER INITIAL REGISTRATION STATEMENT

This statement must be filed with the Clerk of Council within ten (10) days of engagement. Please read instructions and review Section 112-5 prior to filing. There is a \$25.00 fee for this filing. Check or money order only made payable to "Clerk of Council". Upon termination of this engagement, there is an affirmative duty to notify the Clerk of Council within thirty (30) days) the form may be obtained from Clerk. ANY PERSON WHO KNOWINGLY FILES A FALSE STATEMENT IS GUILTY OF FALSIFICATION UNDER SECTION 2921.13 OF THE OHIO REVISED CODE, WHICH IS A MISDEMEANOR OF THE FIRST DEGREE.

		GENT INFORMATIO	14
,	Full NameAnna	lese Cahill	
'	Occupation Gove		
7	Title/Position	Sovernment Relations	Associate
E	Business Address_	255 E Fifth Street	1900
	Cincinnati	Street	Suite Number 45202
7	City	State	Zip(+4)
•	Telephone Number	(513 83	2-5428
I	Date of Engageme	nt as Legislative Agent	08/04/2023
		Marl	ketplace Events
	Type of Industry		Street 135
	Business Address_	12800 N. Meridan	Suite Number
	Carmel	Street IN	46032
	City	State	Zip(+4)

1

D. CATEGORICAL LISTING OF PRINCIPAL BUSINESS OR ACTIVITY OF EMPLOYER. PLEASE CHECK ALL THAT ARE APPLICABLE.

Agriculture	Environment	Real Estate/Housing
Alcohol/Tobacco	Financial Institutions/Consumer Finance	X_Retail and Commercial
Arts/Entertainment	Medical/Hospitals/Health Care	Service Business
Communications/Media	Insurance	Social Svs./Human Svs.
Contractors/Construction	Labor/Labor Organizations	Science and Technology
County/Local Government	Legal	State Employees
Education	Manufacturer	State Government
Energy/Utilities	Public Interest	Transportation
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ALL SIGNATURES MUST BE ORIGINAL	_ AND SIGNED PERSONALLY BY THE NAM	MED INDIVIDUAL.
Annalese Cahill		
Type or Print Name of Legislative Agent MUN 14 MUN 14	08/04/2023	
Signature of Legislative Agent	Sate Sate	
Tom Baugh		•
Type or Print Name of Persons Signing for Employer		
BY: Tom Baugh		
Signature for Employer	8/11/2023	
CEO		

Date



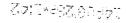
Clerk of Council

801 Plum Street, Room 308 Cincinnati, Ohio 45202 (513) 352-3246

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full NameIVIatt	Davis	
Gov	ernment Affairs	
Occupation		
Title/PositionP	President	
Business Address	255 E Fifth Street	
Cincinnati	Street	Suite Number 45202
City	State	Zip(+4)
Telephone Number	r (513) 9	977-8640
	ent as Legislative Agent	08/04/2023
EMPLOYER IN		Austratula da Espenta
Full name of comp	oany or organizationiv	larketplace Events
Type of Industry	Events & Marke	eting
Business Address_	12800 N. Meridar	n St 135
	Street	Suite Number
Carmel	IN	46032
City	State	Z:p(+4)
BRIEF DESCR	IPTION OF THE TYP AGENT'S ENGAGE	PE OF LEGISLATION TO WHICH
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Title

CATEGORICAL LISTING OF PRINCIPAL BUSINESS OR ACTIVITY OF D. EMPLOYER. PLEASE CHECK ALL THAT ARE APPLICABLE.

	Agriculture	Environment	Real Estate/Housing
	Aicohol/Tobacco	Financial Institutions/Consumer Finance	X Retail and Commercial
	Arts/Entertainment	Medical/Hospitals/Health Care	Service Business
	Communications/Media	Insurance	Social Svs./Human Svs.
	Contractors/Construction	Labor/Labor Organizations	Science and Technology
	County/Local Government	Legal	State Employees
	Education	Manufacturer	State Government
	Energy/Utilities	Public Interest	Transportation
ALL SIC		ACCURATE TO THE BEST OF HIS OR HE AND SIGNED PERSONALLY BY THE NA	
	K)		
	Signature of Legislative Agent	Dale	
Tom	Baugh		
**	nt Name of Persons Signing for Employer		
BY: TO	n Baugli		
- · · · · ·	Signature for Employer	8/11/2023	
CE	EO	<u> </u>	
	Title	Date	



Clerk of Council

801 Plum Street, Room 308 Cincinnati, Ohio 45202 (513) 352-3246

Please	check	ALL	that	viggs
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____ Termination(s) of Engagement ____ Change of Address ___ Amended Statement

LEGISLATIVE AGENT UPDATED REGISTRATION STATEMENT

This statement must be filed with the Clerk of Council by the last day of January and July, annually. Please read instructions and review Sections 112-1 to 112-17, Cincinnati Municipal Code, prior to filing. There is no fee for this filing. Upon termination of this engagement, there is an affirmative duty to notify the Clerk of Council within thirty (30) days (the form may be obtained from the Clerk.) ANY PERSON WHO KNOWINGLY FILES A FALSE STATEMENT IS GUILTY OF FALSIFICATION UNDER SECTION 2921.13 OF THE OHIO REVISED CODE, WHICH IS A MISDEMEANOR OF THE FIRST DEGREE. Other related prohibitions and penalties are contained in Section 112-99 of the Cincinnati Municipal Code.

١.	GENERAL INFORMA	TION		
ull 1	Name of Legislative Agent_	SONYA (First)	SINGLA (Middle)	JINDAL TORK (Last)
	Occupation ATTORNEY	_		
	Business Address_TAFT ST	ETTINIUS & H	OLLISTER LLP, 425 WA	LNUT ST, SUITE 1800
	Street CINCINNATI	ОН	Suite Nur 45202	
	City	State	Zip(+4)	
	Telephone Number (513)	357-9335	
	(If none, check here			
	Name of Legislative Agent			
	Name of Legislative Agent			Suite Number
			Zip(+4)	Suite Number
	Address	Street State	Zip(+4)	Suite Number
lepo	Address	Street		

T004760 ±0 X6E740

B. AMENDMENTS, TERMINATIONS, AND TYPES OF LEGISLATION

	esolution decision of the OCCI.	ny dhange in an amount of a ming	
YES	XNO		
If yes, you are	required to complete only the portion(s) yo	u have amended.	
TERMINATIONS - Are	you still engaged by all of the employers li	isted on page 1 of this form?	
XYES	NO		
If no, please listermination.	at the name of the Employers by whom you (Attach additional sheets if necessary.)	are no longer engaged and the date of	
Employer Nar	ne	Date of Termination	
Zinpioyor itai			
	ESOLUTIONS - List the specific ordinance eporting period.	e(s) and resolution(s) on which you active	 ∋ly
ORDINANCES AND R	reporting period.	e(s) and resolution(s) on which you active	∍ly
ORDINANCES AND R	reporting period.	e(s) and resolution(s) on which you active	⇒ly
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C. DEFINITIONS

"Staff" means any city employee whose official duties are to formulate policy <u>and</u> who exercises administrative or supervisory authority or who authorizes the expenditure of city funds. "Staff" is limited to employees who are required to file a Financial Disclosure Statement under Article XXVI of the Administrative Code.

"Legislation" means ordinances, resolutions, amendments, nominations, and any other matter pending before the Council. See the definition of "legislation" under Section 112-1-L, Cincinnati Municipal Code.

"Financial Transaction" See definition in Section 112-1-F, Cincinnati Municipal Code.

D. FINANCIAL TRANSACTIONS

If the Legislative Agent, or a member of his or her immediate family had, during this reporting period, a financial transaction* (which is not being disputed under Section 112-19, Cincinnati Municipal Code,) with or for the benefit of a member of the Council, appointee of the Council, City Manager, the Director of a department created under the Administrative Code, or any member of the staff* of such public officer or employee, then the following information is required with respect to each such financial transaction:

tinanci	al transaction:		
a.	Name of the public offi	icer, employee, or staff member:	
b.	Brief description of the	eaction:	
C.	Date the transaction w	as made or entered into:	
d.	Other pertinent details	:	
(Attacl	n an additional sheet for	each public officer, employee, o	or staff member.)
	(If none, check here	<u>()</u>	
	Paragraph F, then the such information to the	Legislative Agent shall deliver a	a financial transaction described in this copy of such paragraph which contains) identified therein, at least ten (10) days
	If the foregoing provisi	on is applicable, indicate the da	te that such information was delivered:
AND E	DUE DILIGENCE HAVE	BEEN UNDERTAKEN IN THE	S THAT ALL REASONABLE EFFORTS PREPARATION AND COMPLETION OF AND ACCURATE TO THE BEST OF
INDIV	IGNATURES MUST BE IDUAL. (A JINDAL TORK	: ORIGINAL AND SIGNED PER Sonya Jindal	SONALLY BY THE NAMED 8-21-2023
	Print Name of Legislative Agent	Signature of Legislative Agent	Date

202301966

Gwen L. McFarlin, Chair Alex M. Triantafilou Charles H. Gerhardt III Joseph L. Mallory

Sherry L. Poland, Director Alexander F. Linser, Deputy Director Board of Elections
HAMILTON COUNTY OHIO

4700 Smith Road Cincinnati, OH 45212

513 632-7000 Fax 513 579-0988 or 744-9038 VoteHamiltonCountyOhio.gov

September 1, 2023

Melissa Autry Clerk of Council City of Cincinnati 801 Plum Street, Suite 308 Cincinnati, Ohio 45202

Dear Melissa Autry,

The Hamilton County Board of Elections has completed its signature check of Petition for Submission of Proposed Amendment to Charter – Petition #23-5008 (enclosed), an amendment to the charter of the City of Cincinnati.

Details are as follows:

Number of valid part-petitions	389
Number of valid signatures on valid part-petitions	6181
Number of invalid signatures on valid part-petitions	5791
Number of invalid part-petitions	0
Number of signatures on invalid part-petitions	0
Total number of part-petitions received (valid and invalid)	389
Total number of signatures on part-petitions (valid and invalid)	11,972

The petition must contain at least ten percent of the number of electors who voted in the City of Cincinnati in the November 2021 general election. The number of electors who voted in the City of Cincinnati in November 2021 is 53,847. Ten percent is 5,385.

The Petition for Submission of Proposed Amendment to Charter, an amendment to the charter of the City of Cincinnati has 6181 valid signatures.

Regards,

Sherry L. Poland

Shung of Haland

Director

202301978

Clerk of Council

801 Plum Street, Room 308 Cincinnati, Ohio 45202 (513) 352-3246 Please check ALL that apply

___ Termination(s) of Engagement
Change of Address
✓ Amended Statement

LEGISLATIVE AGENT UPDATED REGISTRATION STATEMENT

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GENERAL INF	FORMATION			
	(1	
Name of Legislative	Agent George	(Middle)	(last)	
Occupation	anaging Director	(Middle) Focused	Capital	Solu
Business Address	425 Iwalnut	St. 1800		
Concinnati	OH	Suite Number U5202	28.00A 2002	AMI03
City	State	Zip(+4)		
Telephone Number	er (513) 35	7-9486	ANN	
NT CHANGE OF NA	ME OR ADDRESS - Based	on your initial Registration	n Statement or I	ast
Updated Registrat	ion Statement, state any cha	anges in your name or ad	dress.	
	. /			
(If none, check he	re)			
	re)			
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(If none, check he	ve Agent	Zip(+4)	Suite Number	Office No se
(If none, check here) Name of Legislative Address	Street State	Zip(+4)	Suite Number	Citilation (No. 20
(If none, check here Name of Legislative Address	Street State	Zip(+4)	Suite Number	OTHO
(If none, check here) Name of Legislative Address	Street State	Zip(+4)	Suite Number	OTHO
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B. AMENDMENTS, TERMINATIONS, AND TYPES OF LEGISLATION

NDED STATEMEN ant to a dispute re	esolution decision of the	OCCI.
	Valsis havasma N	
YES	NO	
If yes, you are r	required to complete only	y the portion(s) you have amended.
INATIONS - Are	you still engaged by all o	of the employers listed on page 1 of this form?
1		
YES	NO	
If no, please list termination.	t the name of the Employ (Attach additional sheet	yers by whom you are no longer engaged and the date of ts if necessary.)
Employer Nam	ne	Date of Termination
01-10:00	Service 1	Commercial Whatehard St. 1865.
		specific ordinance(s) and resolution(s) on which you activ
NANCES AND REcated during this re		specific ordinance(s) and resolution(s) on which you activ
		specific ordinance(s) and resolution(s) on which you activ
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TIONAL TYPES O	OF LEGISLATION - Since for all Employers listed	on this form, give a brief description of each of the addition
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"Financial Transaction" See definition in Section 112-1-F, Cincinnati Municipal Code.

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a.	Name of the public officer,	employee, or staff member:	NA
b.	Brief description of the pur	pose and nature of the transac	tion:
C.	Date the transaction was m	nade or entered into:	
d.	Other pertinent details:		
(Attach	(If none, check here	gent is required to disclose a islative Agent shall deliver a coblic officer(s) of employee(s) in the Clerk of Council.	staff member.) financial transaction described in this by of such paragraph which contains dentified therein, at least ten (10) days that such information was delivered:
AND D THIS S HIS OF ALL SI INDIVII	UE DILIGENCE HAVE BEE STATEMENT AND THAT THE R HER KNOWLEDGE.	EN UNDERTAKEN IN THE PI	THAT ALL REASONABLE EFFORTS REPARATION AND COMPLETION OF ACCURATE TO THE BEST OF COMPLETED BY THE NAMED
Type or Pr	rint Name of Legislative Agent Sig	nature of Legislative Agent	Date



Interdepartmental Correspondence Sheet

August 2, 2023

TO: Mayor and Members of City Council

202301856

FROM: Sheryl M.M. Long, City Manager

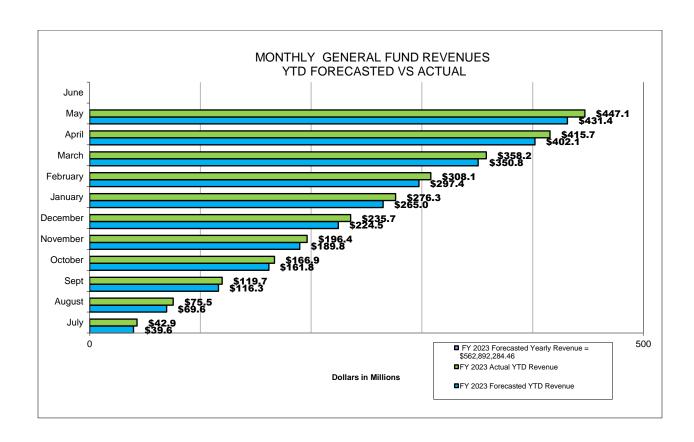
SUBJECT: Department of Finance Reports for the Month Ended May 31, 2023

MAY 2023 MONTHLY FINANCIAL REPORTS

The following report provides an update on the City of Cincinnati's financial condition as of the month ending May 31, 2023. Variances are based on current year estimates and prior year activity in attached schedules.

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

The chart below portrays the performance of actual revenue collected against the forecasted revenue collected through May 31, 2023 and shows that actual revenue of \$447.1 million was above forecasted revenue of \$431.4 million by \$15.7 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			
General Property Tax		(\$25,040)			
City Income Tax	9,298,112				
Admissions Tax	1,784,091				
Short Term Rental Excise Tax	488,565				
Licenses & Permits	893,826				
Fines, Forfeitures, & Penalties		(\$876,851)			
Investment Income	3,072,725				
Local Government		(\$550,162)			
Casino	768,817				
Police	1,274,572				
Buildings and Inspections		(\$25,002)			
Fire	907,539				
Parking Meter	550				
Other		(\$1,249,490)			
	18,488,798	(\$2,726,545)			
Difference	15,762,253				

General Fund (favorable variance) is \$15.8 million above the amount forecasted through May in the FY 2023 Budget. This is the eleventh month's report for the fiscal year. What follows is an explanation of significant variances of individual General Fund revenue components.

Income Tax (favorable variance) is \$9.3 million above the forecasted amount. This amount can fluctuate throughout the year as quarterly net profits are due. The Finance Department will continue to watch the trends, including those related to remote work, very closely.

Admission Tax (favorable variance) is \$1.8 million above estimate. Many estimates were set at pre-pandemic levels; however, businesses have rebounded stronger than expected.

Licenses and Permits (favorable variance) is \$894k above estimate. The State of Ohio is clearing the backlog in Beer and Liquor License collections experienced during the pandemic which has contributed to the positive variance in this category. There has also been an increase in Commercial Solid Waste revenue as a result of the efforts of OES in expanding this program.

Fines, Forfeitures and Penalties (unfavorable variance) is \$877k below the forecasted amount. This is the result of a prior year adjustment from parking fine revenue to the Streetcar Fund causing the negative variance. The one-time adjustment will keep this category below its current year estimate but will not affect future years.

Investment Income (favorable variance) is \$3 million above estimate. This is a result of better interest rates and the utilization of an additional investment manager yielding results above our projections. The market is volatile right now so Finance will keep an eye on the rates going forward this fiscal year.

Local Government Fund (unfavorable variance) is \$550k below the forecasted amount. Mid-year the State decreased the amount originally forecasted as revenue to municipalities.

Casino (favorable variance) is \$769k above the forecasted amount. Estimates were increased above pre pandemic levels; however, gambling revenues statewide are stronger than expected.

Police (favorable variance) is \$1.3m above the forecasted amount. Impounded vehicles and auctions are trending above average this fiscal year. A portion of this variance is also due to timing of accounting transactions which will bring this revenue source closer to estimate by year end.

Fire (favorable variance) is \$908k above the forecasted amount. There has been an increase in Basic Life Support runs contributing to the increased revenue.

Other (unfavorable variance) is \$1.2 million below forecast. This category is made up of many small sources of revenue that fluctuate from time to time. The Finance Department will continue to monitor these various revenue sources.

Restricted Funds:

Parking Garages (favorable variance) is up \$1.1m. The estimate was very conservative this year as the decline from the pandemic is still lingering in this category. We are monitoring how many companies are bringing their employees back to the office and utilizing the lots and garages.

Municipal Golf (favorable variance) is \$5.2 million above estimate. Rates were increased midyear and new technology at one of the courses is adding to the variance. Finance will adjust the estimates in the next fiscal year to consider these additions. Favorable Spring weather is also contributing to higher revenue.

Parking Meter (unfavorable variance) is \$1.2 million below estimate. Even with a reduction in the current year's estimate from last year, there is still less demand leading to a negative variance.

Sawyer Point (unfavorable variance) is down \$231k. This variance is partly due to a large concert cancellation at the beginning of the fiscal year and less demand for parking at the riverfront.

Submitted herewith are the following Department of Finance reports:

- 1. Comparative Statement of Revenue (Actual, Forecast and Prior Year) as of May 31, 2023.
- 2. Audit of the City Treasurer's Report for the month ended April 30, 2023.
- 3. Statement of Balances in the various funds as of May 31, 2023.

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.

c: William "Billy" Weber, Assistant City Manager Karen Alder, Finance Director



To: Members of the Budget and Finance Committee

202301940

From: Sheryl M. M. Long, City Manager

Subject: Ordinance - DOTE: PROTECT Grant Application

Attached is an Ordinance captioned:

AUTHORIZING the City Manager to apply for a Resilience Improvements grant of up to \$10,200,000 from the United States Department of Transportation, Promoting Resilient Operations for Transformative, Efficient, and Cost-Saving Transportation (PROTECT) grant program (ALN 20.205) to provide resources to ensure surface transportation resilience to natural hazards including improving the safety of City streets by addressing numerous landslide and retaining wall failures in City neighborhoods.

This Ordinance authorizes the City Manager to apply for a Resilience Improvements grant of up to \$10,200,000 from the United States Department of Transportation (DOT), Promoting Resilient Operations for Transformative, Efficient, and Cost-Saving Transportation ("PROTECT") grant program (ALN 20.205) to provide resources to ensure surface transportation resilience to natural hazards including improving the safety of City streets by addressing landslide and retaining wall failures in City neighborhoods.

The Department of Transportation and Engineering ("DOTE") intends to address landslide and retaining wall failures in eight City neighborhoods, which may include the Riverside, South Cumminsville, East End, Sedamsville, Mt. Auburn, Linwood, South Fairmount, and Clifton Heights/University Heights/Fairview (CUF) neighborhoods.

This grant requires a twenty percent local match, which will be identified from a combination of future capital improvement program project accounts, existing grants, and partially funded Community Budget Requests prior to accepting the grant. No new FTEs/full time equivalents are required.

Utilizing this grant to address landslide and retaining wall failure is in accordance with the "Sustain" goal to "[p]reserve our natural and built environment" and strategy to "[p]reserve our built history," as described on pages 193-198 of Plan Cincinnati (2012).

The Administration recommends passage of this Ordinance.

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



AUTHORIZING the City Manager to apply for a Resilience Improvements grant of up to \$10,200,000 from the United States Department of Transportation, Promoting Resilient Operations for Transformative, Efficient, and Cost-Saving Transportation (PROTECT) grant program (ALN 20.205) to provide resources to ensure surface transportation resilience to natural hazards including improving the safety of City streets by addressing numerous landslide and retaining wall failures in City neighborhoods.

WHEREAS, a grant of up to \$10,200,000 is available from the United States Department of Transportation through the Promoting Resilient Operations for Transformative, Efficient, and Cost-Saving Transportation (PROTECT) grant program to ensure surface transportation resilience to natural hazards; and

WHEREAS, the Department of Transportation and Engineering ("DOTE") intends to use the grant resources to address numerous landslide and retaining wall failures in eight City neighborhoods, which may include the Riverside, South Cumminsville, East End, Sedamsville, Mt. Auburn, Linwood, South Fairmount, and Clifton Heights/University Heights/Fairview (CUF) neighborhoods; and

WHEREAS, DOTE already has applied for the grant in order to meet the August 18, 2023 application deadline, but no grant funds will be accepted without approval by Council; and

WHEREAS, acceptance of this grant requires a twenty percent local match, and therefore the source of matching funds will need to be identified from a combination of future capital improvement program project accounts, existing grants, and partially funded Community Budget Requests prior to accepting the grant; and

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

WHEREAS, utilizing this grant to address landslide and retaining wall failure is in accordance with the "Sustain" goal to "[p]reserve our natural and built environment" and strategy to "[p]reserve our built history" as described on pages 193-198 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 a grant of up to \$10,200,000 from the United States Department of Transportation, Promoting Resilient Operations for Transformative, Efficient, and Cost-Saving Transportation (PROTECT) grant program

(ALN 20.205) to provide resources for "Resilience Improvements," which include improving the safety of City streets by addressing numerous landslide and retaining wall failures in City neighborhoods.

Section 2. That the proper City officials are authorized to take all necessary actions to carry out the terms of the grant and Section 1.

Section 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed:		, 2023			
			Aftab Pureval, Mayor		
Attest:	Clerk				



To: Members of the Budget and Finance Committee 202301934

From: Sheryl M. M. Long, City Manager

Subject: Ordinance - Health: Ohio Department of Health Capacity Building for

Healthy Eating and Active Living Grant

Attached is an Ordinance captioned:

AUTHORIZING the City Manager to apply for, accept, and appropriate a grant of up to \$10,000 from the Ohio Department of Health Capacity Building for Healthy Eating and Active Living program to assist the Cincinnati Health Department in supporting local communities to build capacity for healthy eating and active living policy, systems, and environmental change strategies; and **AUTHORIZING** the Director of Finance to deposit the grant funds into Public Health Research Fund 350x8536.

Approval of this Ordinance authorizes the City Manager to apply for, accept, and appropriate a grant of up to \$10,000 from the Ohio Department of Health (ODH) Capacity Building for Healthy Eating and Active Living program to assist the Cincinnati Health Department in supporting local communities to build capacity for healthy eating and active living policy, systems, and environmental change strategies. This Ordinance further authorizes the Finance Director to deposit the grant funds into Public Health Research Fund 350x8536.

If accepted, the Cincinnati Health Department would use the grant resources to cover staff time spent on approved grant activities, including completing a healthy eating and active living policy, systems, and environmental change strategies (PES) assessment, developing an inventory of community groups, and completing community engagement activities.

No additional FTEs or local matching funds are required to accept this grant.

The City applied for the Ohio Department of Health Capacity Building for Healthy Eating and Active Living grant prior to the application deadline of August 25, 2023, and is awaiting notification of award, but no grant funds will be accepted without approval from the City Council.

Acceptance of this grant is in accordance with the "Sustain" goal to "[b]ecome a healthier Cincinnati" as described on pages 181-192 of Plan Cincinnati (2012).

The Administration recommends passage of this Ordinance.

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



AUTHORIZING the City Manager to apply for, accept, and appropriate a grant of up to \$10,000 from the Ohio Department of Health Capacity Building for Healthy Eating and Active Living program to assist the Cincinnati Health Department in supporting local communities to build capacity for healthy eating and active living policy, systems, and environmental change strategies; and **AUTHORIZING** the Director of Finance to deposit the grant funds into Public Health Research Fund 350x8536.

WHEREAS, a grant of up to \$10,000 is available from the Ohio Department of Health Capacity Building for Healthy Eating and Active Living program to assist health departments in supporting local communities to build capacity for healthy eating and active living policy, systems, and environmental change strategies; and

WHEREAS, if accepted, the Cincinnati Health Department would use the grant resources to cover staff time spent on approved grant activities, including completing a healthy eating and active living policy, systems, and environmental change strategies assessment, developing an inventory of community groups, and completing community engagement activities; and

WHEREAS, no additional FTEs/full-time equivalents or matching funds are associated with acceptance of these grant resources; and

WHEREAS, the application deadline for this grant was August 25, 2023, and the City already submitted its application, but no funds will be accepted without approval by Council; and

WHEREAS, acceptance of these grant resources is in accordance with the "Sustain" goal to "[b]ecome a healthier Cincinnati" as described on pages 181-192 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 \$10,000 from the Ohio Department of Health Capacity Building for Healthy Eating and Active Living program to assist the Cincinnati Health Department in supporting local communities to build capacity for healthy eating and active living policy, systems, and environmental change strategies.

Section 2. That the Director of Finance is authorized to deposit the grant funds into Public Health Research Fund 350x8536.

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 take effect and be in force from and after the earliest period allowed by law.

Passed:		_, 2023			
		_	Aftab P	ureval, Mayor	
Attest:	Clerk				



To: Members of the Budget and Finance Committee

202301942

From: Sheryl M. M. Long, City Manager

Subject: Ordinance - Health: Ohio Department of Health Cribs for Kids

and Safe Sleep Grant

Attached is an Ordinance captioned:

AUTHORIZING the City Manager to apply for, accept, and appropriate a grant of up to \$190,650 from the Ohio Department of Health, Bureau of Maternal, Child and Family Health, and its "Cribs for Kids" program to purchase and distribute cribs in Hamilton County, educate families about safe sleep practices, and conduct a safe sleep assessment; and **AUTHORIZING** the Director of Finance to deposit the grant funds into Public Health Research Fund 350x8536.

Approval of this Ordinance authorizes the City Manager to apply for, accept, and appropriate a grant of up to \$190,650 from the Ohio Department of Health (ODH), Bureau of Maternal, Child and Family Health, and its "Cribs for Kids" program for the purpose of purchasing and distributing cribs in Hamilton County, educating families about safe sleep practices, and conducting a safe sleep assessment. This Ordinance further authorizes the Finance Director to deposit the grant funds into Public Health Research Fund 350x8536.

No additional FTEs or local matching funds are required to accept this grant.

The City applied for the grant on June 6, 2023, but no funds will be accepted without the approval of the City Council.

This Ordinance is in accordance with the "Sustain" goal to "[b]ecome a healthier Cincinnati" as described on pages 181-192 of Plan Cincinnati (2012).

The Administration recommends passage of this Ordinance.

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



Attachment

AUTHORIZING the City Manager to apply for, accept, and appropriate a grant of up to \$190,650 from the Ohio Department of Health, Bureau of Maternal, Child and Family Health, and its "Cribs for Kids" program to purchase and distribute cribs in Hamilton County, educate families about safe sleep practices, and conduct a safe sleep assessment; and **AUTHORIZING** the Director of Finance to deposit the grant funds into Public Health Research Fund 350x8536.

WHEREAS, the Cincinnati Health Department strives to protect the safety of children and reduce infant mortality rates; and

WHEREAS, the Cincinnati Health Department had an opportunity to apply for a grant of up to \$190,650 from the Ohio Department of Health, Bureau of Maternal, Child and Family Health, and its "Cribs for Kids" program to purchase and distribute cribs in Hamilton County, educate families about safe sleep practices, and conduct a safe sleep assessment; and

WHEREAS, the City applied for the grant on June 6, 2023, but no grant funds will be accepted without approval by Council; 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 Cribs for Kids grant is in accordance with the Sustain goal to "[b]ecome a healthier Cincinnati" as described on pages 181-192 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 \$190,650 from the Ohio Department of Health, Bureau of Maternal, Child and Family Health, and its "Cribs for Kids" program to purchase and distribute cribs in Hamilton County, educate families about safe sleep practices, and conduct a safe sleep assessment.

Section 2. That the Director of Finance is authorized to deposit the funds into Public Health Research Fund 350x8536.

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 ordina	ince shall take effect	and be in force from and after the earliest
perio	d allowed by	law.		
Passe	d:		, 2023	
				Aftab Pureval, Mayor
Attes	t:	Clerk		



To: Members of the Budget and Finance Committee

202301937

From: Sheryl M. M. Long, City Manager

Subject: Ordinance - Health: Ohio Department of Health Safety Net

Dental Care Program Grant

Attached is an Ordinance captioned:

AUTHORIZING the City Manager to apply for, accept, and appropriate a grant of up to \$100,000 from the Ohio Department of Health Safety Net Dental Care Program to assist the Cincinnati Health Department with covering uncompensated care for uninsured Cincinnati residents through age 21 and women up to age 45 who are at high risk for dental disease and lack access to care; and **AUTHORIZING** the Finance Director to deposit the grant funds into Public Health Research Fund 350x8536.

Approval of this Ordinance authorizes the City Manager to accept and appropriate a grant of up to \$100,000 from the Ohio Department of Health (ODH) Safety Net Dental Care Program to assist the Cincinnati Health Department with covering uncompensated care for uninsured Cincinnati residents through age 21 and women up to age 45, who are at high risk for dental disease and lack access to care. This Ordinance further authorizes the Finance Director to deposit the grant funds into Public Health Research Fund 350x8536.

No additional FTEs or local matching funds are required to accept this grant.

The City applied for the grant on July 25, 2023, but no funds will be accepted without the approval of the City Council.

Providing dental services to citizens lacking access to dental care is in accordance with the "Sustain" goal to "[b]ecome a healthier Cincinnati" as described on pages 181-192 of Plan Cincinnati (2012).

The Administration recommends passage of this Ordinance.

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



AUTHORIZING the City Manager to apply for, accept, and appropriate a grant of up to \$100,000 from the Ohio Department of Health Safety Net Dental Care Program to assist the Cincinnati Health Department with covering uncompensated care for uninsured Cincinnati residents through age 21 and women up to age 45 who are at high risk for dental disease and lack access to care; and **AUTHORIZING** the Finance Director to deposit the grant funds into Public Health Research Fund 350x8536.

WHEREAS, a grant of up to \$100,000 is available from the Ohio Department of Health Safety Net Dental Care Program to reduce disparities and improve access to comprehensive and emergency dental services for Ohioans who are at high risk for dental disease and lack access to care; and

WHEREAS, the City applied for this grant on July 25, 2023, but no funding will be accepted without the approval of Council; and

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

WHEREAS, providing dental services to citizens lacking access to dental care is in accordance with the "Sustain" goal to "[b]ecome a healthier Cincinnati" as described on pages 181-192 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 accept and appropriate a grant of up to \$100,000 from the Ohio Department of Health Safety Net Dental Care Program to assist the Cincinnati Health Department with covering uncompensated care for uninsured Cincinnati residents through age 21 and women up to age 45 who are at high risk for dental disease and lack access to care.

Section 2. That the Finance Director is authorized to deposit the grant funds into Public Health Research Fund 350x8536.

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

Section 4. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed:		, 2023	
			Aftab Pureval, Mayor
Attest:			
	Clerk		



To: Members of the Budget and Finance Committee

202301932

From: Sheryl M. M. Long, City Manager

Subject: Ordinance - Health: Ohio Department of Job and Family

Services Subgrant for Refugee Support Services

Attached is an Ordinance captioned:

AUTHORIZING the City Manager to apply for, accept, and appropriate a subgrant of up to \$149,000 from the Ohio Department of Job and Family Services for Refugee Support Services (ALN 93.566) to provide patient navigation, coordination, documentation, communication, and education support for up to 288 eligible refugees; and **AUTHORIZING** the Director of Finance to deposit the grant funds into Public Health Research Fund, account no. 350x8556.

Approval of this Ordinance authorizes the City Manager to apply for, accept, and appropriate a subgrant of up to \$149,000 from the Ohio Department of Job and Family Services (ODJFS) for Refugee Support Services (ALN 93.566) to provide patient navigation, coordination, documentation, communication, and education support for up to 288 eligible refugees. This Ordinance further authorizes the Finance Director to deposit the grant funds into Public Health Research Fund account no. 350x8556.

No additional FTEs or local matching funds are required to accept this grant.

The City applied for the Ohio Department of Job and Family Services Subgrant for Refugee Support Services on June 19, 2023, and was notified of receiving the award on July 18, 2023, but no grant funds will be accepted without approval by the City Council.

Acceptance of the grant is in accordance with the "Sustain" goal to "[b]ecome a healthier Cincinnati" as described on pages 181-192 of Plan Cincinnati (2012).

The Administration recommends passage of this Ordinance.

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



C:\Users\bhartman\Downloads\ODJFS Refugee Subgrant OrdTrans.doc

AUTHORIZING the City Manager to apply for, accept, and appropriate a subgrant of up to \$149,000 from the Ohio Department of Job and Family Services for Refugee Support Services (ALN 93.566) to provide patient navigation, coordination, documentation, communication, and education support for up to 288 eligible refugees; and **AUTHORIZING** the Director of Finance to deposit the grant funds into Public Health Research Fund, account no. 350x8556.

WHEREAS, a subgrant of up to \$149,000 is available from the Ohio Department of Job and Family Services for Refugee Support Services to provide patient navigation, coordination, documentation, communication, and education support for up to 288 eligible refugees; and

WHEREAS, the City applied for the grant on June 19, 2023, and was notified of receiving the award on July 18, 2023, but no grant funds will be accepted without approval by Council; and

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

WHEREAS, acceptance of the grant is in accordance with the "Sustain" goal to "[b]ecome a healthier Cincinnati" as described on pages 181-192 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 subgrant of up to \$149,000 from the Ohio Department of Job and Family Services for Refugee Support Services (ALN 93.566) to provide patient navigation, coordination, documentation, communication, and education support for up to 288 eligible refugees.

Section 2. That the Director of Finance is authorized to deposit the grant funds into Public Health Research Fund 350x8556.

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 of	rdinance sh	iall take effe	ect and be	in force fro	m and after	the earliest
period	allowed by	law.						
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				<u> </u>				
						Aftab P	ıreval, May	or
Attest	• 							
		Clerk						



To: Members of the Budget and Finance Committee

202301941

From: Sheryl M. M. Long, City Manager

Subject: Emergency Ordinance - Police: July 2023 TechCred Grant

Attached is an Emergency Ordinance captioned:

AUTHORIZING the City Manager to apply for, accept, and appropriate a grant of up to \$2,000 from the State of Ohio Department of Development's TechCred Credential Reimbursement Program for eligible costs incurred by the Cincinnati Police Department in providing its employees with technology-focused credentials; and **AUTHORIZING** the Director of Finance to deposit the grant funds into General Fund revenue account no. 050x8533.

This Emergency Ordinance authorizes the City Manager to apply for, accept, and appropriate a grant of up to \$2,000 from the State of Ohio Department of Development (ODOD)'s TechCred Credential Reimbursement Program for eligible costs incurred by the Cincinnati Police Department (CPD) in providing its employees with technology-focused credentials. This Emergency Ordinance further authorizes the Director of Finance to deposit the grant funds into General Fund revenue account no. 050x8533.

The TechCred Credential Reimbursement Program has been designed to elevate the skills of Ohio's workforce by reimbursing employers for costs associated with employees acquiring technology-focused, industry-recognized credentials requiring one year or less to complete using external training providers.

The grant application deadline was July 31, 2023, and CPD has already submitted its application, but no funds will be accepted without City Council approval.

While the program does not require matching funds, an agency contribution is preferred and favored. As such, CPD intends to provide matching funds of \$500, which will be provided from Federal Asset Forfeiture – Justice Fund 367.

There are no new FTEs associated with the reimbursement program.

Acceptance of this grant is in accordance with the "Live" goal to "[c]reate a more livable community" as described on pages 156-163 of Plan Cincinnati (2012).

The reason for the emergency is the need to ensure timely acceptance of any grant funds awarded.

The Administration recommends passage of this Emergency Ordinance.

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



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AUTHORIZING the City Manager to apply for, accept, and appropriate a grant of up to \$2,000 from the State of Ohio Department of Development's TechCred Credential Reimbursement Program for eligible costs incurred by the Cincinnati Police Department in providing its employees with technology-focused credentials; and **AUTHORIZING** the Director of Finance to deposit the grant funds into General Fund revenue account no. 050x8533.

WHEREAS, the TechCred Credential Reimbursement Program ("TechCred") is designed to elevate the skills of Ohio's workforce by reimbursing employers for costs associated with employees' acquisition of technology-focused, industry-recognized credentials requiring one year or less to complete using external training providers; and

WHEREAS, TechCred reimburses employers for a portion of the cost of the credentials for employees, limits the maximum reimbursement provided by the program per credential, and favors agency contribution; and

WHEREAS, the Cincinnati Police Department ("CPD") has requested reimbursement from TechCred of up to \$2,000 in qualifying costs; and

WHEREAS, CPD intends to provide matching funds of \$500, which will be provided from Federal Asset Forfeiture – Justice Fund 367; and

WHEREAS, no additional FTEs/full-time equivalents are required by the reimbursement program; and

WHEREAS, the TechCred application deadline was July 31, 2023, and CPD already submitted its application, but no funds will be accepted without approval by Council; and

WHEREAS, acceptance of this grant is in accordance with the "Live" goal to "[c]reate a more livable community" as described on pages 156-163 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 \$2,000 from the State of Ohio Department of Development's TechCred Credential Reimbursement Program for eligible costs incurred by the Cincinnati Police Department in providing its employees with technology-focused credentials.

Section 2. That the Director of Finance is authorized to deposit the grant funds into

General Fund revenue account no. 050x8533.

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 need to ensure timely acceptance of any grant funds awarded.

Passed:	, 2023	
	_	Aftab Pureval, Mayor
Attest:	erk	



To: Members of the Budget and Finance Committee 202301943

From: Sheryl M. M. Long, City Manager

Subject: Emergency Ordinance - Cincinnati Fire Department: First Responder

Recruitment, Retention, and Resilience Grant Program

Attached is an Emergency Ordinance captioned:

AUTHORIZING the City Manager to apply for, accept, and appropriate a grant from the Ohio Emergency Management Agency of up to \$801,503 to provide resources for the recruitment and retention of new firefighters for the Cincinnati Fire Department; and **AUTHORIZING** the Director of Finance to deposit the grant resources into Fire Grant Fund 472, revenue account no. 472x8522.

Approval of this Emergency Ordinance would authorize the City Manager to apply for, accept, and appropriate a grant from the Ohio Emergency Management Agency (OEMA) of up to \$801,503 to provide resources for the recruitment and retention of new firefighters for the Cincinnati Fire Department. This Emergency Ordinance further authorizes the Finance Director to deposit the grant resources into Fire Grant Fund revenue account no. 472x8522.

This grant is available from the Ohio Emergency Management Agency's First Responder Recruitment, Retention, and Resilience program to provide resources for the recruitment and retention of new firefighters for the Cincinnati Fire Department. The City intends to utilize the grant resources to pay two existing positions to serve as recruiters, purchase equipment and supplies necessary for recruitment events, and provide bonus payments for firefighters. If accepted, the bonus pay plan will be outlined in a separate, forthcoming ordinance.

The City applied for this grant prior to the deadline of June 17, 2022, and became aware of the award in July 2023. No grant funds will be accepted without approval by the City Council.

There are no new FTEs associated with this grant, and no matching funds are required.

The recruitment and retention of firefighters is in accordance with the "Live" goal to "[c]reate a more livable community" as described on pages 156-163 of Plan Cincinnati (2012).

The reason for the emergency is the immediate need to accept grant resources to cover Cincinnati Fire Department recruitment costs.

The Administration recommends passage of this Emergency Ordinance.

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



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AUTHORIZING the City Manager to apply for, accept, and appropriate a grant from the Ohio Emergency Management Agency of up to \$801,503 to provide resources for the recruitment and retention of new firefighters for the Cincinnati Fire Department; and **AUTHORIZING** the Director of Finance to deposit the grant resources into Fire Grant Fund 472, revenue account no. 472x8522.

WHEREAS, a grant is available from the Ohio Emergency Management Agency's First Responder Recruitment, Retention, and Resilience program of up to \$801,503 to provide resources for the recruitment and retention of new firefighters for the Cincinnati Fire Department ("CFD"); and

WHEREAS, the City intends to utilize the grant resources to pay for two existing positions to serve as recruiters responsible for attracting potential candidates to CFD, provide a retention and/or signing bonus for existing firefighters, and purchase equipment and supplies necessary for recruitment events; and

WHEREAS, the City applied for this grant application prior to the deadline of June 17, 2022, but no grant funds will be accepted without approval by Council; and

WHEREAS, acceptance of this grant requires no matching funds, and no new FTEs/full time equivalents are associated with acceptance of this grant; and

WHEREAS, recruitment and retention of firefighters is in accordance with the "Live" goal to "[c]reate a more livable community" as described on pages 156-163 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 from the Ohio Emergency Management Agency of up to \$801,503 to provide resources for the recruitment and retention of new firefighters for the Cincinnati Fire Department.

Section 2. That the Director of Finance is authorized to deposit the grant resources into Fire Grant Fund 472, revenue account no. 472x8522.

Section 3. That the proper City officials are authorized to do all things necessary and proper to carry out the provisions 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 grant resources to cover Cincinnati Fire Department recruitment costs.

Passed:		, 2023	
			Aftab Pureval, Mayor
Attest:	Clerk		



To: Members of the Budget and Finance Committee 202301944

From: Sheryl M. M. Long, City Manager

Subject: Ordinance - Cincinnati Fire Department: FY 2023 Urban Area Security

Initiatives Grant Program

Attached is an Ordinance captioned:

AUTHORIZING the City Manager to apply for a grant from the United States Department of Homeland Security, Federal Emergency Management Agency, FY 2023 Homeland Security Grant Program, Urban Area Security Initiative (ALN 97.067) (the "UASI Grant"); and **AUTHORIZING** the City Manager to accept the transfer of equipment and supplies valued at up to \$425,000 from the Hamilton County Emergency Management Agency, which acts as the regional fiscal agent for the UASI Grant.

Approval of this Ordinance would authorize the City Manager to apply for a grant from the United States Department of Homeland Security (DHS), Federal Emergency Management Agency (FEMA), FY 2023 Homeland Security Grant Program, Urban Area Security Initiative (UASI) (ALN 97.067). This Ordinance further authorizes the City Manager to accept the transfer of equipment and supplies valued at up to \$425,000 from the Hamilton County Emergency Management Agency (HCEMA), which acts as the regional fiscal agent for the UASI Grant.

The UASI Grant is available through the U.S. Department of Homeland Security to assist in preventing, preparing for, protecting against, and responding to acts of terrorism. Through this grant the Cincinnati Fire Department (CFD) will receive twenty explosive ordnance device (EOD) tool backpacks to respond to human-caused incidents involving explosives. CFD will also receive an upgrade to the Radcliff Emergency Operations Center (EOC)'s primary information display wall, which has reached the end of its useful life.

There are no new FTEs associated with this grant; no matching funds are required.

The City applied for the grant prior to the deadline of May 18, 2023, and was made aware of the award in August 2023. No supplies or equipment will be accepted without approval by the City Council.

Acceptance and use of the supplies and equipment funded by the UASI Grant is in accordance with the "Live" goal to "[c]reate a more livable community" as described on pages 156-163 of Plan Cincinnati (2012).

The Administration recommends passage of this Ordinance.

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



AUTHORIZING the City Manager to apply for a grant from the United States Department of Homeland Security, Federal Emergency Management Agency, FY 2023 Homeland Security Grant Program, Urban Area Security Initiative (ALN 97.067) (the "UASI Grant"); and **AUTHORIZING** the City Manager to accept the transfer of equipment and supplies valued at up to \$425,000 from the Hamilton County Emergency Management Agency, which acts as the regional fiscal agent for the UASI Grant.

WHEREAS, the FY 2023 Homeland Security Grant Program, Urban Area Security Initiative (ALN 97.067) (the "UASI Grant") is available through the U.S. Department of Homeland Security, Federal Emergency Management Agency, to assist in preventing, preparing for, protecting against, and responding to acts of terrorism; and

WHEREAS, the Hamilton County Emergency Management Agency serves as the regional fiscal agent for the UASI Grant and uses the grant funds to support the Emergency Management Division of the Cincinnati Fire Department ("CFD"); and

WHEREAS, the equipment and supplies received by the CFD will include twenty explosive ordnance device tool backpacks to respond to human-caused incidents involving explosives, and an upgrade to the Radcliff Emergency Operations Center's primary information display wall, which has reached the end of its useful life; and

WHEREAS, acceptance of the equipment and supplies funded by the UASI Grant does not require any matching funds or additional FTEs/full time equivalents; and

WHEREAS, the City already applied for the UASI Grant in order to meet the May 18, 2023 grant deadline and was notified of the grant award in August 2023, but no equipment or supplies will be accepted without approval by Council; and

WHEREAS, acceptance and use of the equipment and supplies funded by the UASI Grant is in accordance with the "Live" goal to "[c]reate a more livable community" as described on pages 156-163 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 hereby authorized to apply for a grant from the United States Department of Homeland Security, Federal Emergency Management Agency, FY 2023 Homeland Security Grant Program, Urban Area Security Initiative (ALN 97.067)

(the "UASI Grant") that will assist the City in preventing, preparing for, protecting against, and responding to acts of terrorism.

Section 2. That the City Manager is hereby authorized to accept the transfer of equipment and supplies valued at up to \$425,000 from the Hamilton County Emergency Management

Agency, which acts as the regional fiscal agent for the UASI Grant.

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

Section 4. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed:		, 2023	
			Aftab Pureval, Mayor
Attest:	Clerk		



To: Members of the Budget and Finance Committee 202301936

From: Sheryl M. M. Long, City Manager

Subject: Ordinance - Cincinnati Fire Department: FY 2022 Urban Area Security

Initiatives Grant Program

Attached is an Ordinance captioned:

AUTHORIZING the City Manager to apply for a grant from the United States Department of Homeland Security, Federal Emergency Management Agency, FY 2022 Homeland Security Grant Program, Urban Area Security Initiative (ALN 97.067) (the "UASI Grant"); and **AUTHORIZING** the City Manager to accept the transfer of equipment and supplies valued at up to \$251,247.50 from the Hamilton County Emergency Management Agency, which acts as the regional fiscal agent for the UASI Grant.

Approval of this Ordinance would authorize the City Manager to apply for a grant from the United States Department of Homeland Security (DHS), Federal Emergency Management Agency (FEMA), FY 2022 Homeland Security Grant Program, Urban Area Security Initiative (UASI) (ALN 97.067). This Ordinance further authorizes the City Manager to accept the transfer of equipment and supplies valued at up to \$251,247.50 from the Hamilton County Emergency Management Agency (HCEMA), which acts as the regional fiscal agent for the UASI Grant.

The UASI Grant is available through the U.S. Department of Homeland Security to assist in preventing, preparing for, protecting against, and responding to acts of terrorism. Through this grant the Cincinnati Fire Department (CFD) will receive a Fourier Transform Infrared Vapor and Gas Detection Monitor that will enable on-scene identification of low parts per million gases. CFD will also receive an explosive ordnance device (EOD) robot upgrade to sustain the department's capability to respond to multiple threats and hazards.

There are no new FTEs associated with this grant, and no matching funds are required.

The City applied for the grant prior to the deadline of June 13, 2022, and was made aware of the award in August 2023. No supplies or equipment will be accepted without approval by the City Council.

Acceptance and use of the supplies and equipment funded by the UASI Grant is in accordance with the "Live" goal to "[c]reate a more livable community" as described on pages 156-163 of Plan Cincinnati (2012).

The Administration recommends passage of this Ordinance.

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

Attachment

AUTHORIZING the City Manager to apply for a grant from the United States Department of Homeland Security, Federal Emergency Management Agency, FY 2022 Homeland Security Grant Program, Urban Area Security Initiative (ALN 97.067) (the "UASI Grant"); and **AUTHORIZING** the City Manager to accept the transfer of equipment and supplies valued at up to \$251,247.50 from the Hamilton County Emergency Management Agency, which acts as the regional fiscal agent for the UASI Grant.

WHEREAS, the FY 2022 Homeland Security Grant Program, Urban Area Security Initiative (ALN 97.067) (the "UASI Grant") is available through the U.S. Department of Homeland Security, Federal Emergency Management Agency, to assist in preventing, preparing for, protecting against, and responding to acts of terrorism; and

WHEREAS, the Hamilton County Emergency Management Agency serves as the regional fiscal agent for the UASI Grant and uses the grant funds to purchase equipment and supplies for the Cincinnati Fire Department ("CFD"); and

WHEREAS, through the UASI Grant, CFD will receive a Fourier Transform Infrared Vapor and Gas Detection monitor that will allow for immediate on-scene identification of low parts per million gases and will also receive an explosive ordnance device robot upgrade to sustain the Department's capability to respond to multiple threats and hazards; and

WHEREAS, acceptance of the supplies and equipment funded by the UASI Grant does not require any matching funds or additional FTEs/full time equivalents; and

WHEREAS, the City applied for the UASI Grant prior to the June 13, 2022 deadline and was made aware of the award in August 2023, but no supplies or equipment will be accepted without approval by Council; and

WHEREAS, acceptance and use of the supplies and equipment funded by the UASI Grant is in accordance with the "Live" goal to "[c]reate a more livable community" as described on pages 156-163 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 hereby authorized to apply for a grant from the United States Department of Homeland Security, Federal Emergency Management Agency, FY 2022 Homeland Security Grant Program, Urban Area Security Initiative (ALN 97.067)

(the "UASI Grant") that will assist the City in preventing, preparing for, protecting against, and responding to acts of terrorism.

Section 2. That the City Manager is hereby authorized to accept the transfer of equipment and supplies valued at up to \$251,247.50 from the Hamilton County Emergency Management Agency, which acts as the regional fiscal agent for the UASI Grant.

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

Section 4. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed:	, 2023	
		Aftab Pureval, Mayor
Attest:Cler	 k	



To: Members of the Budget and Finance Committee

202301938

From: Sheryl M. M. Long, City Manager

Subject: Ordinance - Cincinnati Fire Department: FY 2021 State Homeland

Security Grant

Attached is an Ordinance captioned:

AUTHORIZING the City Manager to apply for, accept, and appropriate a Fiscal Year 2021 State Homeland Security Program Grant (ALN 97.067) of up to \$41,872 from the United States Department of Homeland Security, Federal Emergency Management Agency, administered by the State of Ohio Department of Public Safety, Ohio Emergency Management Agency, to purchase personal radiation detectors; and **AUTHORIZING** the Director of Finance to deposit the grant resources into Fire Grant Fund 472, revenue account no. 472x8542.

Approval of this Ordinance would authorize the City Manager to apply for, accept, and appropriate a Fiscal Year 2021 State Homeland Security Program Grant (ALN 97.067) of up to \$41,872 from the United States Department of Homeland Security (DHS), Federal Emergency Management Agency (FEMA), administered by the State of Ohio Department of Public Safety (ODPS), Ohio Emergency Management Agency (OEMA), to purchase personal radiation detectors (PRDs). This Ordinance further authorizes the Finance Director to deposit the grant resources into Fire Grant Fund revenue account no. 472x8542.

The Cincinnati Fire Department plans to utilize the grant resources to purchase PRDs to increase safety for first responders and the public. The devices will allow first responders to monitor radiation levels and locate the source of radiation in live fire situations.

The City applied for this grant prior to the deadline in July 2021 and was notified of the grant award in September of 2021. The grant period to expend the resources ends in March 2024. No grant funds will be accepted without approval by the City Council.

There are no new FTEs associated with this grant, and no matching funds are required.

Acceptance of this grant is in accordance with the "Live" goal to "[c]reate a more livable community" as described on pages 156-163 of Plan Cincinnati (2012).

The Administration recommends passage of this Ordinance.

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



Attachment

AUTHORIZING the City Manager to apply for, accept, and appropriate a Fiscal Year 2021 State Homeland Security Program Grant (ALN 97.067) of up to \$41,872 from the United States Department of Homeland Security, Federal Emergency Management Agency, administered by the State of Ohio Department of Public Safety, Ohio Emergency Management Agency, to purchase personal radiation detectors; and **AUTHORIZING** the Director of Finance to deposit the grant resources into Fire Grant Fund 472, revenue account no. 472x8542.

WHEREAS, a Fiscal Year 2021 State Homeland Security Program Grant (ALN 97.067) of up to \$41,872 is available from the United States Department of Homeland Security, Federal Emergency Management Agency, administered by the State of Ohio Department of Public Safety, Ohio Emergency Management Agency, to purchase personal radiation detectors ("PRDs"); and

WHEREAS, the Cincinnati Fire Department ("CFD") would use the grant funds, if accepted, to purchase PRDs to increase safety for first responders and the public by allowing first responders to monitor radiation levels and locate the source of radiation in live fire situations; and

WHEREAS, no additional FTEs/full-time equivalents or matching funds are required for acceptance of this grant; and

WHEREAS, the City applied for the grant prior to the application deadline in July 2021 and was notified of the award amount in September 2021, but no grant resources will be accepted without approval by Council; and

WHEREAS, acceptance of this grant is in accordance with the "Live" goal to "[c]reate a more livable community" as described on pages 156-163 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 Fiscal Year 2021 State Homeland Security Program Grant (ALN 97.067) of up to \$41,872 from the United States Department of Homeland Security, Federal Emergency Management Agency, administered by the State of Ohio Department of Public Safety, Ohio Emergency Management Agency, to purchase personal radiation detectors.

Section 2. That the Director of Finance is authorized to deposit the grant resources into Fire Grant Fund 472, revenue account no. 472x8542.

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 take effect and be in force from and after the earliest period allowed by law.

Passed:		, 2023	
			Aftab Pureval, Mayor
Attest:			
	Clerk		



To: Members of the Budget and Finance Committee 202301939

From: Sheryl M. M. Long, City Manager

Subject: Emergency Ordinance - Cincinnati Fire Department: Used Fire

Gear In-Kind Donation

Attached is an Emergency Ordinance captioned:

AUTHORIZING the City Manager to accept an in-kind donation of used fire gear from the Toledo Department of Fire and Rescue valued at \$0 to be used by the Cincinnati Fire Department's Rapid Assistance Team training program.

Approval of this Emergency Ordinance will authorize the City Manager to accept an inkind donation of used fire gear from the City of Toledo, Ohio Department of Fire and Rescue valued at \$0 to be used by the Cincinnati Fire Department's Rapid Assistance Team training program.

The Toledo Department of Fire and Rescue has generously agreed to donate used fire gear to the Cincinnati Fire Department for use in the Rapid Assistance Team training program. The donated fire gear has been valued at \$0 because they are beyond their useful life and include 119 Self-Contained Breathing Apparatus (SCBA) harnesses, 180 SCBA air bottles, and 380 SCBA face pieces from the 2007 standard of National Fire Protection Association 1981.

CFD regularly uses undamaged, expired, fire gear for training purposes in various training programs. No donated fire gear will be used in service to fight live fires.

There are no new FTEs or matching funds associated with the in-kind donation.

Acceptance of this in-kind donation is in accordance with the "Collaborate" goal to "[w]ork in synergy with the Cincinnati community" and the strategy to "[u]nite our communities," as described on pages 209-212 of Plan Cincinnati (2012).

The reason for the emergency is the immediate need to accept the donated fire equipment for utilization by the Rapid Assistance Team training program.

The Administration recommends passage of this Emergency Ordinance.

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

Attachment



EMERGENCY

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AUTHORIZING the City Manager to accept an in-kind donation of used fire gear from the Toledo Department of Fire and Rescue valued at \$0 to be used by the Cincinnati Fire Department's Rapid Assistance Team training program.

WHEREAS, the Toledo Department of Fire and Rescue has generously agreed to donate used fire gear to the Cincinnati Fire Department ("CFD") for use in the Rapid Assistance Team training program; and

WHEREAS, the donated used fire gear includes 119 Self-Contained Breathing Apparatus ("SCBA") harnesses, 180 SCBA air bottles, and 380 SCBA face pieces from the 2007 standard of National Fire Protection Association 1981; and

WHEREAS, the items have been valued at \$0 because they are beyond their useful life; and

WHEREAS, CFD regularly uses undamaged, expired, fire gear for training purposes in various training programs, and no donated fire gear will be used in service to fight live fires; and

WHEREAS, acceptance of this in-kind donation requires no matching funds, and no FTEs/full time equivalents are associated with acceptance of this in-kind donation; and

WHEREAS, acceptance of this in-kind donation is in accordance with the "Collaborate" goal to "[w]ork in synergy with the Cincinnati community" and strategy to "[u]nite our communities" as described on pages 209-212 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 accept an in-kind donation of used fire gear from the Toledo Department of Fire and Rescue valued at \$0 to be used by the Cincinnati Fire Department's Rapid Assistance Team training program.

Section 2. That the appropriate 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 accept the donated fire equipment for utilization by the Rapid Assistance
Team training program.
Passed:, 2023
Aftab Pureval, Mayor
Attest: Clerk



To: Members of the Budget and Finance Committee

202301935

From: Sheryl M. M. Long, City Manager

Subject: Emergency Ordinance - Cincinnati Fire Department: Then and

Now Payment to Axon Enterprise

Attached is an Emergency Ordinance captioned:

AUTHORIZING a payment of \$3,974.40 to Axon Enterprise for outstanding charges related to annual servicing of TASER equipment provided to the Cincinnati Fire Department, to be paid from Cincinnati Fire Department General Fund non-personnel operating budget account no. 050x272x3400x7253 pursuant to the attached certificate from the Director of Finance.

Approval of this Emergency Ordinance would authorize the payment of \$3,9740.40 to Axon Enterprise for outstanding charges related to annual servicing of TASER equipment provided to the Cincinnati Fire Department, to be paid from Cincinnati Fire Department General Fund non-personnel operating budget account no. 050x272x3400x7253 pursuant to the attached certificate from the Director of Finance.

In June 2023, Axon Enterprise invoiced the Cincinnati Fire Department (CFD) for annual servicing of TASER equipment in the amount of \$3.974.40. The services were provided under contract, but the Second Amendment to the contract was not properly certified when the amendment was executed in 2021.

Pursuant to Ohio Revised Code 5705.41(D)(1), the Director of Finance has issued a Then and Now Certificate, verifying sufficient resources were appropriated at the time of executing the Second Amendment, and now, for the purpose of paying for services rendered under the contract. No new resources are being appropriated for this purpose.

The reason for the emergency is the immediate need to make payment to Axon Enterprise in a timely manner.

The Administration recommends passage of this Emergency Ordinance.

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

Attachment

EMERGENCY

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- 2023

AUTHORIZING a payment of \$3,974.40 to Axon Enterprise for outstanding charges related to annual servicing of TASER equipment provided to the Cincinnati Fire Department, to be paid from Cincinnati Fire Department General Fund non-personnel operating budget account no. 050x272x3400x7253 pursuant to the attached certificate from the Director of Finance.

WHEREAS, in June 2023 Axon Enterprise invoiced the Cincinnati Fire Department ("CFD") for annual servicing of TASER equipment used by CFD, at a value of \$3,974.40; and

WHEREAS, the services were provided under a contract between the City of Cincinnati and Axon Enterprise, but the Second Amendment to the contract that modified the scope of work to include CFD was not properly certified when the amendment was executed in 2021; and

WHEREAS, pursuant to Ohio Revised Code 5705.41(D)(1), the Director of Finance has issued a certificate, attached hereto, within the last 30 days verifying that at the time of executing the Second Amendment, and at the time the attached certificate was issued, a sufficient sum was appropriated and in the City Treasury for the purpose of paying for services rendered to CFD under the Second Amendment to the contract; and

WHEREAS, Council desires to pay \$3,974.40 to Axon Enterprise for the TASER servicing; now, therefore,

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

Section 1. That the Director of Finance is hereby authorized to make a payment of \$3,974.40 to Axon Enterprise for outstanding charges related to servicing TASER equipment for the Cincinnati Fire Department ("CFD"), to be paid from CFD General Fund non-personnel operating budget account no. 050x272x3400x7253 pursuant to the attached certificate from the Director of Finance.

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

	Aftab Pureval, Mayor
Passed:, 2023	
the immediate need to make payment to Axon Enterprise	e in a timely manner.
of Article II, Section 6 of the Charter, be effective imme	ediately. The reason for the emergency is

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 of Cincinnati ("City") and Axon Enterprise ("Axon") entered into a Master Services and Purchasing Agreement ("Agreement) on August 2, 2016, for the purchase of equipment and provision of services by and to the Cincinnati Police Department.

WHEREAS, on September 29 2019, the parties executed a First Amendment to the Agreement.

WHEREAS, on June 8, 2021, the parties executed a Second Amendment to the Agreement that extended the terms of the Agreement to the Cincinnati Fire Department.

WHEREAS, the Second Amendment was inadvertently not submitted to the Director of Finance such that funds were not certified against the Second Amendment.

WHEREAS, on July 22, 2021, the parties executed a Third Amendment to the Agreement that modified the scope of work of the Agreement.

WHEREAS, in June 2023, Axon provided services to the City under the scope of work set forth by the Second Amendment in the amount of \$3,974.40 for which Axon has not been compensated.

NOW, THEREFORE,

1. As of June 8, 2021 and as of the date this certificate was executed, I hereby verify that the City Treasury held a sufficient sum that was appropriated and available for the purpose of paying for services rendered under the Agreement and all Amendments thereto, including but not limited to the Second Amendment. This verification is conditioned upon and subject to City Council's approval of an ordinance authorizing the drawing of a warrant in payment of amounts due to Axon Enterprises under the Agreement.

Signed,
Karn addr
Karen Alder, Director of Finance City of Cincinnati
Date: 8/30/2023



September 5, 2023

To: Members of the Budget and Finance Committee 202301933

From: Sheryl M. M. Long, City Manager

Subject: Emergency Ordinance - FY 2024 Mid-Year Budget Adjustments

Attached is an Emergency Ordinance captioned:

AUTHORIZING the transfer of the sum of \$400,000 within the General Fund, from the non-departmental Lump Sum Payments General Fund personnel operating budget account no. 050x924x7100 to the non-departmental Judgments Against the City General Fund non-personnel operating budget account no. 050x951x7400 for the purpose of realigning and providing funds for the ongoing needs within the non-departmental accounts; AUTHORIZING the transfer of \$1,100,000 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 the General Fund; and AUTHORIZING the transfer and appropriation of \$1,100,000 from the unappropriated surplus of the General Fund to the non-departmental Judgments Against the City General Fund non-personnel operating budget account no. 050x951x7400 for the purpose of providing funds for various settlements and judgments expected to be finalized in FY 2024.

This Emergency Ordinance authorizes transfer of the sum of \$400,000 within the General Fund, from the non-departmental Lump Sum Payments General Fund personnel operating budget account no. 050x924x7100 to the non-departmental Judgments Against the City General Fund non-personnel operating budget account no. 050x951x7400 for the purpose of realigning and providing funds for the ongoing needs within the non-departmental accounts. This Emergency Ordinance further authorizes the transfer of \$1,100,000 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 the General Fund. Finally, this Emergency Ordinance authorizes the transfer and appropriation of \$1,100,000 from the unappropriated surplus of the General Fund to the non-departmental Judgments Against the City General Fund non-personnel operating budget account no. 050x951x7400 for the purpose of providing funds for various settlements and judgments expected to be finalized in FY 2024.

Additional funds are projected to be needed for various settlements and judgments in FY 2024 which can be partially offset by a reduction in lump sum payments funds that are currently available in the General Fund.

The General Fund balance sheet reserve account no. 050x2580, "Reserve for Weather Related Events, Other Emergency and One-Time Needs," is the source of funds for the remaining \$1,100,000 projected to be needed for various settlements and judgments expected to be finalized in FY 2024.

The reason for the emergency is the immediate need to ensure the uninterrupted continuation of services.

The Administration recommends passage of this Emergency Ordinance.

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

Attachment

EMERGENCY

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- 2023

AUTHORIZING the transfer of the sum of \$400,000 within the General Fund, from the non-departmental Lump Sum Payments General Fund personnel operating budget account no. 050x924x7100 to the non-departmental Judgments Against the City General Fund non-personnel operating budget account no. 050x951x7400 for the purpose of realigning and providing funds for the ongoing needs within the non-departmental accounts; AUTHORIZING the transfer of \$1,100,000 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 the General Fund; and AUTHORIZING the transfer and appropriation of \$1,100,000 from the unappropriated surplus of the General Fund to the non-departmental Judgments Against the City General Fund non-personnel operating budget account no. 050x951x7400 for the purpose of providing funds for various settlements and judgments expected to be finalized in FY 2024.

WHEREAS, additional funds are projected to be needed in the General Fund for various settlements and judgments expected to be finalized in FY 2024, which can be partially offset by a reduction in lump sum payments funds; and

WHEREAS, the General Fund balance sheet reserve account no. 050x2580, "Reserve for Weather Related Events, Other Emergency and One-Time Needs," is the source of funds for the remaining \$1,100,000 projected to be needed for various settlements and judgments expected to be finalized in FY 2024; now, therefore,

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

Section 1. That the transfer of the sum of \$400,000 within the General Fund, from the non-departmental Lump Sum Payments General Fund personnel operating budget account no. 050x924x7100 to the non-departmental Judgments Against the City General Fund non-personnel operating budget account no. 050x951x7400, is hereby authorized for the purpose of realigning and providing funds for the ongoing needs within the non-departmental accounts.

Section 2. That the sum of \$1,100,000 is hereby transferred 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 the General Fund.

Section 3. That the sum of \$1,100,000 is hereby transferred and appropriated from the unappropriated surplus of the General Fund to the non-departmental Judgments Against the City General Fund non-personnel operating budget account no. 050x951x7400 for the purpose of providing funds for various settlements and judgments expected to be finalized in FY 2024.

Section 4. That the proper City officials are hereby authorized to do all things necessary and proper to carry out the terms of Sections 1 through 3.

Section 5. 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 the uninterrupted continuation of services.

Passed:	, 2023	
		Aftab Pureval, Mayor
Attest:		
Cler	k	



September 5, 2023

Members of the Budget and Finance Committee

202301963

From: Sheryl M.M. Long, City Manager

To:

Subject: EMERGENCY ORDINANCE - AMENDING ORDINANCES TO

REDUCE THE SPECIAL ASSESSMENTS TO BE LEVYED AT

OAKLEY STATION.

Attached is an Emergency Ordinance captioned:

AMENDING Ordinance No. 228-2012 passed by City Council on June 20, 2012, as previously amended by Ordinance No. 246-2013, Ordinance No. 179-2014, Ordinance No. 272-2015, Ordinance No. 268-2016, Ordinance No. 213-2017, Ordinance No. 244-2018, Ordinance No. 321-2019, Ordinance No. 270-2020, Ordinance No. 311-2021, and Ordinance No. 237-2022 for the purpose of reducing those special assessments levied and to be collected in 2024 (with tax year 2023 property taxes) based upon a report of the administrator for bonds issued by the Port of Greater Cincinnati Development Authority related to the Oakley Station development project.

BACKGROUND/CURRENT CONDITIONS

The Public Infrastructure Improvements for the Oakley Station project were funded by special obligation bonds issued against future revenue streams from a Project Tax Increment Financing (TIF) District put in place on the project site and back stopped by a Special Assessment levied on the properties within the project site. Each year, the Port Authority, as the TIF and Special Assessment Administrator, issues an annual report determining the appropriate level of Special Assessments to be certified to the properties in the coming tax year.

DEVELOPER INFORMATION

The Port of Greater Cincinnati Development Authority disbursed the bonds and serves as the TIF and Special Assessment Administrator. The Developer for Oakley Station is USS Realty, LLC.

SPECIAL ASSESSMENT UPDATE

The 2023 Administrator's Report determined that actual TIF revenues and projected TIF revenues for the 2023 (collect 2024) tax year are adequate to cover all bond obligations and have additional reserves on hand, so the Special Assessment for this year may be lowered to \$0.00.

Oakley Station Special Assessment 2023 Update
Page 2 of 2

LEGISLATION TIMELINE

The anticipated council timeline is as follows:

- September 5, 2023: Budget and Finance
- September 7, 2023: City Council for Final Approval

State law requires the City to certify assessments to the County Auditor no later than the second Monday in September, which is September 11th this year. In order to hit that deadline, it needs to be by leaved directly into Budget & Finance Committee on September 5th, for passage by Council on September 7th.

RECOMMENDATION

The Administration recommends passage of this Emergency Ordinance to reduce the Special Assessment amounts, as recommended based on the annual Administrator's Report.

Copy: Markiea L. Carter, Director, Department of Community & Economic Development

EMERGENCY

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- 2023

AMENDING Ordinance No. 228-2012 passed by City Council on June 20, 2012, as previously amended by Ordinance No. 246-2013, Ordinance No. 179-2014, Ordinance No. 272-2015, Ordinance No. 268-2016, Ordinance No. 213-2017, Ordinance No. 244-2018, Ordinance No. 321-2019, Ordinance No. 270-2020, Ordinance No. 311-2021, and Ordinance No. 237-2022, for the purpose of reducing those special assessments levied and to be collected in 2024 (with tax year 2023 property taxes) based upon a report of the administrator for bonds issued by the Port of Greater Cincinnati Development Authority related to the Oakley Station development project.

WHEREAS, on June 20, 2012, this Council adopted Resolution No. 38-2012 declaring the necessity of (i) constructing various public infrastructure improvements ("Public Infrastructure Improvements") related to the Oakley Station development project generally located at 4701 Marburg Avenue in Cincinnati, and (ii) assessing lands for the costs of the Public Infrastructure Improvements as petitioned by the owners of 100 percent of such property (the "Petition") in accordance with Chapter 727 of the Ohio Revised Code; and

WHEREAS, on June 20, 2012, Council passed Ordinance No. 228-2012 levying Special Assessments (as defined in the Cooperative Agreement, as defined below) to pay for the costs of constructing the Public Infrastructure Improvements; and

WHEREAS, Ordinance No. 228-2012 and the Petition contemplate that the Special Assessments will be reapportioned in accordance with the Petition upon the subdivision (or consolidation) of any parcels included within the assessed lands; and

WHEREAS, Ordinance No. 228-2012 and that certain Cooperative Special District Financing and Redevelopment Agreement dated July 31, 2012 (the "Cooperative Agreement") among the City of Cincinnati, the Port of Greater Cincinnati Development Authority (the "Port Authority"), and USS Realty, LLC each contemplate that Council may reduce or abate the Certified Annual Installments (as defined in the Cooperative Agreement) of the Special Assessments based upon a report of an administrator (the "Administrator") appointed by the Port Authority for bonds issued by the Port Authority and secured by an assignment of the Special Assessments; and

WHEREAS, pursuant to Ordinance No. 246-2013 passed by Council on August 7, 2013, Ordinance No. 179-2014 passed by Council on June 25, 2014, Ordinance No. 272-2015 passed by Council on August 5, 2015, Ordinance No. 268-2016 passed by Council on August 3, 2016, and Ordinance No. 213-2017 passed by Council on August 9, 2017, each based upon and consistent with reports of the Administrator, the Certified Annual Installments of the Special Assessments were reapportioned, first among Hamilton County Parcel Numbers 051-0001-0001, 051-0001-0063, and 051-0001-0064 and, upon passage of Ordinance No. 213-2017, among Hamilton County

Auditor Parcel Numbers 051-0001-0063, 051-0001-0064, 051-0001-0070, 051-0001-0071, 051-0001-0074, 051-0001-0078, 051-0001-0079, 051-0001-0080, 051-0001-0081, 051-0001-0082, 051-0001-0083, 051-0001-0084, 051-0001-0085, 051-0001-0086, 051-0001-0087, 051-0001-0088, 051-0001-0089, 051-0001-0090, and 051-0001-0091, and the Certified Annual Installments to be collected, as reapportioned in the respective years, were reduced and certified for collection; and

WHEREAS, pursuant to Ordinance No. 244-2018 passed by Council on August 1, 2018, Ordinance No. 321-2019 passed by Council on August 7, 2019, Ordinance No. 270-2020 passed by Council on August 5, 2020, Ordinance No. 311-2021 passed by Council on August 4, 2021, and Ordinance No. 237-2022 passed by Council on August 3, 2022, based upon and consistent with reports of the Administrator, the Certified Annual Installments of the Special Assessments to be collected in the years 2019 through 2023, as previously apportioned among Hamilton County Auditor Parcel Numbers 051-0001-0063, 051-0001-0064, 051-0001-0070, 051-0001-0071, 051-0001-0074, 051-0001-0078, 051-0001-0079, 051-0001-0080, 051-0001-0081, 051-0001-0082, 051-0001-0083, 051-0001-0084, 051-0001-0085, 051-0001-0086, 051-0001-0087, 051-0001-0088, 051-0001-0089, 051-0001-0090, and 051-0001-0091, were reduced to zero for each of the tax collection years from 2019 through 2023 and those reductions, and the amounts to be collected with respect to each such parcel in those years (\$0.00), were certified to the County Auditor; and

WHEREAS, the City has received a report of the Administrator for the current year (the "Administrator's Report") determining, among other things, that:

- (i) There have been no parcel splits or consolidations since the passage of Ordinance No. 213-2017, and none of the Special Assessments should be reapportioned at this time;
- (ii) the Special Assessment Roll for the Special Assessments, referenced in Exhibit A to Ordinance No. 228-2012, as most recently amended in Section 1 of Ordinance No. 213-2017, should not be amended and restated at this time;
- (iii) the Certified Annual Installments of the Special Assessments, as apportioned and reapportioned in Exhibit D to Ordinance No. 228-2012, as most recently amended in Section 2 of Ordinance No. 213-2017, should not be amended and restated at this time;
- (iv) the aggregate Annual Service Payment Credits (as defined in the Cooperative Agreement) for the current year (tax year 2023 and collection year 2024) are \$652,232.50, and such Annual Service Payment Credits are to be apportioned to each of the parcels included in the assessed lands in the same proportion as the Special Assessments; and
- (v) the required Certified Annual Installments of the Special Assessments to be certified by the City to the Hamilton County, Ohio Auditor and collected by the Hamilton County, Ohio Treasurer in 2024 (with 2023 taxes) (i.e., the applicable Certified Annual Installments after applying the Annual Service Payment Credits, as allocated in accordance with the Administrator's Report), is \$0.00, requiring the annual Special Assessments for tax year 2023 to be reduced from the current aggregate Certified Annual Installments amount of \$652,232.50 to \$0.00 consistent with the Administrator's Report; now, therefore,

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

Section 1. That, pursuant to the Cooperative Agreement (that term and any other term used but not defined herein being used as defined in the recitals to this ordinance) and based upon the Administrator's Report: (a) the aggregate Annual Service Payment Credits for collection year 2024 shall be \$652,232.50; (b) such Annual Service Payment Credits shall be apportioned to each of the parcels included in the assessed lands in the same proportion as the Special Assessments; and (c) the aggregate required Certified Annual Installments of the Special Assessments to be certified by the City to the Hamilton County, Ohio Auditor and collected by the Hamilton County, Ohio Treasurer in 2024 (with tax year 2023 property taxes) shall be reduced from \$652,232.50 to \$0.00, all as shown in the following table:

Assessed Lands (Parcel Number)	Current Year Certified Annual <u>Installment</u>	Current Year Annual Service <u>Payment Credit</u>	Special Assessments to be Certified for Collection in 2024
051-0001-0063	\$ 63,095.13	\$ 63,095.13	\$0.00
051-0001-0064	97,686.09	97,686.09	\$0.00
051-0001-0070	133,501.73	133,501.73	\$0.00
051-0001-0071	37,073.90	37,073.90	\$0.00
051-0001-0074	15,043.14	15,043.14	\$0.00
051-0001-0078	14,753.34	14,753.34	\$0.00
051-0001-0079	41,146.57	41,146.57	\$0.00
051-0001-0080	21,608.95	21,608.95	\$0.00
051-0001-0081	31,805.16	31,805.16	\$0.00
051-0001-0082	35,837.40	35,837.40	\$0.00
051-0001-0083	12,294.61	12,294.61	\$0.00
051-0001-0084	12,706.94	12,706.94	\$0.00
051-0001-0085	11,784.31	11,784.31	\$0.00
051-0001-0086	13,076.21	13,076.21	\$0.00
051-0001-0087	10,150.10	10,150.10	\$0.00
051-0001-0088	13,880.49	13,880.49	\$0.00
051-0001-0089	67,055.46	67,055.46	\$0.00
051-0001-0090	13,600.67	13,600.67	\$0.00
051-0001-0091	<u>6,132.30</u>	6,132.30	<u>\$0.00</u>
Total	\$652,232.50	\$652,232.50	\$0.00

Section 2. That all existing provisions of Ordinance No. 228-2012 passed by City Council on June 20, 2012, as previously amended by Ordinance No. 246-2013, Ordinance No. 179-2014, Ordinance No. 272-2015, Ordinance No. 268-2016, Ordinance No. 213-2017, Ordinance No. 244-2018, Ordinance No. 321-2019, Ordinance No. 270-2020, Ordinance No. 311-2021, and Ordinance No. 237-2022, not amended hereby and not inconsistent with this ordinance shall remain in full force and effect.

Section 3. That the Clerk of Council is hereby directed to deliver a certified copy of this ordinance to the Hamilton County, Ohio Auditor within fifteen days after its adoption or, if earlier than fifteen days after its adoption, within the time required by law for the certification of assessments to be collected in 2024 (with tax year 2023 property taxes).

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 certify the revised Special Assessments to the Hamilton County, Ohio Auditor by the certification deadline of September 11, 2023.

Passed:	, 2023	
		Aftab Pureval, Mayor
Attest:Cleri		



202301958)

Date: September 7, 2023

To:

Councilmember Liz Keating

From:

Emily Smart Woerner, City Solicitor

Subject:

Emergency Ordinance - Charter Amendment Regarding Article I and

Article IX Voting and Initiatives

Transmitted herewith is an emergency ordinance captioned as follows:

TO SUBMIT to the electors of the City of Cincinnati an amendment to the Charter of the City effective as of the general election of November 2023, to address issues regarding voting and elections for both Mayoral and Council candidates and for Charter amendments, initiatives, and referenda by requiring petition circulators to submit a certified copy of any initiative, referendum, or Charter amendment petition to the Clerk of Council before collecting signatures on the petitions; permitting members of Council to cast their votes by any method that publicly announces their vote; providing a process and timeline for submitting petitions for initiatives and referenda to the Clerk of Council to allow a reasonable time for verification of signatures and drafting necessary ordinances and an opportunity to collect additional signatures on petitions; clarifying throughout the Charter that Council terms are two years; clarifying that candidate petition circulators must sign a statement rather than provide a notarized affidavit on the candidate petitions; and providing an opportunity for candidates for Council and Mayor to collect additional signatures on their petitions, all by amending existing Sections 3 and 5 of Article II, "Legislative Power," and Sections 1, 2 and 4 of Article IX, "Nominations and Elections," and by enacting new Section 8 of Article II.

EESW/CMZ(dmm) Attachment 386962

EMERGENCY

City of Cincinnati

CMZ

175W

An Ordinance No.

- 2023

TO SUBMIT to the electors of the City of Cincinnati an amendment to the Charter of the City effective as of the general election of November 2023, to address issues regarding voting and elections for both Mayoral and Council candidates and for Charter amendments, initiatives, and referenda by requiring petition circulators to submit a certified copy of any initiative, referendum, or Charter amendment petition to the Clerk of Council before collecting signatures on the petitions; permitting members of Council to cast their votes by any method that publicly announces their vote; providing a process and timeline for submitting petitions for initiatives and referenda to the Clerk of Council to allow a reasonable time for verification of signatures and drafting necessary ordinances and an opportunity to collect additional signatures on petitions; clarifying throughout the Charter that Council terms are two years; clarifying that candidate petition circulators must sign a statement rather than provide a notarized affidavit on the candidate petitions; and providing an opportunity for candidates for Council and Mayor to collect additional signatures on their petitions, fall by amending existing Sections 3 and 5 of Article II, "Legislative Power," and Sections 1, 2 and 4 of Article IX, "Nominations and Elections," and by enacting new Section 8 of Article II.

WHEREAS, it would benefit citizens of Cincinnati to have the Charter of the City of Cincinnati clearly establish the process, forms, and timelines for submitting petitions to the City for initiatives, Charter amendments, and referenda so citizens can exercise these rights more effectively; and

WHEREAS, allowing citizens and potential mayoral and Council candidates additional time to collect signatures on petitions if their initial signature collection efforts are insufficient encourages participation in governing the City and supports democracy; and

WHEREAS, clarifying the Charter provisions regarding Council term length and the candidate petition requirements will prevent confusion; now, therefore,

BE IT ORDAINED by the Council of the City of Cincinnati, State of Ohio, two-thirds of the members elected thereto concurring:

Section 1. That there shall be submitted to the vote of the qualified electors of the City of Cincinnati for their approval or disapproval at the special election to be held on November 7, 2023, an amendment to the Charter of the City of Cincinnati amending existing Sections 3 and 5 of Article II, "Legislative Power," and Sections 1, 2, and 4 of Article IX, "Nominations and Elections," and enacting new Section 8 of Article II, "Legislative Power," to read as follows:

Article II. – LEGISLATIVE POWER

Section 3.

Emergency ordinances must receive the vote of a majority of the members elected to the council, and the declaration of an emergency and the reasons for the necessity of declaring said ordinances to be emergency measures shall be set forth in one section of the ordinance, which section shall be passed only upon a separate affirmative vote of two-thirds of the members elected to the council. If the emergency section fails of passage, the clerk shall strike it from the ordinance, and the ordinance shall take effect at the earliest time allowed by law.

No ordinance prescribing rates and charges to be collected by or paid to any publicly owned public utility shall be passed as an emergency ordinance unless the ordinance is introduced in council at least three weeks before it is finally voted upon and a public hearing has been held by council thereon.

Section 5.

A majority of the members elected to the council shall be a quorum to do business, but a less number may adjourn from time to time. A member of council appointed to council in accordance with the terms of this charter shall possess all rights, privileges and duties of a member elected to this council. All legislation enacted by the council shall be by ordinance except where otherwise required by the constitution or laws of the state of Ohio. The council shall keep a journal of its meetings which shall be a public record. Members of council may cast their vote on any item via any method that publicly announces the vote, including by a roll call voice vote or electronic or mechanical method. At the desire of any member the vote of each member shall be entered upon the journal; and on the passage of legislation the vote of each member shall be entered upon the journal. No legislation shall be passed without the concurrence of a majority of the members elected to the council. The meetings of council and its committees shall be held in accordance with the requirements of the Ohio open meetings act, codified in Ohio revised code section 121.22 or its successors.

The first meeting of the council shall be held on the first Tuesday after January 1st at 11:00 o'clock a.m. following an election of members of council. All subsequent meetings shall be held pursuant to adjournment, or in accordance with a rule adopted by the council which may be amended at any time. Special meetings shall be held on the request of any two members or the mayor upon twenty-four hours notice to each member and the mayor and immediate notice to the news media that have requested notification.

Section 8.

The initiative and referendum powers are reserved to the people of the city on all questions which the council is authorized to control by legislative action; such powers shall be exercised in the manner provided by this charter. Petitions for an initiated ordinance, referendum, or charter amendment shall comply with the requirements established in this charter.

A. Petitions.

1. Petition Forms

Petitioners shall use the forms provided by the Ohio Secretary of State for an initiated ordinance, referendum, or charter amendment, unless this charter or an ordinance of council provides otherwise.

In addition, each petition for a proposal initiated by a citizen shall comply with the following as to form and with general laws of the state, unless otherwise provided by this charter or ordinance of council:

- (a) A petition may be circulated in separate part-petitions but each part-petition shall be identical.
- (b) Each part-petition shall be circulated and submitted as a single instrument.
- (c) A petition may only contain one proposal, which shall not address multiple or unrelated subject matters or questions of law.
- (d) The title of the proposal shall clearly and without argument describe the proposed ordinance, referendum, or charter amendment, and such title shall be placed on the top of each page of a part-petition, and the pages shall be numbered sequentially.
- (e) A petition shall contain a full and correct copy of any proposed ordinance, referendum, or charter amendment, with no summary, argument, or other ancillary information regarding the proposal placed thereon, unless otherwise required by this charter or ordinance of council.

2. Petition committee.

The petition shall bear the names of at least five qualified electors of the city of Cincinnati, who shall represent the petitioners in all matters relating to such petitions and shall be known as the petition committee.

3. Filing certified copy of petition with clerk of council.

Whoever seeks to propose by petition an ordinance, referendum, or charter amendment shall file a certified copy of the petition with the clerk of council prior to circulating it.

4. Duties upon filing of certified copy of petition.

The clerk of council shall forward the certified copy of a petition within one business day to the solicitor and the mayor and members of council. The solicitor shall determine if the petition addresses a single subject and meets the requirements as to form provided by this charter and shall report the same to the clerk of council and the mayor and members of council as soon as practicable.

B. Filing of signed petitions.

1. All signed petitions to be filed with clerk of council; deadlines.

(a) All separate part-petitions providing for a proposed ordinance, referendum, or charter amendment shall be filed at the same time, as one instrument, with the clerk of

council. No alterations, corrections, or additions may be made to a petition after it is filed with the clerk.

(b) Petitions for an initiated ordinance shall be filed with the clerk of council at least eighty days prior to an election at which the initiated ordinance is to be submitted to the voters.

If a petition committee wants to have the option provided under section 8.C.2 of this article to submit additional signatures if the election authority determines the petition does not have sufficient valid signatures, the petition committee must submit the signed petitions to the clerk of council at least 100 days prior to an election at which the initiated ordinance is to be submitted to the voters.

(c) Signed petitions for an initiated ordinance or charter amendment shall be filed within two years of filing a certified copy of the petition with the clerk of council; petitions for referendum shall be filed as otherwise provided for in this charter. If petitions are not filed in the time required by this charter, the petition originally filed with the clerk of council is no longer valid, and the petition process must begin again.

2. Withdrawal, effect of withdrawal or insufficiency.

No petition, or part thereof, presented to or filed with any office of the city of Cincinnati may be withdrawn from such public office. A petition shall be withdrawn from consideration by the city if the petition committee submits to the clerk of council a written notice of withdrawal, signed by a majority of the committee and duly notarized, prior to final action on the petition; and a petition shall be withdrawn from consideration by the electors if notice is submitted as required in this section prior to the forty-fifth day before the date of the election thereon.

C. Duties upon filing of a signed petition.

- 1. Within ten days after the filing of a signed petition, the clerk of council shall have copies of the petitions made and shall forward the petitions to the elections authorities to validate the signatures on the petition and to the solicitor. In the case of a proposed charter amendment, the clerk of council shall forthwith forward the petitions to the elections authorities and the solicitor.
- 2. If the elections authority's report confirms a sufficient number of valid signatures on the petition, the clerk of council immediately shall forward the elections authority's report to the mayor, council, and the solicitor. If the elections authority's report confirms an insufficient number of valid signatures on the petition, the clerk of council immediately shall notify the mayor, council, solicitor, and the petition committee of the deficiency.

If, as provided in section B.1.(b), the petition committee submitted the signed petitions to the clerk of council at least 100 days prior to an election at which the initiated ordinance is to be submitted to the voters, the petition committee shall have one additional ten-day period from the time of notification by the clerk of council to secure and file petitions containing additional signatures as one instrument. This period to

collect additional signatures cannot extend beyond the deadline for the city to submit an ordinance to the elections authority to put the initiative on the ballot for the next election. The clerk of council immediately shall forward any additional petitions received to the elections authorities. The clerk of council shall immediately forward to the mayor, the council and the solicitor the elections authority's supplemental report regarding signature validation.

If the elections authority's supplemental report confirms the petition has an insufficient number of valid signatures, the clerk of council also shall immediately notify the petition committee of the deficiency, the petition will be closed, and the petition effort must begin again.

3. Validation of part-petitions, signatures.

Validation of signatures and part-petitions shall be as provided for in the general laws of the state, unless otherwise provided by this charter or ordinance of council. No part-petition which includes a purported elector's signature or circulator's signature affixed prior to the date of filing a certified copy of the petition with the clerk of council shall be deemed valid.

D. Council action by ordinance.

1. Council action on a petition for any proposed ordinance, referendum, or charter amendment shall be by ordinance. No city official or employee may consider the subject matter of a petition when determining its legal sufficiency, except as required to assure compliance with applicable provisions of this charter, general laws of the state, or ordinance of the council. Any petition and any signatures upon the part-petitions thereof found to be sufficient as provided herein shall be presumed to be sufficient in all respects unless it is proven otherwise at least 45 days before the election.

2. Petitions not subject to veto, referendum.

Any ordinance placing an issue before voters or setting the date of an associated special election shall go into effect and be in force from and after the date of passage. Such ordinance shall not be subject to the mayor's veto or be subject to referendum.

E. Conflicting questions and issues.

If two or more proposals are approved or adopted at the same election, and the solicitor finds that any provisions of two or more proposals are in conflict, the proposal receiving the highest number of votes shall prevail.

F. PETITION-INITIATED ORDINANCE

1. Any proposed ordinance may be submitted to the council by a petition signed by registered electors of the city equal to not less than ten per cent of the total vote cast for governor at the most recent general election for governor in the city. Any such proposed

ordinance shall comply, in all respects, with the requirements of this charter and applicable rules of council regarding ordinances.

2. Council action on initiated ordinances.

The clerk of council shall notify the mayor, the council, and the solicitor of the election authorities' conclusion regarding the validity of the signatures on the petitions to enact an ordinance immediately upon receipt of the report from the election authorities. If the clerk of council notifies the mayor, the council, and the solicitor that the elections authorities determined the petition has a sufficient number of signatures, the council shall determine whether the petition is otherwise sufficient as authorized by this charter and general laws of the state. If the council finds the petition is otherwise sufficient, it shall take either of the following actions:

- (a) vote to adopt the proposed ordinance without alteration; or
- (b) pass an ordinance to provide for the submission of the proposed ordinance in its original form to a vote of the electors of the city in such time as to allow it to be on the ballot at the next regular municipal election scheduled not less than sixty nor more than 120 days after its passage. If no such election will be held within that period, the council shall, at its sole discretion, order and provide for the submission of such proposed ordinance to a vote of the electors of the city at either a special election within such period or at the next regular municipal election.

3. Ballot language, initiated ordinance.

In any ordinance placing a proposed ordinance on the ballot, the council shall prescribe a brief summary of the same, which shall be accurate, shall not be misleading, and shall be without material omission or argument. The summary so prescribed shall be placed upon the ballot.

4. Effect of electoral vote on proposed ordinance.

If such proposed ordinance is approved by a majority of the electors voting on it, it shall become an ordinance of the city at the time fixed therein, or upon the completion of the official canvass of the election, whichever is later.

G. REFERENDUM

1. Referendum initiated by petition.

Any proposed referendum may be submitted to the council by a petition signed by registered electors of the city equal to not less than ten per cent of the total vote for governor at the most recent general election for governor in the city, and such petition shall be submitted within thirty days of final action by the council.

2. Effect of referendum petition on subject ordinance.

If a petition for referendum is filed as provided in this charter regarding an ordinance that shall go into effect thirty days after final passage by the council, such ordinance shall not be operative until the steps indicated herein have been taken. Emergency ordinances shall not be subject to referendum.

3. Council action on petition for referendum.

If the clerk of council notifies the mayor, the council, and the solicitor that the elections authorities determined the petition has a sufficient number of signatures, the council shall determine whether the petition is otherwise sufficient as authorized by this charter and general laws of the state. If the council finds the petition is otherwise sufficient, it shall take either of the following actions:

- (a) vote to repeal the subject ordinance; or
- (b) pass an ordinance to provide for the submission of the proposed referendum in its original form to a vote of the electors of the city in such time as to allow it to be on the ballot at the next regular municipal election scheduled not less than sixty nor more than 120 days after its passage. If no such election will be held within that period, the council shall, at its sole discretion, order and provide for the submission of such proposed ordinance to a vote of the electors of the city at either a special election within such period or at the next regular municipal election.

4. Ballot language, referendum.

In any ordinance placing a referendum on the ballot, the council shall prescribe a brief summary of the referendum, which shall be accurate, shall not be misleading, and shall be without material omission or argument. The summary so prescribed shall be placed upon the ballot.

5. Effect of electoral vote on referendum.

If such proposed referendum is approved by a majority of the electors voting thereon, the ordinance which was the subject of the referendum shall be repealed upon the completion of the official canvass of the election.

H. CHARTER AMENDMENTS

1. Proposed amendments to this charter may be submitted to the electors of the city by a two-thirds vote of the council and such submission shall be by ordinance. Proposed amendments to this charter shall be submitted by the council forthwith upon a petition signed by electors of the city equal to not less than ten percent of the total vote cast at the last preceding regular municipal election.

2. Council action on petition for proposed charter amendment.

The clerk of council shall notify the mayor, the council, and the solicitor of the election authorities' conclusion regarding the validity of the signatures on the petitions to enact an ordinance for a charter amendment forthwith upon receipt of the report from the election authorities. After receiving notification from the clerk of council that there are sufficient valid signatures on the petition, the council shall forthwith provide by ordinance for the submission of such proposed charter amendment to a vote of the electors of the city.

3. Placement of issue on the ballot.

The ordinance shall order and provide for the submission of such proposed charter amendment to the electors at the next regular municipal election if one shall occur not less than sixty nor more than 120 days after its passage; otherwise, it shall provide for the submission of the question at a special election to be called and held within that time.

4. Notice of charter amendment.

The clerk of council shall provide notice of any proposed charter amendment as provided for by general laws of the state, unless otherwise provided by this charter or ordinance of council.

5. Ballot language, generally.

In any ordinance placing a proposed charter amendment on the ballot, the council shall prescribe a brief summary of the proposed amendment, which shall be accurate, shall not be misleading, and shall be without material omission or argument. The summary so prescribed shall be placed upon the ballot.

6. Effect of approval at election.

If such proposed amendment is approved by a majority of the electors voting thereon, it shall become a part of the charter at the time fixed in the proposed amendment, or upon completion of the official canvass of the election, whichever is later.

Article IX. – NOMINATIONS AND ELECTIONS

Section 1.

All elections provided for by this charter, whether for the choice of officers or the submission of questions to the voters, shall be conducted by the election authorities prescribed by general laws; and the provisions of the general election laws of the state shall apply to all such elections except as provision is otherwise made by this charter. The provisions of the laws of the state pertaining to campaign financing, campaign contributions, and campaign expenditures shall apply to all such elections except as provision is otherwise made by ordinance of the council or this charter.

Commencing in November 2021, a regular municipal election for the choice of members of council shall be held every two years on the first Tuesday after the first Monday in November.

Commencing in November 2001, a regular municipal election for the choice of mayor shall be held every four years on the first Tuesday after the first Monday in November. A regular municipal election for the choice of mayor shall be held on the date of the regular municipal election held during the second calendar year following the mayor's election when necessary to fulfill the provisions of Article III, Section 3 of this charter.

Section 2.

Any person eligible to the office of member of the council or the office of mayor may be placed in nomination therefor only by a petition filed in such person's behalf with the election authorities and signed by not less than 500 nor more than 1000 electors. Signatures to nominating petitions need not be appended to one paper but to each separate paper there shall be attached a statement of the circulator thereof stating that each signature thereto was made in the circulator's presence and is the genuine signature of the person whose name it purports to be. Each signer of a petition shall sign his or her name, address, and date of signing in ink or indelible pencil.

An elector may sign petitions for no more than one candidate for mayor and for no more council candidates than the number to be elected at any election. If an elector signs petitions for more than one candidate for mayor or for more than the number of other candidates to be elected, the elector's signature shall be declared valid on petitions in the order of filing.

An eligible person who has accepted a nomination for mayor as provided in Article IX, Section 4 shall not be eligible for election to the office of member of council that year.

Section 4.

Except as provided herein, all separate papers comprising a nominating petition for member of council or for mayor shall be assembled and filed with the election authorities as one instrument at least 75 days prior to any election at which candidates are to be determined or elected. In the event of an election to fill the unexpired term of the office of mayor, all separate papers comprising a nominating petition for the unexpired term of office of mayor shall be assembled and filed with the election authorities as one instrument at least 50 days prior to any primary election for such expired term of the office of mayor.

Within ten days after the certification of a nominating petition the election authorities shall notify the person named therein as a candidate whether the petition is found to satisfy all the prescribed conditions.

If the election authorities determine that a nominating petition has insufficient valid signatures more than 75 days prior to the election, the potential candidate may submit a supplemental nominating petition as one instrument on or before 75 days prior to any election at which candidates are to be determined or elected. If there is an election to fill the unexpired term

of the office of mayor and the election authorities determine that a mayoral nominating petition has insufficient valid signatures more than fifty days prior to the election, the potential candidate may submit a supplemental nominating petition as one instrument at least fifty days prior to any primary election for such expired term of the office of mayor.

Any eligible person placed in nomination as herein provided shall have his or her name printed on the ballot if, within five days after such notification, such person files with the election authorities a written acceptance of the nomination.

Section 2. That the form of submission of the proposed amendment to the electors shall be substantially as follows:

	CHARTER AMENDMENT A majority vote is necessary for passage.
YES	Shall the Charter of the City of Cincinnati be amended to clarify the process for citizens to initiate charter amendments, ordinances, and referenda by providing a process and timeline for submitting petitions for initiatives, referenda, and Charter amendments to the Clerk of Council to allow a reasonable time for verification of signatures and drafting necessary ordinances and an opportunity for citizens to collect additional signatures on petitions; requiring petition circulators to submit a certified copy of any initiative, referendum, or Charter amendment petition to the Clerk of Council before collecting signatures on the petitions; permitting City
NO	Council to cast their votes by any method that publicly announces their vote, including voice, electronic, or other mechanical method; clarifying throughout the Charter that Council terms are two years; clarifying that candidate petition circulators must sign a statement rather than provide a notarized affidavit on candidate petitions; and providing an opportunity for candidates for Council and Mayor to collect additional signatures on their petitions by amending existing Sections 3 and 5 of Article II, "Legislative Power," and existing Sections 1, 2, and 4 of Article IX, "Nominations and Elections," and by enacting new Section 8 of Article II, "Legislative Power"?

Section 3. That the Clerk of Council shall give notice of the proposed Charter Amendment in the manner provided by Sections 8 and 9 of Article XVIII of the Ohio Constitution and Section 731.211 (B) of the Ohio Revised Code.

Section 4. That the Clerk of Council is directed to certify and transmit to the Board of Elections of Hamilton County, Ohio, a copy of this ordinance and direct the said Board to submit the proposed Charter amendment to the electors of the City of Cincinnati as provided by law.

Section 5. That the Board of Elections of Hamilton County, Ohio, shall certify to the Council the result of the vote upon said amendment, and if said amendment is approved by a majority of the electors voting thereon, new Sections 3, 5, and 8 of Article II, "Legislative Power," and new Sections 1, 2 and 4 of Article IX, "Nominations and Elections," shall become a part of the Charter of the City of Cincinnati.

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 be effective immediately. The reason for the emergency is the immediate necessity to authorize the Clerk of Council to certify and transmit this ordinance to the Board of Elections at least sixty days prior to the 2023 general election.

Passed:	, 2023	
		Aftab Pureval, Mayor
Attest:Cl	erk	Altab I dieval, Mayor



Date: September 7, 2023

To:

Councilmember Liz Keating

From:

Emily Smart Woerner, City Solicitor

Subject:

Emergency Ordinance - Charter Amendment Regarding Article I and

Article IX Voting and Initiatives - B VERSION

Transmitted herewith is an emergency ordinance captioned as follows:

TO SUBMIT to the electors of the City of Cincinnati an amendment to the Charter of the City effective as of the general election of November 2023, to address issues regarding voting and elections for both Mayoral and Council candidates and for Charter amendments, initiatives, and referenda by requiring petition circulators to submit a certified copy of any initiative, referendum, or Charter amendment petition to the Clerk of Council before collecting signatures on the petitions; permitting members of Council to cast their votes by any method that publicly announces their vote; providing a process and timeline for submitting petitions for initiatives and referenda to the Clerk of Council to allow a reasonable time for verification of signatures and drafting necessary ordinances and an opportunity to collect additional signatures on petitions; clarifying throughout the Charter that Council terms are two years; clarifying that candidate petition circulators must sign a statement rather than provide a notarized affidavit on the candidate petitions; aligning the timeline for filing a nominating petition for an election to an unexpired term of office of mayor with state and federal requirements; and providing an opportunity for candidates for Council and Mayor to collect additional signatures on their petitions, all by amending existing Sections 3 and 5 of Article II, "Legislative Power," and Sections 1, 2 and 4 of Article IX, "Nominations and Elections," and by enacting new Section 8 of Article II.

EESW/CMZ(dmm) Attachment 386962

EMERGENCY

City of Cincinnati

CMZ/B

- 2023

FESW

An Ordinance No.

TO SUBMIT to the electors of the City of Cincinnati an amendment to the Charter of the City effective as of the general election of November 2023, to address issues regarding voting and elections for both Mayoral and Council candidates and for Charter amendments, initiatives, and referenda by requiring petition circulators to submit a certified copy of any initiative, referendum, or Charter amendment petition to the Clerk of Council before collecting signatures on the petitions; permitting members of Council to cast their votes by any method that publicly announces their vote; providing a process and timeline for submitting petitions for initiatives and referenda to the Clerk of Council to allow a reasonable time for verification of signatures and drafting necessary ordinances and an opportunity to collect additional signatures on petitions; clarifying throughout the Charter that Council terms are two years; clarifying that candidate petition circulators must sign a statement rather than provide a notarized affidavit on the candidate petitions; aligning the timeline for filing a nominating petition for an election to an unexpired term of office of mayor with state and federal requirements; and providing an opportunity for candidates for Council and Mayor to collect additional signatures on their petitions, all by amending existing Sections 3 and 5 of Article II, "Legislative Power," and Sections 1, 2 and 4 of Article IX, "Nominations and Elections," and by enacting new Section 8 of Article II.

WHEREAS, it would benefit citizens of Cincinnati to have the Charter of the City of Cincinnati clearly establish the process, forms, and timelines for submitting petitions to the City for initiatives, Charter amendments, and referenda so citizens can exercise these rights more effectively; and

WHEREAS, allowing citizens and potential mayoral and Council candidates additional time to collect signatures on petitions if their initial signature collection efforts are insufficient encourages participation in governing the City and supports democracy; and

WHEREAS, clarifying the Charter provisions regarding Council term length and the candidate petition requirements and aligning timelines for submitting nominating petitions for an election for an unexpired term of the office of mayor will prevent confusion and enable easier compliance with state and federal law for mailing ballots overseas; now, therefore,

BE IT ORDAINED by the Council of the City of Cincinnati, State of Ohio, two-thirds of the members elected thereto concurring:

Section 1. That there shall be submitted to the vote of the qualified electors of the City of Cincinnati for their approval or disapproval at the special election to be held on November 7, 2023, an amendment to the Charter of the City of Cincinnati amending existing Sections 3 and 5

of Article II, "Legislative Power," and Sections 1, 2, and 4 of Article IX, "Nominations and

Elections," and enacting new Section 8 of Article II, "Legislative Power," to read as follows:

Article II. – LEGISLATIVE POWER

Section 3.

Emergency ordinances must receive the vote of a majority of the members elected to the council, and the declaration of an emergency and the reasons for the necessity of declaring said ordinances to be emergency measures shall be set forth in one section of the ordinance, which section shall be passed only upon a separate affirmative vote of two-thirds of the members elected to the council. If the emergency section fails of passage, the clerk shall strike it from the ordinance, and the ordinance shall take effect at the earliest time allowed by law.

No ordinance prescribing rates and charges to be collected by or paid to any publicly owned public utility shall be passed as an emergency ordinance unless the ordinance is introduced in council at least three weeks before it is finally voted upon and a public hearing has been held by council thereon.

Section 5.

A majority of the members elected to the council shall be a quorum to do business, but a less number may adjourn from time to time. A member of council appointed to council in accordance with the terms of this charter shall possess all rights, privileges and duties of a member elected to this council. All legislation enacted by the council shall be by ordinance except where otherwise required by the constitution or laws of the state of Ohio. The council shall keep a journal of its meetings which shall be a public record. Members of council may cast their vote on any item via any method that publicly announces the vote, including by a roll call voice vote or electronic or mechanical method. At the desire of any member the vote of each member shall be entered upon the journal; and on the passage of legislation the vote of each member shall be entered upon the journal. No legislation shall be passed without the concurrence of a majority of the members elected to the council. The meetings of council and its committees shall be held in accordance with the requirements of the Ohio open meetings act, codified in Ohio revised code section 121.22 or its successors.

The first meeting of the council shall be held on the first Tuesday after January 1st at 11:00 o'clock a.m. following an election of members of council. All subsequent meetings shall be held pursuant to adjournment, or in accordance with a rule adopted by the council which may be amended at any time. Special meetings shall be held on the request of any two members or the mayor upon twenty-four hours notice to each member and the mayor and immediate notice to the news media that have requested notification.

Section 8.

The initiative and referendum powers are reserved to the people of the city on all questions which the council is authorized to control by legislative action; such powers shall be exercised in the manner provided by this charter. Petitions for an initiated ordinance, referendum, or charter amendment shall comply with the requirements established in this charter.

2 **424**

A. Petitions.

1. Petition Forms

Petitioners shall use the forms provided by the Ohio Secretary of State for an initiated ordinance, referendum, or charter amendment, unless this charter or an ordinance of council provides otherwise.

In addition, each petition for a proposal initiated by a citizen shall comply with the following as to form and with general laws of the state, unless otherwise provided by this charter or ordinance of council:

- (a) A petition may be circulated in separate part-petitions but each part-petition shall be identical.
- (b) Each part-petition shall be circulated and submitted as a single instrument.
- (c) A petition may only contain one proposal, which shall not address multiple or unrelated subject matters or questions of law.
- (d) The title of the proposal shall clearly and without argument describe the proposed ordinance, referendum, or charter amendment, and such title shall be placed on the top of each page of a part-petition, and the pages shall be numbered sequentially.
- (e) A petition shall contain a full and correct copy of any proposed ordinance, referendum, or charter amendment, with no summary, argument, or other ancillary information regarding the proposal placed thereon, unless otherwise required by this charter or ordinance of council.

2. Petition committee.

3. Filing certified copy of petition with clerk of council.

Whoever seeks to propose by petition an ordinance, referendum, or charter amendment shall file a certified copy of the petition with the clerk of council prior to circulating it.

4. Duties upon filing of certified copy of petition.

The clerk of council shall forward the certified copy of a petition within one business day to the solicitor and the mayor and members of council. The solicitor shall determine if the petition addresses a single subject and meets the requirements as to form provided by this charter and shall report the same to the clerk of council and the mayor and members of council as soon as practicable.

B. Filing of signed petitions.

1. All signed petitions to be filed with clerk of council; deadlines.

- (a) All separate part-petitions providing for a proposed ordinance, referendum, or charter amendment shall be filed at the same time, as one instrument, with the clerk of council. No alterations, corrections, or additions may be made to a petition after it is filed with the clerk.
- (b) Petitions for an initiated ordinance shall be filed with the clerk of council at least eighty days prior to an election at which the initiated ordinance is to be submitted to the voters.

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If a petition committee wants to have the option provided under section 8.C.2 of this article to submit additional signatures if the election authority determines the petition does not have sufficient valid signatures, the petition committee must submit the signed petitions to the clerk of council at least 100 days prior to an election at which the initiated ordinance is to be submitted to the voters.

(c) Signed petitions for an initiated ordinance or charter amendment shall be filed within two years of filing a certified copy of the petition with the clerk of council; petitions for referendum shall be filed as otherwise provided for in this charter. If petitions are not filed in the time required by this charter, the petition originally filed with the clerk of council is no longer valid, and the petition process must begin again.

2. Withdrawal, effect of withdrawal or insufficiency.

No petition, or part thereof, presented to or filed with any office of the city of Cincinnati may be withdrawn from such public office. A petition shall be withdrawn from consideration by the city if the petition committee submits to the clerk of council a written notice of withdrawal, signed by a majority of the committee and duly notarized, prior to final action on the petition; and a petition shall be withdrawn from consideration by the electors if notice is submitted as required in this section prior to the forty-fifth day before the date of the election thereon.

C. Duties upon filing of a signed petition.

- 1. Within ten days after the filing of a signed petition, the clerk of council shall have copies of the petitions made and shall forward the petitions to the elections authorities to validate the signatures on the petition and to the solicitor. In the case of a proposed charter amendment, the clerk of council shall forthwith forward the petitions to the elections authorities and the solicitor.
- 2. If the elections authority's report confirms a sufficient number of valid signatures on the petition, the clerk of council immediately shall forward the elections authority's report to the mayor, council, and the solicitor. If the elections authority's report confirms an insufficient number of valid signatures on the petition, the clerk of council immediately shall notify the mayor, council, solicitor, and the petition committee of the deficiency.

If, as provided in section B.1.(b), the petition committee submitted the signed petitions to the clerk of council at least 100 days prior to an election at which the initiated ordinance is to be submitted to the voters, the petition committee shall have one additional ten-day period from the time of notification by the clerk of council to secure and file petitions containing additional signatures as one instrument. This period to collect additional signatures cannot extend beyond the deadline for the city to submit an ordinance to the elections authority to put the initiative on the ballot for the next election. The clerk of council immediately shall forward any additional petitions received to the elections authorities. The clerk of council shall immediately forward to the mayor, the council and the solicitor the elections authority's supplemental report regarding signature validation.

If the elections authority's supplemental report confirms the petition has an insufficient number of valid signatures, the clerk of council also shall immediately notify the petition committee of the deficiency, the petition will be closed, and the petition effort must begin again.

3. Validation of part-petitions, signatures.

Validation of signatures and part-petitions shall be as provided for in the general laws of the state, unless otherwise provided by this charter or ordinance of council. No part-petition which includes a purported elector's signature or circulator's signature affixed prior to the date of filing a certified copy of the petition with the clerk of council shall be deemed valid.

D. Council action by ordinance.

1. Council action on a petition for any proposed ordinance, referendum, or charter amendment shall be by ordinance. No city official or employee may consider the subject matter of a petition when determining its legal sufficiency, except as required to assure compliance with applicable provisions of this charter, general laws of the state, or ordinance of the council. Any petition and any signatures upon the part-petitions thereof found to be sufficient as provided herein shall be presumed to be sufficient in all respects unless it is proven otherwise at least 45 days before the election.

2. Petitions not subject to veto, referendum.

Any ordinance placing an issue before voters or setting the date of an associated special election shall go into effect and be in force from and after the date of passage. Such ordinance shall not be subject to the mayor's veto or be subject to referendum.

E. Conflicting questions and issues.

If two or more proposals are approved or adopted at the same election, and the solicitor finds that any provisions of two or more proposals are in conflict, the proposal receiving the highest number of votes shall prevail.

F. PETITION-INITIATED ORDINANCE

1. Any proposed ordinance may be submitted to the council by a petition signed by registered electors of the city equal to not less than ten per cent of the total vote cast for governor at the most recent general election for governor in the city. Any such proposed ordinance shall comply, in all respects, with the requirements of this charter and applicable rules of council regarding ordinances.

2. Council action on initiated ordinances.

The clerk of council shall notify the mayor, the council, and the solicitor of the election authorities' conclusion regarding the validity of the signatures on the petitions to enact an ordinance immediately upon receipt of the report from the election authorities. If the clerk of council notifies the mayor, the council, and the solicitor that the elections authorities determined the petition has a sufficient number of signatures, the council shall determine whether the petition is otherwise sufficient as authorized by this charter and general laws of the state. If the council finds the petition is otherwise sufficient, it shall take either of the following actions:

- (a) vote to adopt the proposed ordinance without alteration; or
- (b) pass an ordinance to provide for the submission of the proposed ordinance in its original form to a vote of the electors of the city in such time as to allow it to be on the ballot at the next regular municipal election scheduled not less than sixty nor more than 120 days after its passage. If no such election will be held within that period, the council shall, at its sole discretion, order and provide for the submission of such proposed ordinance to a vote of the electors of the city at either a special election within such period or at the next regular municipal election.

3. Ballot language, initiated ordinance.

In any ordinance placing a proposed ordinance on the ballot, the council shall prescribe a brief summary of the same, which shall be accurate, shall not be misleading, and shall be without material omission or argument. The summary so prescribed shall be placed upon the ballot.

4. Effect of electoral vote on proposed ordinance.

If such proposed ordinance is approved by a majority of the electors voting on it, it shall become an ordinance of the city at the time fixed therein, or upon the completion of the official canvass of the election, whichever is later.

G. REFERENDUM

1. Referendum initiated by petition.

Any proposed referendum may be submitted to the council by a petition signed by registered electors of the city equal to not less than ten per cent of the total vote for governor at the most recent general election for governor in the city, and such petition shall be submitted within thirty days of final action by the council.

2. Effect of referendum petition on subject ordinance.

If a petition for referendum is filed as provided in this charter regarding an ordinance that shall go into effect thirty days after final passage by the council, such ordinance shall not be operative until the steps indicated herein have been taken. Emergency ordinances shall not be subject to referendum.

3. Council action on petition for referendum.

If the clerk of council notifies the mayor, the council, and the solicitor that the elections authorities determined the petition has a sufficient number of signatures, the council shall determine whether the petition is otherwise sufficient as authorized by this charter and general laws of the state. If the council finds the petition is otherwise sufficient, it shall take either of the following actions:

- (a) vote to repeal the subject ordinance; or
- (b) pass an ordinance to provide for the submission of the proposed referendum in its original form to a vote of the electors of the city in such time as to allow it to be on the ballot at the next regular municipal election scheduled not less than sixty nor more than 120 days after its passage. If no such election will be held within that period, the council shall, at its sole discretion, order and provide for the submission of such proposed ordinance to a vote of the electors of the city at either a special election within such period or at the next regular municipal election.

4. Ballot language, referendum.

In any ordinance placing a referendum on the ballot, the council shall prescribe a brief summary of the referendum, which shall be accurate, shall not be misleading, and shall be without material omission or argument. The summary so prescribed shall be placed upon the ballot.

5. Effect of electoral vote on referendum.

If such proposed referendum is approved by a majority of the electors voting thereon, the ordinance which was the subject of the referendum shall be repealed upon the completion of the official canvass of the election.

H. CHARTER AMENDMENTS

1. Proposed amendments to this charter may be submitted to the electors of the city by a two-thirds vote of the council and such submission shall be by ordinance. Proposed amendments to this charter shall be submitted by the council forthwith upon a petition signed by electors of the city equal to not less than ten percent of the total vote cast at the last preceding regular municipal election.

2. Council action on petition for proposed charter amendment.

The clerk of council shall notify the mayor, the council, and the solicitor of the election authorities' conclusion regarding the validity of the signatures on the petitions to enact an ordinance for a charter amendment forthwith upon receipt of the report from the election authorities. After receiving notification from the clerk of council that there are sufficient valid signatures on the petition, the council shall forthwith provide by ordinance for the submission of such proposed charter amendment to a vote of the electors of the city.

3. Placement of issue on the ballot.

The ordinance shall order and provide for the submission of such proposed charter amendment to the electors at the next regular municipal election if one shall occur not less than sixty nor more than 120 days after its passage; otherwise, it shall provide for the submission of the question at a special election to be called and held within that time.

4. Notice of charter amendment.

The clerk of council shall provide notice of any proposed charter amendment as provided for by general laws of the state, unless otherwise provided by this charter or ordinance of council.

5. Ballot language, generally.

In any ordinance placing a proposed charter amendment on the ballot, the council shall prescribe a brief summary of the proposed amendment, which shall be accurate, shall not be misleading, and shall be without material omission or argument. The summary so prescribed shall be placed upon the ballot.

6. Effect of approval at election.

If such proposed amendment is approved by a majority of the electors voting thereon, it shall become a part of the charter at the time fixed in the proposed amendment, or upon completion of the official canvass of the election, whichever is later.

Article IX. - NOMINATIONS AND ELECTIONS

Section 1.

All elections provided for by this charter, whether for the choice of officers or the submission of questions to the voters, shall be conducted by the election authorities prescribed by general laws; and the provisions of the general election laws of the state shall apply to all such elections except as provision is otherwise made by this charter. The provisions of the laws of the state pertaining to campaign financing, campaign contributions, and campaign expenditures shall apply to all such elections except as provision is otherwise made by ordinance of the council or this charter.

Commencing in November 2021, a regular municipal election for the choice of members of council shall be held every two years on the first Tuesday after the first Monday in November.

Commencing in November 2001, a regular municipal election for the choice of mayor shall be held every four years on the first Tuesday after the first Monday in November. A regular municipal election for the choice of mayor shall be held on the date of the regular municipal election held during the second calendar year following the mayor's election when necessary to fulfill the provisions of Article III, Section 3 of this charter.

Section 2.

Any person eligible to the office of member of the council or the office of mayor may be placed in nomination therefor only by a petition filed in such person's behalf with the election authorities and signed by not less than 500 nor more than 1000 electors. Signatures to nominating petitions need not be appended to one paper but to each separate paper there shall be attached a statement of the circulator thereof stating that each signature thereto was made in the circulator's presence and is the genuine signature of the person whose name it purports to be. Each signer of a petition shall sign his or her name, address, and date of signing in ink or indelible pencil.

An elector may sign petitions for no more than one candidate for mayor and for no more council candidates than the number to be elected at any election. If an elector signs petitions for more than one candidate for mayor or for more than the number of other candidates to be elected, the elector's signature shall be declared valid on petitions in the order of filing.

An eligible person who has accepted a nomination for mayor as provided in Article IX, Section 4 shall not be eligible for election to the office of member of council that year.

Section 4.

Except as provided herein, all separate papers comprising a nominating petition for member of council or for mayor shall be assembled and filed with the election authorities as one instrument at least 75 days prior to any election at which candidates are to be determined or elected. In the event of an election to fill the unexpired term of the office of mayor, all separate papers comprising a nominating petition for the unexpired term of office of mayor shall be assembled and filed with the election authorities as one instrument at least 60 days prior to any primary election for such expired term of the office of mayor.

Within ten days after the certification of a nominating petition the election authorities shall notify the person named therein as a candidate whether the petition is found to satisfy all the prescribed conditions.

If the election authorities determine that a nominating petition has insufficient valid signatures more than 75 days prior to the election, the potential candidate may submit a supplemental nominating petition as one instrument on or before 75 days prior to any election at which candidates are to be determined or elected. If there is an election to fill the unexpired term

of the office of mayor and the election authorities determine that a mayoral nominating petition has insufficient valid signatures more than fifty days prior to the election, the potential candidate may submit a supplemental nominating petition as one instrument at least fifty days prior to any primary election for such expired term of the office of mayor.

Any eligible person placed in nomination as herein provided shall have his or her name printed on the ballot if, within five days after such notification, such person files with the election authorities a written acceptance of the nomination.

Section 2. That the form of submission of the proposed amendment to the electors shall be substantially as follows:

	CHARTER AMENDMENT A majority vote is necessary for passage.
YES	Shall the Charter of the City of Cincinnati be amended to clarify the process for citizens to initiate charter amendments, ordinances, and referenda by providing a process and timeline for submitting petitions for initiatives, referenda, and Charter amendments to the Clerk of Council to allow a reasonable time for verification of signatures and drafting necessary ordinances and an opportunity for citizens to collect additional signatures on petitions; requiring petition circulators to submit a certified copy of any initiative, referendum, or Charter amendment petition to the Clerk of Council before collecting signatures on the petitions; permitting City
NO	Council to cast their votes by any method that publicly announces their vote, including voice, electronic, or other mechanical method; clarifying throughout the Charter that Council terms are two years; clarifying that candidate petition circulators must sign a statement rather than provide a notarized affidavit on candidate petitions; aligning the timeline for filing a nominating petition for an election to an unexpired term of office of mayor with state and federal requirements; and providing an opportunity for candidates for Council and Mayor to collect additional signatures on their petitions by amending existing Sections 3 and 5 of Article II, "Legislative Power," and existing Sections 1, 2, and 4 of Article IX, "Nominations and Elections," and by enacting new Section 8 of Article II, "Legislative Power"?

Section 3. That the Clerk of Council shall give notice of the proposed Charter Amendment in the manner provided by Sections 8 and 9 of Article XVIII of the Ohio Constitution and Section 731.211 (B) of the Ohio Revised Code.

Section 4. That the Clerk of Council is directed to certify and transmit to the Board of Elections of Hamilton County, Ohio, a copy of this ordinance and direct the said Board to submit the proposed Charter amendment to the electors of the City of Cincinnati as provided by law.

Section 5. That the Board of Elections of Hamilton County, Ohio, shall certify to the Council the result of the vote upon said amendment, and if said amendment is approved by a majority of the electors voting thereon, new Sections 3, 5, and 8 of Article II, "Legislative Power," and new Sections 1, 2 and 4 of Article IX, "Nominations and Elections," shall become a part of the Charter of the City of Cincinnati.

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 be effective immediately. The reason for the emergency is the immediate necessity to authorize the Clerk of Council to certify and transmit this ordinance to the Board of Elections at least sixty days prior to the 2023 general election.

Passed:	, 2023	
		Aftab Pureval, Mayor
Attest:	lerk	



2023 (1405) **Date:** September 7, 2023

To:

Mayor and Councilmembers

From:

Emily Smart Woerner, City Solicitor

Subject:

Emergency Ordinance – Affordable Housing Trust Charter Amendment

Transmitted herewith is an emergency ordinance captioned as follows:

TO SUBMIT to the electors of the City of Cincinnati an amendment to the Charter of the City which would require the City of Cincinnati to raise income and withholding taxes by three-tenths of one percent (0.3%), if subsequently approved by the electorate, annually beginning January 1, 2025, which new taxes shall be deposited into a non-lapsing special revenue fund restricted only to finance housing affordable to households with income up to 80 percent of the area median income as established by federal law with 65 percent of the fund restricted to support housing affordable only to households with incomes up to 30 percent of the area median income; which new taxes shall fund such housing throughout the city of Cincinnati through grants, subsidies, and loans, including to third party housing developers, which may be of low or no interest, and/or forgivable; which new taxes can be spent to increase, preserve, maintain, repair, improve, and pay off indebtedness related to privately owned homes and rental properties owned or rented by people with incomes up to 80 percent of the area median income as established by federal law; which new taxes can be spent to provide down payment assistance, mortgages, loans, financial counseling, and construction loans to people with incomes up to 80 percent of the area median income; and which up to five percent of annual revenues collected from the new tax may be used to support city staff and operations established for the purposes of administering the funds; and which imposes long-term restrictive covenants on property that receives funds from these taxes to maintain affordability and provide first right of refusal to purchase rental property funded through these taxes to tenants and the City, and shall be administered in consultation with an 11 member board of private citizens.

ESW/CMZ (dmm) Attachment 387827

EMERGENCY

City of Cincinnati



An Ordinance No.

- 2023

TO SUBMIT to the electors of the City of Cincinnati an amendment to the Charter of the City which would require the City of Cincinnati to raise income and withholding taxes by three-tenths of one percent (0.3%), if subsequently approved by the electorate, annually beginning January 1, 2025, which new taxes shall be deposited into a non-lapsing special revenue fund restricted only to finance housing affordable to households with income up to 80 percent of the area median income as established by federal law with 65 percent of the fund restricted to support housing affordable only to households with incomes up to 30 percent of the area median income; which new taxes shall fund such housing throughout the city of Cincinnati through grants, subsidies, and loans, including to third party housing developers, which may be of low or no interest, and/or forgivable; which new taxes can be spent to increase, preserve, maintain, repair, improve, and pay off indebtedness related to privately owned homes and rental properties owned or rented by people with incomes up to 80 percent of the area median income as established by federal law; which new taxes can be spent to provide down payment assistance, mortgages, loans, financial counseling, and construction loans to people with incomes up to 80 percent of the area median income; and which up to five percent of annual revenues collected from the new tax may be used to support city staff and operations established for the purposes of administering the funds; and which imposes long-term restrictive covenants on property that receives funds from these taxes to maintain affordability and provide first right of refusal to purchase rental property funded through these taxes to tenants and the City, and shall be administered in consultation with an 11 member board of private citizens.

BE IT ORDAINED by the Council of the City of Cincinnati, State of Ohio, two-thirds of the members elected thereto concurring:

Section 1. That there shall be submitted to the vote of the qualified electors of the City of Cincinnati for their approval or disapproval at the general election to be held November 7, 2023, an amendment to the Charter of the City of Cincinnati, enacting new Section 6d, "Affordable Housing Opportunities for Senior Citizens, Families with Children, People with Disabilities and other People with Middle to Low Incomes," of Article VIII thereof, to read as follows:

Article VIII. Taxation and Finance.

Section 6d. Affordable Housing Opportunities for Senior Citizens, Families with Children, People with Disabilities and other People with Middle to Low Incomes.

Whereas on November 3, 2020 the electors of Hamilton County approved a sales and use tax levy to provide general revenues for the Southwest Ohio Regional Transit Authority, and the income tax of three-tenths of one percent (.3%) levied by the City of Cincinnati for public transit purposes was discontinued. This amendment will effectively restore that levy for affordable housing.

The city shall, no later than January 1, 2025, levy a tax on income and a withholding tax (collectively "tax"), measured by municipal taxable income, at a rate of three-tenths of one percent (0.3%) per annum only for the purposes described herein, notwithstanding any conflicting provisions of Section 6c of the charter. Within sixty days of the approval of this amendment, the city shall take all steps required by law to be able to levy the tax by no later than January 1, 2025, including, if required, submitting it to electors of the city. In such event, it shall be submitted to the electors of the city at the November 2024 general election, and the ballot language shall substantially read, "Shall the Ordinance providing for a 0.3 per cent levy on income for the construction, renovation, and preservation of single-family and multi-family homes, affordable to senior citizens, families with children, people with disabilities, and other people, with middle to low incomes, and thereby strengthening the economic viability of neighborhoods through investments in household and family stability, workforce and supportive housing, and blight removal, to go into effect no later than January 1, 2025, as authorized by the voters in adopting Article VIII, section 6d of the City Charter, be passed?"

All proceeds from the tax shall be deposited to a non-lapsing special revenue fund to be named the "Affordable Housing Revenue Fund" ("RF") and shall be used solely for the purposes set forth herein. Funds from other sources may be added for these purposes. Any unspent assets in the RF at the end of any fiscal year shall remain in the RF and be carried into the next fiscal year, including all interest and income earned, as well as any fees, rents, forfeitures or repayments of loans or grants.

- 1) **Purpose:** To finance housing affordable to, and provide for the housing stability of, households with low to middle incomes, and thereby:
 - a) Strengthen neighborhoods and empower neighborhoods to develop housing that meets their needs;
 - b) Prevent residential displacement;
 - c) Enable seniors to stay in their homes;
 - d) Decrease the number of families, children, seniors, individuals and households experiencing homelessness, eviction and/or housing instability;
 - e) Increase the number of homes accessible to people with disabilities;
 - f) Redress racial inequities in housing, neighborhood access and development; affirmatively further fair housing; and
 - g) Leverage additional resources for these purposes.
- 2) **Distribution:** This purpose and outcomes shall be met through the transfer and subsequent distribution of Revenue Fund (RF) funds only in the following manner and for these uses:

- a) Via grants, subsidies, and loans which may be of low or no interest, and/or forgivable. Loans to non-profit organizations shall always be of no interest and forgivable.
- b) At least 65 percent of annual RF revenues shall be transferred to special revenue fund, Fund 439, the "Affordable Housing Trust Fund" (Trust Fund) and reserved to increase the number of quality homes; preserve existing homes; and support the operations of homes that will be or are affordable, as defined herein, to households with incomes not more than 30 percent of the Area Median Income (AMI), as defined herein. Any funds described in 2b, left unspent at the end of a fiscal year, shall remain in the Trust Fund, reserved for the purposes in 2b.
- c) Up to 30 percent of annual RF revenues may be:
 - Transferred to the Trust Fund and used to: (1) Increase the number of quality homes; preserve existing homes; and support the operations of homes that will be affordable to households with incomes greater than 30 percent, but not more than 50 percent of the AMI, and/or (2) provide services, which shall not be loans, to households that decrease the impact of housing loss, and/or increase their ability to obtain and/or maintain housing.
 - ii) Used to assist homeowners with incomes not more than 80 percent of the AMI in maintaining, repairing, improving, and/or paying off indebtedness related to their home.
 - Used to provide homeownership opportunities affordable to households with incomes not more than 80 percent of the AMI through services such as, but not limited to: down payment assistance, mortgages, loans, financial counseling and construction loans. If the benefitting household sells or ceases occupying the property before a number of years not less than five, have passed from the date they took ownership, the financial investment of the RF must be repaid to the RF, unless the city grants exemption to a household with exigent circumstances.
- d) Up to five percent of annual RF revenues may be used to administer the funds, including costs of the city to ensure quality, adequate staffing, and transparent, efficient operations; costs of awardees to submit applications for other funding, and/or in overseeing the development of funded projects.
- e) All rental units supported by 2b and/or 2ci1 funds, shall be maintained in quantity and bedroom count, within the property, regardless of location in the structure, and shall remain affordable at not more than the AMI listed in the funding agreement for a period not less than 30 years. Upon any sale or transfer of such units or the property containing them, this number of years shall restart. If 50 percent or more of units in a property have been supported by 2b and/or 2ci1 funds, and the property is for sale, the tenants of said property have the first right of refusal to purchase, followed by the city. At the time of the original contract with the city, and at all subsequent sales or transfers of such units, this number of years and rights of refusal shall be recorded and enforced by, at minimum, a deed covenant/restriction filed with the County Recorder, an affordable housing agreement between the owner and city, and, if applicable, as part of any mortgage or loan agreement. Additional enforcement measures, including but not limited

- to: recapture of funds, ground leases, land trusts, and development agreements may be used. Funds may be used to assist tenants in purchasing the property where they rent their home.
- f) Greater funding shall be available per unit, the lower a unit's contracted AMI affordability level is.
- g) Prior to occupying a unit or receiving services per 2b and 2c, a household's income must be verified to be not more than the specified AMI, adjusted for household size. For rental units in 2b and 2ci1, unless noncompliant with a controlling public funding source in the project, requirements when a tenant's income rises above the limit, shall comply with those in US Code 26, Section 42, or its successor, and when noncompliant they shall comply with the project's controlling public funding source.
- h) Area Median Income (AMI), income and rent limit amounts, utility allowances and the like, including adjustments of each for household size, used to comply with this section, shall comply with Code of Federal Regulations (CFR) title 24, or its successor, and follow the guidelines published annually by HUD for the Cincinnati, OH-KY-IN HUD Metro FMR Area, or its successor.
- i) Funds may be used for but are not limited to acquisition; new construction; renovation; repair; improvements; demolition; expansion; project planning; legal, design, and engineering services; and direct services to households.
- j) Funds may support whole properties or any number of units within a property.
- k) Projects and awardees may receive support multiple times and may concurrently receive other funds.
- 3) Labor Laws: Funds must be dispersed in compliance with all applicable federal, state and local labor laws.
- 4) Equity: Provisions hereunder to people who are members of protected classes that have historically experienced discrimination such as redlining, and displacement must be prioritized throughout.
- Administration: All Revenue Fund (RF) funds shall be administered by the city or its contracted designee, in consultation with an Affordable Housing Trust Fund Board (Board) of city residents, with up to 11 members, meeting at least six times annually, appointed by Council for two year terms, with at least the following represented by at least one member each: people residing in housing restricted to households with low-incomes, people who have experienced homelessness, lenders, for-profit and non-profit housing developers, affordable housing and homelessness advocacy organizations and social services.
 - a) The city, in consultation with the Board, shall establish policies, rules, regulations, and priorities relating to implementation, expenditures, and ongoing operations, in compliance with Article VIII 6d. The city and Board shall publish an annual RF report with at least the following: Fiscal year starting and ending balances; expenses; progress on outcomes in division 1; the number of: (a) homes created or preserved and their rent or mortgage levels; (b) households assisted by type of assistance, with income level and demographics of each; (c) jobs created and demographics of company ownership; and (d) funds leveraged from other sources. At least every five years, the Board shall review all funded projects to determine if they are following the contract with the city.

- b) At least twice each fiscal year, the Board and city shall have a working meeting open and advertised to the public, to assist in evaluating outcomes and setting priorities. Following the last of the fiscal year, the Board and city shall publish priorities and guidelines for the following year.
- c) At least once per fiscal year the city and Board shall release a Notice of Funding Availability (NOFA) and a Request for Proposals (RFP) following the limitations in 2
- 6) Accessibility: The city, in consultation with the Board, shall set percentages of units funded each fiscal year that must be accessible and/or visitable, with a process for projects to appeal.
- 7) **Definitions:** For the purpose of this Section:
 - a) "Affordable": Rent or mortgage payment plus the cost of utilities, or the relevant portions thereof, that must be paid by the occupant household, require no more than 30 percent of the household's income.
 - b) "Household": One or more persons occupying or who would occupy a single housing unit.
 - c) "Income" means "adjusted income" as defined in CFR title 24, or its successor. If noncompliant with a project's other public funding source(s), "adjusted gross income" as defined in CFR title 26 shall apply. If neither complies, "income" shall comply with the project's controlling public funding source.
 - d) "Unit": House, apartment, group of rooms, or single room intended for occupancy as separate living quarters.
- 8) Collection: The tax shall be levied, assessed and collected to the same extent and in the same manner as the city's income tax under Section 6c of the charter, including calculation of income, exemptions and credits. The city shall not in any year levy less than the full amount of the tax.
- 9) Council shall have the power to enact all ordinances necessary to implement the purposes of this Article.
- 10) Severability: In the event that any provision of this Article is found to be unconstitutional or impermissibly in conflict with state or federal law, only such provision found to be unconstitutional or impermissible will be stricken, and the remainder of this Article will remain in full force and effect.

Section 2. That the form of submission of the proposed amendment to the electors shall be substantially as follows:

Charter amendment A majority vote is necessary for passage. Shall the Charter of the City of Cincinnati be amended to require the City of YES Cincinnati to raise income and withholding taxes by three-tenths of one percent (0.3%), if subsequently approved by the electorate, annually beginning January 1, 2025, which new taxes shall be deposited into a non-lapsing special revenue fund restricted only to finance housing affordable to households with income up to 80 percent of the area median income as established by federal law with 65 percent of the fund restricted to support housing affordable only to households with incomes up to 30 percent of the area median income; which new taxes shall fund such housing throughout the city of Cincinnati through grants, subsidies, and loans, including to third party housing developers, which may be of low or no interest, and/or forgivable; which new taxes can be spent to increase, preserve, maintain, repair, improve, and pay off indebtedness related to privately owned homes and rental properties owned or rented by people with incomes up NO to 80 percent of the area median income as established by federal law; which new taxes can be spent to provide down payment assistance, mortgages, loans, financial counseling, and construction loans to people with incomes up to 80 percent of the area median income; and which up to five percent of annual revenues collected from the new tax may be used to support city staff and operations established for the purposes of administering the funds; and which imposes long-term restrictive covenants on property that receives funds from these taxes to maintain affordability and provide first right of refusal to purchase rental property funded through these taxes to tenants and the City, and shall be administered in consultation with an 11 member board of private citizens.

Section 3. That the Clerk of Council shall give notice of the proposed Charter amendment in the manner provided by Sections 8 and 9 of Article XVIII of the Ohio Constitution and Section 731.211 (B) of the Ohio Revised Code.

Section 4. That the Clerk of Council is directed to certify and transmit to the Board of Elections of Hamilton County, Ohio, a copy of this ordinance and direct the said Board to submit the proposed Charter amendment to the electors of the City of Cincinnati as provided by law.

Section 5. That the Board of Elections of Hamilton County, Ohio, shall certify to the Council the result of the vote upon said amendment, and if said amendment is approved by a

majority of the electors voting thereon, this Article shall become a part of the Charter of the City of Cincinnati.

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 necessity to authorize the Clerk of Council to certify and transmit this ordinance to the Board of Elections at least sixty days prior to the November 7, 2023 general election.

Passed		, 2023		
			Aftab Pureval, Mayor	
Attest:	Clerk			



202301855

Date: August 2, 2023

To:

Vice Mayor Jan-Michele Lemon Kearney

From:

Emily Smart Woerner, City Solicitor

Subject:

Emergency Ordinance - Giving the Honorary, Secondary Street Name of

"Lincoln Ware Way" to Glenwood Avenue

Transmitted herewith is an emergency ordinance captioned as follows:

DECLARING that Glenwood Avenue at Vine Street in the Avondale neighborhood shall hereby receive the honorary, secondary name of "Lincoln Ware Way" in honor of Lincoln Ware and in recognition of his contributions and dedication to the City of Cincinnati through his pioneering work in local media and his community and civic leadership.

ESW/JRS (dmm) Attachment 386393

EMERGENCY

City of Cincinnati

JRS

EESW

An Ordinance No.

- 2023

DECLARING that Glenwood Avenue at Vine Street in the Avondale neighborhood shall hereby receive the honorary, secondary name of "Lincoln Ware Way" in honor of Lincoln Ware and in recognition of his contributions and dedication to the City of Cincinnati through his pioneering work in local media and his community and civic leadership.

WHEREAS, born and raised in Cincinnati, Lincoln Ware is a proud Woodward High School graduate, attended The Ohio State University for one year and subsequently enlisted into the United States Marine Corps, and as a marine, he was a member of the Armed Forces Radio and Television Service; and

WHEREAS, Mr. Ware served a three-year tour aboard the USS Midway Aircraft Carrier where he worked as a DJ; and

WHEREAS, in 1973, Lincoln Ware officially began his radio career when he joined the staff of WCIN as a disc jockey, and by 1993, he was hosting The Lincoln Ware Show; he later worked at the WIZ, WPFB-AM, and 700 WLW-AM and he continues today with "The Lincoln Ware Show" on WDBZ as well as hosting "Cincinnati Issues with Lincoln Ware," a television show aired weekly on WSTR 64 every Sunday at 6:30 a.m., and he makes appearances nationally on CNN, FOX News, and MSNBC; and

WHEREAS, WCIN was the second-oldest Black radio station in the United States and was located on Glenwood Avenue in the Cincinnati neighborhood of Avondale; and

WHEREAS, Lincoln Ware has been honored locally and nationally, being included in America's Top 100 Talk Show Hosts for 10 consecutive years; being named one of America's Most Important Radio Talk Show Hosts by Talker's Magazine; and receiving a key to the City of Cincinnati to commemorate his 30-year radio career in 2003, the Crime Stopper of the Year (Media) Award in 2016, Men of Honor in 2018, and UC Health Humanitarian Award in 2020; and

WHEREAS, Lincoln Ware created The Lincoln Ware Walking Club to promote health and wellness within the African American community and is an avid runner, participating annually in the Senior Olympics nationally and locally, and he walked 107 miles from Cincinnati to Columbus with Ohio Senate Minority Leader Eric H. Kearney to promote childhood health; and

WHEREAS, 2023 marks the 50th year of Lincoln Ware's radio career, making him the longest running local radio personality on-air in Cincinnati; and

WHEREAS, while Lincoln Ware has a strong commitment to our community and media, his wife, Sharon, and four children, Tia, Tamiko, Rodney and Darryl, three grandchildren, Kobe, Isis and Maya, and dog Beau continue to be his first priority; and

WHEREAS, Lincoln Ware has made a lasting impact to the Cincinnati local media community and to health and wellness within the African American community, and his legacy, contributions, and dedication to the City of Cincinnati and its citizens will long be remembered; now, therefore,

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

Section 1. That Glenwood Avenue at Vine Street in the Avondale neighborhood shall hereby receive the honorary, secondary name of "Lincoln Ware Way" in honor of Lincoln Ware and in recognition of his contributions and dedication to the City of Cincinnati through local media and public service.

Section 2. That the appropriate City officials are hereby authorized to do all things necessary and proper to implement the provisions of Section 1 herein, including the generation and installation of appropriate secondary street signage, which shall designate Glenwood Avenue at Vine Street as "Lincoln Ware Way" in accordance with the Department of Transportation and Engineering's procedures relating to street designation and related signage.

Section 3. That a copy of this ordinance be sent to Lincoln Ware via the office of Vice Mayor Jan-Michele Lemon Kearney.

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 allow the Department of Transportation and Engineering to move forward

with the administrative requirements related to the hon	orary naming of streets to provide for the
ceremony and dedication of the honorary street name at	the earliest possible time.
Passed:, 2023	
	Aftab Pureval, Mayor
Attest:	
Clerk	