### CALENDAR

### **Cincinnati City Council**

Wednesday, September 13, 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. <u>202301967</u> **REAPPOINTMENT**, submitted by Mayor Aftab Pureval, 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 and consent pursuant to its Rules. (Female/African American)

<u>Recommendation</u> CONFIRM

<u>Sponsors:</u> Mayor

2. <u>202301968</u> **REAPPOINTMENT**, submitted by Mayor Aftab Pureval, 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 and consent pursuant to its Rules. (Female/African American)

Recommendation CONFIRM

<u>Sponsors:</u> Mayor

**3.** <u>202301969</u> **REAPPOINTMENT**, submitted by Mayor Aftab Pureval, 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 and consent pursuant to its Rules. (Female/White)

Recommendation CONFIRM

<u>Sponsors:</u> Mayor

4. <u>202301970</u> **REAPPOINTMENT**, submitted by Mayor 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 and consent pursuant to its Rules. (Female/White)

Recommendation CONFIRM

<u>Sponsors:</u> Mayor

5. <u>202301971</u> **REAPPOINTMENT**, submitted by Mayor Aftab Pureval, 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 and consent

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

Recommendation CONFIRM

<u>Sponsors:</u> Mayor

6. <u>202301972</u> **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 CONFIRM

<u>Sponsors:</u> Mayor

#### **Cincinnati Youth Collaborative Board**

7. <u>202301976</u> **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 CONFIRM

<u>Sponsors:</u> 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 CONFIRM

<u>Sponsors:</u> Mayor

#### MR. JOHNSON

9. <u>202302000</u> **RESOLUTION**, submitted by Councilmember Johnson, from Emily Smart Woerner, City Solicitor, **RECOGNIZING** the Cincinnati Police Department's Youth Services Unit, and **EXPRESSING** the appreciation of the Mayor and the Council of the City of Cincinnati for the Youth Services Unit's contributions to the safety and future of youth in the City of Cincinnati.

Recommendation PASS

<u>Sponsors:</u> Johnson

#### CITY MANAGER

**10.** <u>202301986</u> **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 9/13/2023, **AUTHORIZING** the City Manager and employees of the Cincinnati Recreation Commission to accept donations of money and in-kind contributions from the Cincinnati Recreation Foundation valued individually at up to \$20,000 for the purpose of supporting Cincinnati Recreation Commission programming and services; **AUTHORIZING** the City Manager and employees of the Cincinnati Recreation Commission to accept donations of money and in-kind contributions from the Cincinnati business community, individual benefactors, and other appropriate sources valued individually at up to \$5,000 for the purpose of supporting Cincinnati Recreation Commission programming and services; and **AUTHORIZING** the Director of Finance to deposit donated funds accepted in accordance with these parameters into Contributions for Recreation Purposes Fund revenue account no. 319x8571.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

**11.** <u>202301992</u> ORDINANCE submitted by Sheryl M. M. Long, City Manager, on 9/13/2023, **MODIFYING** the provisions of Chapter 203, "Employees' Retirement System," of the Cincinnati Municipal Code by **AMENDING** Section 203-42, "Health Care Benefits," Section 203-43, "Health Care Benefits For Membership Dates Prior to January 9, 1997 and Retirement Effective Dates After January 1, 2016," Section 203-44, "Health Care Benefits For Membership Dates On and After January 9, 1997," and Section 203-48, "Health Care Benefits for Eligible Dependent Family Members," to implement policy changes made by the Cincinnati Retirement System Board and to clarify the parties entitled to health care benefits under Chapter 203.

Recommendation BUDGET AND FINANCE COMMITTEE

<u>Sponsors:</u> City Manager

#### CLERK OF COUNCIL

**12.** <u>202301983</u> **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. (ASM GLOBAL)

#### Recommendation FILE

<u>Sponsors:</u> Clerk of Council

**13.** <u>202301984</u> **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. (PEOPLE WORKING COOPERATIVELY)

Recommendation FILE

<u>Sponsors:</u> Clerk of Council

14. 202301985 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. (SANTA MARIA COMMUNITY CENTER)

Recommendation FILE

<u>Sponsors:</u> Clerk of Council

#### **BUDGET AND FINANCE COMMITTEE**

**15.** <u>202301914</u> **REPORT,** dated 9/7/2023, submitted Sheryl M. M. Long, City Manager, regarding the Cincinnati Retirement System CY2022 Annual Report.

<u>Recommendation</u> APPROVE & FILE

<u>Sponsors:</u> City Manager

**16.** <u>202301950</u> **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 PASS EMERGENCY

Sponsors: City Manager

**17.** 202301961 **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 PASS EMERGENCY

#### <u>Sponsors:</u> City Manager

18. ORDINANCE submitted by Sheryl M. M. Long, City Manager, on 202301962 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 existina 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.

#### **Recommendation**

PASS

<u>Sponsors:</u> City Manager

**19.** 202301955 **ORDINANCE (EMERGENCY)** 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 PASS EMERGENCY

<u>Sponsors:</u> City Manager

**20.** <u>202301980</u> **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 PASS EMERGENCY

<u>Sponsors:</u> City Manager

#### SUPPLEMENTAL ITEMS

#### CLIMATE, ENVIRONMENT & INFRASTRUCTURE COMMITTEE

**21.** <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** PASS

<u>Sponsors:</u> City Manager

**22.** <u>202301889</u> **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 ADOPT

<u>Sponsors:</u> Owens

#### **EQUITABLE GROWTH & HOUSINGS COMMITTEE**

**23.** <u>202301833</u> **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 8/2/2023, **EXTENDING** Interim Development Control Overlay District No. 88, "Surface Parking in the Downtown Development Zoning District" as an overlay district for a period of SIX months, pursuant to Chapter 1431, "Interim Development Control Overlay District Regulations," of the Cincinnati Municipal Code.

**Recommendation PASS EMERGENCY** 

<u>Sponsors:</u> City Manager

**24.** <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 ADOPT

<u>Sponsors:</u> Kearney

**25.** <u>202301948</u> **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 PASS

<u>Sponsors:</u> Owens

**26.** <u>202301979</u> **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 ADOPT

<u>Sponsors:</u> Cramerding and Jeffreys

#### ANNOUNCEMENTS

Adjournment



#### 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.

ALL layor Aftab Pureval

### Mia N. Sears, PHR



#### **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.



#### **Project Management**

- 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 positionsApril 2002-presentDelta Sigma Theta Sorority Inc, Cincinnati Queen City Alumnae ChapterDecember 2015-presentVice-President-Membership and chapter memberDecember 2015-presentToastmasters; Awards: Competent Communicator, Competent Leader, Advanced Leader BronzeCity of Cincinnati, Human Services Advisory Committee (HSAC)Appointed by City of Cincinnati Mayor and approved by Cincinnati City Council to serve on the Human<br/>Services Advisory Committee, three-year term 2020-2023.Services Advisory Council to serve on the Human

#### Education

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



#### 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.

ALL layor Aftab Pureval

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**

- 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

- 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

#### March 2019 – April 2020

November 2015 – March 2019

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

- 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

- 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

- 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**

- 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** 

#### 12

#### September 2010 – May 2011

Summer 2007 – Summer 2009

#### June 2013 – September 2014

May 2011 – June 2013

#### 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



#### 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.

ALL layor Aftab Pureval

# LESLIE M. RICH

### 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 I 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



#### REAPPOINTMENT

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.

ALL layor Aftab Pureval

### 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**

- 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-year 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**

#### Managing Director

- 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**

- 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

Practice Administrator - Market Intelligence, Practice Services, Business Development

- 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

Cincinnati, OH 2004-2010

October 2015 to Present

Cincinnati, OH

Cincinnati, OH 2010 to 2012

Cincinnati, OH

2013 to 2015

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

#### 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

- 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

- 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

Master of Business Administration in Marketing, Strategic Management and Finance

- 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

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
  - Marketing and strategy development and support for blockchain technology start-up company
  - General marketing support for investment fund in the cryptocurrency market
  - Online reputation management assessment and strategy development/execution for collegiate honor society
  - Social media current assessment and expansion evaluation for online retailer
  - Market feasibility study of hyperbaric oxygen therapy business expansion for physician practice
  - $\circ$  Strategic marketing plan development for New Orleans event band
  - $\circ$   $\quad$  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
  - $\circ$   $\,$  Resume development and review for more than 50 job seekers

vices

Vero Beach and Miami, FL

Chicago, IL 1999

Columbus, OH

Miami, FL 1997

1990-1994



#### 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.

ALL layor Aftab Pureval

### **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 OhioMay 2018 to presentComprehensive 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.





#### 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.

ALL layor Aftab Pureval

## LaShaunda Ewing

Cincinnati, Ohio, United States

in		

#### 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 junior-level 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.

#### All 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 self-sufficient in the employment readiness market

#### 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

#### GW The George Washington University

Master Certificate, Project Management 1996 - 2000 ESI International via George Washington University

#### 襑 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



#### 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.

Nayor 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.

921 yor Aftab Pureval

loodward

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

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

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,

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



202302000

Date: September 7, 2023

To: Councilmember Scotty Johnson

Emily Smart Woerner, City Solicitor From:

Subject: **Resolution – Cincinnati Police Department Youth Services Unit** 

Transmitted herewith is a resolution captioned as follows:

**RECOGNIZING** the Cincinnati Police Department's Youth Services Unit, and EXPRESSING the appreciation of the Mayor and the Council of the City of Cincinnati for the Youth Services Unit's contributions to the safety and future of youth in the City of Cincinnati.

ESW/IMD(dmm) Attachment 389434

IMD FTSW

RESOLUTION NO. \_\_\_\_\_ - 2023

**RECOGNIZING** the Cincinnati Police Department's Youth Services Unit, and **EXPRESSING** the appreciation of the Mayor and the Council of the City of Cincinnati for the Youth Services Unit's contributions to the safety and future of youth in the City of Cincinnati.

WHEREAS, the Cincinnati Police Department's Youth Services Unit ("YSU") honorably serves many of the City's communities and has provided over 140 Cincinnati schools with School Resource Officers, who enhance protection in and around school property while also serving as mentors and resources to students and school administration; and

WHEREAS, YSU provides security detail coverage for school sports and events, investigates incidents and offenses involving students and school staff, and works with schools to conduct and teach safety drills and threat assessments; and

WHEREAS, YSU aims to strengthen trust between the police and youth by collaborating with other government and community services agencies to provide youth with resources, training, and other educational and support services; and

WHEREAS, YSU's officers receive top-tier training and certification through the National Association of School Resource Officers, the Tristate Trauma Network, and ALICE (Alert, Lockdown, Inform, Counter, Evacuate), in addition to specialized training involving the Ohio Peace Officer Training Academy, the Juvenile Justice System, and Child Abuse Investigations; and

WHEREAS, YSU assists the Cincinnati Police Department's Victims Advocate Liaison Unit with youth who are impacted by homicide and gun violence and who may need support, guidance, and a voice; and

WHEREAS, YSU is currently on pace to exceed last year's service to over 550 youth within the Greater Cincinnati area through the Cincinnati Police Summer Cadet Program, the Camp Joy Police Youth Live-In, the Children in Trauma Intervention Camp, Queen City SWISH, Young Not Silent, The DIVE Right Program, and Teen Talks; and

WHEREAS, YSU supervisors are worthy of recognition for their exemplary service, including: Lieutenant Chantia Miller, Sergeant Dean Chatman, and Sergeant CaSandra Lewis; and

WHEREAS, YSU School Resource Officers are worthy of recognition for their exemplary service, including: Officer Andrea Booker, Officer Adrienne Brown, Officer Courtney Compton, Officer Sean Farris, Officer Jonathan Hix, Officer Shameka Jackson, Officer Malynda Jordan, Officer James Mitchell, Officer Robert Pope, Officer Aaron Watkins, Officer Anthony White, and Officer Ryan Williams; and

WHEREAS, YSU's Youth Program Coordinator, Officer Eddie Hawkins, is worthy of recognition for his exemplary service; and

WHEREAS, non-YSU officers who assist with youth programs are also worthy of recognition for their exemplary service, including: Sergeant Sabreen Robinson, Officer Gatsby Alexander, and Officer Larry Brown; now, therefore,

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

Section 1. That the Mayor and this Council hereby recognize the Cincinnati Police

Department's Youth Services Unit for their contributions to the safety and future of youth in the

City of Cincinnati.

Section 2. That this resolution be spread upon the minutes of Council and that a copy be

provided to the leadership of the Cincinnati Police Department's Youth Services Unit through the

office of Councilmember Scotty Johnson.

2023

Aftab Pureval, Mayor

Attest:

Clerk

Submitted by Councilmember Scotty Johnson



**September 13, 2023** 

То:	Mayor and Members of City Council	202301986
From:	Sheryl M. M. Long, City Manager	
Subject:	Emergency Ordinance – CRC: Contributions f Purposes Donation Authorizations	or Recreation

Attached is an Emergency Ordinance captioned:

**AUTHORIZING** the City Manager and employees of the Cincinnati Recreation Commission to accept donations of money and in-kind contributions from the Cincinnati Recreation Foundation valued individually at up to \$20,000 for the purpose of supporting Cincinnati Recreation Commission programming and services; **AUTHORIZING** the City Manager and employees of the Cincinnati Recreation Commission to accept donations of money and in-kind contributions from the Cincinnati business community, individual benefactors, and other appropriate sources valued individually at up to \$5,000 for the purpose of supporting Cincinnati Recreation Commission programming and services; and **AUTHORIZING** the Director of Finance to deposit donated funds accepted in accordance with these parameters into Contributions for Recreation Purposes Fund revenue account no. 319x8571.

Approval of this Emergency Ordinance would authorize the City Manager and employees of the Cincinnati Recreation Commission (CRC) to accept donations and in-kind contributions from the Cincinnati Recreation Foundation valued individually at up to \$20,000 for the purpose of supporting CRC programming and services. Approval of this Emergency Ordinance would further authorize the City Manager and CRC employees to accept donations and in-kind contributions from the Cincinnati business community, individual benefactors, and other appropriate sources valued individually at up to \$5,000 for the purpose of supporting CRC programming and services. Finally, this Emergency Ordinance authorizes the Finance Director to deposit the donated funds accepted in accordance with these parameters into Contributions for Recreation Purposes Fund revenue account no. 319x8571.

CRC regularly receives numerous donations of various types and values in support of programming and service delivery. This Emergency Ordinance will establish parameters under which CRC may accept donations without prior discrete City Council approval. Donations individually valued above the established parameters, any requests for the solicitation of donations, and donations to be used for CRC capital improvement projects of any values will be prepared as discrete ordinances subject to Council approval.

The Cincinnati Recreation Commission will track individual donations and provide quarterly reports to the City Manager and the City Council.

The acceptance of the monetary and in-kind donations in accordance with these parameters 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 207 - 212 of Plan Cincinnati (2012).

The reason for the emergency is the need to establish donation parameters to allow for the timely acceptance of donations to support Cincinnati Recreation Commission programming and services.

The Administration recommends passage of this Emergency Ordinance.

cc: Andrew M. Dudas, Budget Director Karen Alder, Finance Director



Attachment

# E M E R G E N C Y

LES

**AUTHORIZING** the City Manager and employees of the Cincinnati Recreation Commission to accept donations of money and in-kind contributions from the Cincinnati Recreation Foundation valued individually at up to \$20,000 for the purpose of supporting Cincinnati Recreation Commission programming and services; **AUTHORIZING** the City Manager and employees of the Cincinnati Recreation Commission to accept donations of money and in-kind contributions from the Cincinnati business community, individual benefactors, and other appropriate sources valued individually at up to \$5,000 for the purpose of supporting Cincinnati Recreation Commission programming and services; and **AUTHORIZING** the Director of Finance to deposit donated funds accepted in accordance with these parameters into Contributions for Recreation Purposes Fund revenue account no. 319x8571.

WHEREAS, the Cincinnati Recreation Commission ("CRC") regularly receives numerous donations of varying types and value from the community and the Cincinnati Recreation Foundation ("the Foundation") in support of its programming and delivery of services; and

WHEREAS, Council desires to establish parameters under which CRC may accept donations without prior discrete Council approval; and

WHEREAS, CRC is authorized to accept donations of money and in-kind contributions from the Foundation valued individually at up to \$20,000 for the purpose of supporting CRC programming and services; and

WHEREAS, CRC is authorized to accept donations of money and in-kind contributions from the Cincinnati business community, individual benefactors, and other appropriate sources valued individually at up to \$5,000 for the purpose of supporting CRC programming and services; and

WHEREAS, Council will continue to approve discrete ordinances for donations individually valued above the established maximums, requests for the solicitation of donations, and donations to be used for CRC capital improvement; and

WHEREAS, CRC will track individual donations and will provide reports on a quarterly basis to the City Manager and Council regarding donations received in accordance with the parameters established in this ordinance; and

WHEREAS, acceptance of monetary and in-kind donations pursuant to these parameters 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 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 and employees of the Cincinnati Recreation Commission are authorized to accept donations of money and in-kind contributions from the Cincinnati Recreation Foundation valued individually at up to \$20,000 for the purpose of supporting Cincinnati Recreation Commission programming and services.

Section 2. That the City Manager and employees of the Cincinnati Recreation Commission are authorized to accept donations of money and in-kind contributions from the Cincinnati business community, individual benefactors, and other appropriate sources valued individually at up to \$5,000 for the purpose of supporting Cincinnati Recreation Commission programming and services.

Section 3. That the Director of Finance is authorized to deposit donated funds accepted in accordance with the parameters set forth in this ordinance into Contributions for Recreation Purposes Fund revenue account no. 319x8571.

Section 4. That the proper City officials are authorized to do all things necessary and proper to implement the provisions of Sections 1 through 3, including the City Manager approving policies and procedures for things such as handling cash donations, determining appropriate in-kind donations, and identifying appropriate sources of donations.

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 need to establish donation parameters to allow for the timely acceptance of donations to support Cincinnati Recreation Commission programming and services.

Passed: \_\_\_\_\_, 2023

Aftab Pureval, Mayor

Attest: \_\_\_\_\_ Clerk



# September 13, 2023

То:	Mayor and Members of City Council	202301992
From:	Sheryl M. M. Long, City Manager	
Subject:	Ordinance – Board Proposed Amendment to CMC 20	)3

Attached is an Ordinance captioned:

**MODIFYING** the provisions of Chapter 203, "Employees' Retirement System," of the Cincinnati Municipal Code by **AMENDING** Section 203-42, "Health Care Benefits," Section 203-43, "Health Care Benefits For Membership Dates Prior to January 9, 1997 and Retirement Effective Dates After January 1, 2016," Section 203-44, "Health Care Benefits For Membership Dates On and After January 9, 1997," and Section 203-48, "Health Care Benefits for Eligible Dependent Family Members," to implement policy changes made by the Cincinnati Retirement System Board and to clarify the parties entitled to health care benefits under Chapter 203.

The current requirements of CMC Chapter 203 regarding the determination of disability for adult dependent children specifies that the determination must be made by the Social Security Administration prior to the child attaining age 19. This Ordinance permits such a determination to be made by the Cincinnati Retirement System Medical Director based on medical evidence provided. In addition, this Ordinance eliminates the requirement that the adult disabled child reside within the pensioner's home.

This Ordinance also provides clarification of the requirement for Medicare eligible pensioners and their spouses and eligible dependents to enroll in Medicare. This provision will provide consistency with existing provisions of CMC 203 that requires all health claims for Medicare eligible persons be processed as secondary to Medicare coverage.

Various terminology changes are included in this Ordinance to use existing defined terms in CMC 203.

The Administration recommends passage of this Ordinance.

c: Jon Salstrom, Retirement Director Karen Alder, Finance Director William "Billy" Weber, Assistant City Manager **MODIFYING** the provisions of Chapter 203, "Employees' Retirement System," of the Cincinnati Municipal Code by **AMENDING** Section 203-42, "Health Care Benefits," Section 203-43, "Health Care Benefits For Membership Dates Prior to January 9, 1997 and Retirement Effective Dates After January 1, 2016," Section 203-44, "Health Care Benefits For Membership Dates On and After January 9, 1997," and Section 203-48, "Health Care Benefits for Eligible Dependent Family Members," to implement policy changes made by the Cincinnati Retirement System Board and to clarify the parties entitled to health care benefits under Chapter 203.

WHEREAS, the Cincinnati Retirement System Board ("Board") desires to provide healthcare coverage to the adult disabled children of retirees whenever possible and further wishes to amend the language of Chapter 203 to more accurately reflect the parties entitled to Cincinnati Retirement System health care benefits; and

WHEREAS, following a review of the rules related to Social Security Disability Income and Supplemental Security Income ("SSI"), the Board has determined that the cost of this healthcare coverage to the 115 Trust that funds retirees' healthcare is not significant; and

WHEREAS, the Board no longer wants to require retirees to provide a Certificate of Disability from the Social Security Administration or to apply for SSI on behalf of a disabled adult child as a condition for retiree healthcare coverage for an adult disabled child under Chapter 203, regardless of the disabled adult child's eligibility for such benefits; and

WHEREAS, the Board wants to require those retiree members and their spouses or eligible dependent children who are eligible to receive Medicare benefits to enroll in Medicare as a condition of receiving retiree healthcare coverage under Chapter 203; and

WHEREAS, the Board voted to change the Board's procedures to address eligibility requirements for retirees' disabled adult children to receive retiree healthcare coverage and desires to revise Chapter 203 to implement those changes; now, therefore,

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

Section 1. That existing Section 203-42, "Health Care Benefits," Section 203-43,

"Health Care Benefits For Membership Dates Prior to January 9, 1997 and Retirement Effective

Dates After January 1, 2016," Section 203-44, "Health Care Benefits For Membership Dates On

and After January 9, 1997," and Section 203-48, "Health Care Benefits for Eligible Dependent

Family Members," of the Cincinnati Municipal Code are hereby amended to read as follows:

## Sec. 203-42. Health Care Benefits.

- (a) In addition to other benefits provided in this chapter, the <u>Retiree</u> health care benefits described in this Section shall be provided to the following persons:
  - (i) A Member who retired on or before July 1, 2011 and whose eligibility for health care benefits was determined on their Retirement Effective Date according to the provisions of this chapter in effect on such date, or
  - (ii) A Member of Group C who retires on or after August 1, 2011 with 15 years of Membership Service, or
  - (iii) A Member of Group D, E, or F whose most recent membership enrollment date is before January 9, 1997 and who retired on or after August 1, 2011 and on or before January 1, 2016 with 15 years of Membership Service, or
  - (iv) Persons receiving the benefits of a retirement optional allowance under Section 203-63 and who are eligible for benefits under Section 203-48 of this chapter, provided that the Member satisfied the health care eligibility requirements of paragraph (i), (ii) or (iii) above at the time the Member retired, or
  - (v) A surviving spouse, eligible dependent child, <u>andor</u> orphan receiving survivor benefits as provided in Section 203-49 of this chapter on or before January 1, 2016.
- (b) The benefits to be provided under this Section are:
  - Medical and prescription drug coverage similar to coverage in effect for eligible <u>RetireesPensioners</u> on January 1, 2014, and <u>MemberRetiree</u> premium contributions are not to exceed 5% of the full funding rate for each tier of coverage:
    - (A) For in-network benefits:
      - (I) An annual deductible of \$300 per person and \$600 per family;
      - (II) A maximum annual medical out-of-pocket expense of \$1,500 per person and \$3,000 per family; and
      - (III) Prescription co-pays: \$10 for generic; \$20 for brand name; \$30 for nonformulary; with no out-of-pocket limit.
    - (B) For out-of-network benefits:
      - (I) An annual deductible of \$600 per person and \$1,200 per family;
      - (II) A maximum annual medical out-of-pocket expense of \$3000 per person and \$6,000 per family; and
      - (III) Limited out-of-network coverage for prescription drugs.

- (ii) Dental and vision insurance coverage which shall be purchased and fully paid for by the Retirees, their surviving spouse, <u>or</u> their eligible dependents or orphans, as provided in Section 203-48 of this chapter.
- (c) Members who retired before September 1, 2007, and their surviving spouse as provided in Section 203-48 of this chapter, who met the requirements of former Section 203-43(d), subsections (i), (ii), (iii), or (iv) as in effect prior to July 1, 2011, and who as of January 1, 2012, and annually thereafter, meet the requirements of subsection (i) below are entitled to the benefits described in subsection (ii) below.
  - (i) <u>MembersPensioners</u> must establish that their annual household income is less than \$30,000 by annually submitting to the Retirement System a copy of their federal income tax return or any other or additional documentation the Retirement System requires to determine annually whether the Member's Pensioner's household income is less than \$30,000. For purposes of this Section, "household income" shall mean the total income of the MemberPensioner, including the income of the Member's Pensioner's spouse if married, after adding back the nontaxable portion of interest, dividends, pensions, annuities, IRA distributions, and social security benefits. Business or investment losses are not included in "household income" and may not be used to reduce the amount of "household income" for purposes of this Section. MembersPensioners must submit a copy of their federal income tax return (and that of their spouse, if applicable) for the prior year to the Retirement System no later than the date determined by the Retirement System each year, or any other or additional documentation the Retirement System requires. Failure to submit the required documentation shall result in the MemberPensioner becoming permanently ineligible for the benefits described in (c)(ii) of this Section. The Member Pensioner will be eligible for coverage as described in (b) of this Section.
  - (ii) <u>MembersPensioners</u> who meet the requirements of subsection (i), above shall receive medical and prescription drug coverage with no premium cost with the following benefits:
    - (A) For in-network benefits:
      - (I) An annual deductible of \$0;
      - (II) A maximum annual medical out-of-pocket expense of \$500 per person and \$1,000 per family;
      - (III) A maximum annual prescription drug out-of-pocket expense of \$500 per person; and
      - (IV)Prescription drug tiers: \$5 for generic; \$15 for brand name; \$30 for non-formulary.
    - (B) For out-of-network benefits:
      - (I) An annual deductible of \$0;
      - (II) A maximum annual medical out-of-pocket expense of \$1000 per person and \$2,000 per family; and

# (III) Limited out-of-network coverage for prescription drugs.

<u>MembersPensioners</u> who meet the requirements of subsection (i) above shall be provided dental and vision coverage to be purchased and fully paid for by the Retirees, their surviving spouse, or their <u>eligible</u> dependents or orphans.

- (d) Any person eligible to receive healthcare coverage under this Chapter who is eligible for coverage under Medicare shall apply for Medicare coverage and provide documentation to the Retirement System that is acceptable to the Retirement System that confirms either acceptance or denial for such coverage. To the extent allowable under applicable federal law, coverage under this Section for any person who is eligible to be covered under Medicare shall be secondary to coverage of such person under Medicare. The benefit payable under this Section shall be reduced by the greater of: (a) the amount actually paid by Medicare Part A and Part B; or (b) the amount Medicare would pay if the person were enrolled in Medicare Part A and Part B. A person is considered eligible for Medicare for these purposes during any period such person has coverage under Medicare Part A or Part B or, while otherwise qualifying for coverage under Medicare Part A or Part B or, while otherwise function for coverage under Medicare Part A or Part B or person has refused, discontinued, or failed to make any necessary application or applicable payment for Medicare Part A or Part B coverage.
- (e) <u>The director of retirement shall adopt rules and procedures necessary to implement this Section.</u>

# Sec. 203-43. Health Care Benefits For Membership Dates Prior to January 9, 1997 and Retirement Effective Dates After January 1, 2016.

- (a) In addition to other benefits provided in this chapter, the <u>Retiree</u> health care benefits described in this Section shall be provided to the following persons:
  - (i) A Qualified Member (as defined in paragraph (c) below) who retires after January 1, 2016 who is at least 60 years of age with a minimum of 20 years of Membership Service and who is not otherwise eligible for health care benefits under Section 203-42, or
  - (ii) A Qualified Member (as defined in paragraph (c) below) who retires with 30 or more years of Creditable Service consisting of a minimum of 20 years of Membership Service and who is not otherwise entitled to benefits under Section 203-42, or
  - (iii) Persons receiving the benefits of a retirement optional allowance under Section 203-63 of this chapter, and who are eligible for benefits under Section 203-48 of this chapter, provided that the Member satisfied the requirements of either paragraph (i) or paragraph (ii) above at the time the Member retired and who is not otherwise entitled to benefits under Section 203-42, or
  - (iv) Each surviving spouse, <u>and each</u> eligible dependent child <u>andor</u> orphan of a deceased Active Member who would have been eligible for benefits under this <u>S</u>section, who is receiving survivor benefits as provided in Section 203-49 of this Chapter, provided that:

- (A) the deceased Active Member's most recent membership enrollment date is before January 9, 1997 and the survivor benefit commenced on or after February 1, 2016 and the deceased Active Member is not otherwise entitled to benefits under Section 203-42; and
- (B) a surviving spouse may only obtain coverage if the surviving spouse possessed a valid marriage certificate or other proof of marriage recognized by the State of Ohio, dated prior to the date of the Active Member's death. However, if the deceased Active Member dies on or after January 1, 2019, the surviving spouse is eligible for coverage only if the spouse was not legally separated from the deceased Active Member at the time of the deceased Active Member's death.
- (v) Qualified Members who are not covered by the provisions of the Collaborative Settlement Agreement and who retire on or after February 1, 2016 and on or before January 1, 2017 and who have at least 15 years of Membership Service.
- (b) The benefits to be provided under this Section are:
  - (i) Medical and prescription drug coverage similar to the most favorable plan available to active Employees, excluding Police, & Fire, and Building & Trade unions, and Member premium contributions are not to exceed 10% of the full funding rate for each tier of coverage; and
  - (ii) Dental and vision insurance coverage which shall be purchased and fully paid for by the Retirees, their surviving spouse, or their <u>eligible</u> dependents or orphans as provided in Section 203-48 of this chapter.
  - (iii) Any person eligible to receive healthcare coverage under this Chapter who is eligible for coverage under Medicare shall apply for Medicare coverage and provide documentation to the Retirement System that is acceptable to the Retirement System that confirms either acceptance or denial for such coverage. To the extent allowable under applicable federal law, coverage under this Section for any person a Member who is eligible to be covered under Medicare shall be secondary to coverage of such Member under Medicare. The benefit payable under this Section shall be reduced by the greater of: (a) the amount actually paid by Medicare Part A and Part B; or (b) the amount Medicare would pay if the Member were enrolled in Medicare Part A and/or Part B. A Member is considered eligible for Medicare for these purposes during any period such Member has coverage under Medicare Part A or Part B or, while otherwise qualifying for coverage under Medicare Part A (premium free) or Part B, does not have such coverage under Medicare Part A or Part B solely because such Member has refused, discontinued, or failed to make any necessary application or applicable payment for Medicare Part A or Part B coverage.
- (c) For purposes of this Section, a Qualified Member is a Member who was an Active Member before January 9, 1997. The following rules shall apply for purposes of determining whether a Member was an Active Member before January 9, 1997:
  - (i) If the Member terminates Membership due to a withdrawal of Accumulated Contributions (as provided in Section 203-11(d)) or a transfer of service credit

and Accumulated Contributions to a State Retirement System (as provided in Sections 203-8 and 203-7-A), the Member shall not be considered to have been an Active Member for any period attributable to the withdrawn or transferred contributions, irrespective of whether the Member is subsequently granted credit for such period of service pursuant to Section 203-29, Section 203-8 or any similar provisions of this Retirement System.

- (ii) A Member shall not be considered to have been an Active Member for any period of Creditable Service of a Member that is attributable to State Retirement System Service Credit, Out of State and Federal Service Credit, or Unpaid Authorized Leave of Absence Service Credit.
- (iii) If a Member ceases (or ceased) to be an Employee, the Member shall not be considered to have been an Active Member for any period of employment that precedes the date the Member ceases (or ceased) to be an Employee, unless the Member does not withdraw all or any part of his Accumulated Contributions.
- (iv) Notwithstanding the foregoing, if a Member is granted service credit for a period of military absence pursuant to Sections 203-27 or 203-27A, to the extent required by federal law, the Member shall be considered to have been an Active Member during the period of military absence.
- (d) Any Inactive Member who is rehired on or after January 1, 2016 shall not be eligible for benefits under this Section.
- (e) The director of retirement or his or her designee shall adopt rules and policies procedures necessary to implement this Section.

#### Sec. 203-44. Health Care Benefits For Membership Dates On and After January 9, 1997.

- (a) In addition to other benefits provided in this chapter, the <u>Retiree health care benefits</u> described in this Section shall be provided to the following persons:
  - (i) A Member whose most recent membership enrollment date is on or after January 9, 1997 and on or before December 31, 2015, and who:
    - (A) Retired on or after August 1, 2011 and on or before January 1, 2016 with 15 years of Membership Service and who is not entitled to benefits under Section 203-42 or 203-43, or
    - (B) Retires on or after February 1, 2016 and who is at least 60 years of age with a minimum of 20 years of Membership Service and who is not otherwise eligible for health care benefits under Section 203-42 or Section 203-43, or
    - (C) Retires on or after February 1, 2016 with 30 or more years of Creditable Service consisting of a minimum of 20 years of Membership Service and who is not otherwise entitled to benefits under Section 203-42 or Section 203-43.
  - (ii) Persons receiving the benefits of a retirement optional allowance under Section 203-63 of this Chapter, and who are eligible for benefits under Section 203-48 of this Chapter, provided that the Member satisfied the requirements of

paragraph (i) above at the time the Member retired and who is not otherwise entitled to benefits under Section 203-42 or Section 203-43.

- (iii) Members whose most recent membership enrollment date is on or after January 9, 1997 and who are not covered by the provisions of the Collaborative Settlement Agreement and who retire on or after February 1, 2016 and on or before January 1, 2017 and who have at least 15 years of Membership Service.
- (iv) Each surviving spouse, and each eligible dependent child andor orphan of a deceased Active Member who would have been eligible for benefits under this <u>Section</u>, who is receiving survivor benefits as provided in Section 203-49 of this Chapter, provided that:
  - (A) the deceased Active Member's most recent membership enrollment date is on or after January 9, 1997 and on or before December 31, 2015; and
  - (B) a surviving spouse may only obtain benefits if the surviving spouse possessed a valid marriage certificate or other proof of marriage recognized by the State of Ohio, dated prior to the date of the Active Member's death. However, if the deceased Active Member dies on or after January 1, 2019, the surviving spouse is eligible for coverage only if the spouse was not legally separated from the deceased Active Member at the time of the deceased Active Member's death.

Accordingly, the provisions of Section 203-33 of this Chapter, which provide for Service Retirement Allowances after vesting, shall not entitle <u>personsMembers</u> who are so vested to health care benefits under the provisions of this Section unless such <u>persons are</u> Members <del>who</del>-also qualify for health care benefits under the provisions of this Section.

- (b) The benefits to be provided under this Section are:
  - (i) Medical and prescription drug coverage similar to the most favorable plan available to active Employees, excluding Police, & Fire, and Building & Trade unions; and subject to Member premium contributions described in (c) below; and
  - (ii) Dental and vision insurance coverage shall be purchased and fully paid for by the <u>MemberRetiree</u>, their surviving spouse, and their eligible dependents or orphans.
  - (iii) <u>Any person eligible to receive healthcare coverage under this Chapter who is eligible for coverage under Medicare shall apply for Medicare coverage and provide documentation to the Retirement System that is acceptable to the Retirement System that confirms either acceptance or denial for such coverage. To the extent allowable under applicable federal law, coverage under this Section for any person who is eligible to be covered under Medicare shall be secondary to coverage of such person under Medicare. The benefit payable under this Section shall be reduced by the greater of: (a) the amount actually paid by Medicare Part A and Part B; or (b) the amount Medicare would pay if the person were enrolled in Medicare Part A and/or Part B. A person is considered eligible for Medicare for these purposes during any period such
    </u>

person has coverage under Medicare Part A or Part B or, while otherwise qualifying for coverage under Medicare Part A or Part B, does not have such coverage under Medicare Part A (premium free) or Part B solely because such person has refused, discontinued, or failed to make any necessary application or applicable payment for Medicare Part A or Part B coverage.

(c) Except for dental and vision insurance coverage, the percentage of the full funding rates, or premiums, for medical and prescription drug coverage to be paid by the Retirement System on behalf of persons entitled to benefits under this Section shall be based on a formula consisting of the sum of (i) the number of the Member's full years of Creditable Service, and (ii) the Member's age at the earlier of the Member's Retirement date or the date that the Member ceased to be an Active Member, with each such full year of Membership Service and each such year of age at Retirement date counting as one point each. Years of age at Retirement shall mean years of age at the birthday immediately preceding the earlier of the Member's Retirement date or the date that the Member ceased to be an Active Member's date or the date that the Member ceased to be an Active Member's date or the date that the Member ceased to be an Active Member's Retirement date or the date that the Member ceased to be an Active Member's Retirement date or the date that the Member ceased to be an Active Member's Retirement date or the date that the Member ceased to be an Active Member. The number of full years of Creditable Service and the years of age at Retirement date shall be added together and shall result in the payment of medical and prescription drug coverage in the following percentage amounts:

95% of full cost or full premiums for 90 points

75% of full cost or full premiums for 80 to 89 points

50% of full cost or full premiums for 70 to 79 points

25% of full cost or full premiums for 60 to 69 points

If a Member's total points are less than 60, the Member is only eligible for individual medical and prescription drug coverage. The Retirement System will pay 25% of the premium for individual medical and prescription drug coverage. No spouse or family coverage is available.

A Member's years of Creditable Service shall be used for the purpose of determining the points of a Member under this subsection  $(c)_{5}$  but will not include years of Creditable Service credited under a previous Service Retirement Allowance provided under this Chapter.

- (d) If a Member leaves the City service prior to Retirement and is entitled to a deferred Service Retirement Allowance and such Member is entitled to benefits under this Section, no benefits shall be provided to the Member until the Member reaches the later of their normal retirement date, or their Medicare eligibility age.
- (e) Any Inactive Member who is rehired on or after January 1, 2016 shall not be eligible for benefits under this Section.
- (f) The director of retirement or his or her designee shall adopt rules and policies procedures necessary to implement this Section.

#### Sec. 203-48. Health Care Benefits for Eligible Dependent Family Members.

Notwithstanding any other provisions of this chapter, health care benefits provided by the Retirement System for eligible dependent family members of Retirees or deceased Active Members shall be limited to the following:

- (a) Eligibility for Health Care:
  - (i) If a Retiree or deceased Active Member is eligible to receive health care benefits pursuant to this Chapter, only the following dependents as defined by and in accordance with the Ohio Administrative Code 145-4-09, "Definition of Eligible Dependent for Health Care Coverage," or Internal Revenue Code Section 152

     (a)(1), "Qualifying Child," may be enrolled for health insurance purposes:
    - (A) A Retiree's spouse possessing a valid marriage certificate or other proof of marriage as recognized by the State of Ohio, dated prior to the effective date of retirement, and beginning January 1, 2019 who is not legally separated from the Retiree; or
    - (B) A <u>surviving</u> spouse of a deceased Retiree who is receiving benefits under Section 203-63, and who possessed a valid marriage certificate or other proof of marriage recognized by the State of Ohio, dated prior to the effective date of retirement. However, if the deceased Retiree dies on or after January 1, 2019, the spouse is eligible for coverage only if the spouse was not legally separated from the deceased Retiree at the time of the deceased Retiree's death; or
    - (C) A <u>surviving</u> spouse of a deceased Active Member who is receiving benefits under Section 203-49, and who possessed a valid marriage certificate or other proof of marriage recognized by the State of Ohio, dated prior to the date of death. However, if the deceased Active Member dies on or after January 1, 2019, the spouse is eligible for coverage only if the spouse was not legally separated from the deceased Active Member at the time of the deceased Active Member's death; or
    - (D) A Retiree's or a deceased Active Member's biological children who were born or children who were legally adopted by the Retiree prior to the effective date of retirement, or in the case of a deceased Active Member, prior to the date of death.
  - (ii) A Retiree's child who has never entered into a marriage recognized by the State of Ohio is eligible for coverage if the child is either under the age of 19 or is a student attending an accredited school on a fulltime basis for at least 7 months of the calendar year and who has not attained the age of 24.
  - (iii) Coverage shall be extended if the Retiree's child is permanently and totally disabled in accordance with Social Security Disability Definition, 42 U.S.C. 416i(1), prior to the limiting age specified in Section (a)(ii) herein and maintains his or her residence within the household of the Retiree. For purposes of this Section, the term "disability" means the inability to engage in any substantial gainful activity by reason of any medically determinable physical or mental impairment, which can be expected to result in death or has lasted or can be expected to last for a continuous period of not less than 12 months. Evidence of the incapacity shall be required to be provided to the Board Retirement System's Medical Director for review and recommendation regarding whether the child is permanently and totally disabledsuch as a Certificate of Disability or other adequate proof from the United States Social Security Administration, and the Medical Director's recommendation shall be subject to approval by the Board.

Appeals from the Board's determination will be governed by rules adopted by the director of retirement.

- (iv) Any person eligible to receive healthcare coverage under this Chapter who is eligible for coverage under Medicare shall apply for Medicare coverage and provide documentation to the Retirement System that is acceptable to the Retirement System and confirms either acceptance or denial for such coverage. To the extent allowable under applicable federal law, coverage under this Section for any person who is eligible to be covered under Medicare shall be secondary to coverage of such person under Medicare. The benefit payable under this Section shall be reduced by the greater of: (a) the amount actually paid by Medicare Part A and Part B; or (b) the amount Medicare would pay if the person were enrolled in Medicare Part A and/or Part B. A person is considered eligible for Medicare for these purposes during any period such person has coverage under Medicare Part A or Part B or, while otherwise qualifying for coverage under Medicare Part A or Part B, does not have such coverage under Medicare Part A (premium free) or Part B solely because such person has refused, discontinued, or failed to make any necessary application or applicable payment for Medicare Part A or Part B coverage.
- (b) Eligibility to Purchase Health Care at 100% of Premium Cost:
  - (i) The ability to enroll a spouse, minor child, or minor grandchild for Health Care benefits shall be closed to spouses when the date of marriage is after the date of the Retiree's retirement, to children born or adopted after the Retiree's date of Retirement, and to minor grandchildren after December 31, 2017, unless subsection (ii) below applies.
  - (ii) Otherwise eligible spouses and dependents who were married to, born of, or adopted by the Retiree after the Retiree's date of Retirement, and one minor grandchild born to an unmarried, un-emancipated minor child of the Retiree that the Retiree is permitted to claim as a dependent on the Retiree's federal tax return in accordance with Section 152 of the Internal Revenue Code, will be entitled to remain enrolled in coverage as long as they meet all other eligibility requirements, were enrolled in Retiree Health Care coverage on January 1, 2018, and provided that there is no break in coverage. Once a break in coverage occurs, spouses, dependents, and minor grandchildren will be subject to all the eligibility requirements of Chapter 203, including this <u>S</u>section, and will be ineligible for re-enrollment unless they meet all the eligibility requirements of Chapter 203.
- (c) If an individual receives a monthly benefit as an Optionee of a deceased Retiree of the Retirement System, he or she may enroll the biological children who were born of the Retiree or any <u>eligible</u> children who were legally adopted by the Retiree prior to the effective date of <u>the Retiree's</u> Retirement, provided that all such individuals meet the criteria listed in Sections (a)(i),(ii), (iii), or (iv) (iii) herein.
- (d) If a Retiree has not selected a pension payment option that includes an Optionee, health care benefits provided by the Retirement System for the Retiree's dependent spouse and eligible biological or legally adopted dependent child/ren terminates following the death of the Retiree.

- (e) For the purposes of this chapter, it is the responsibility of the Retiree, Optionee, or survivor to notify the Retirement System in writing, within 60 days of the date that any spouse or dependent child fails to meet eligibility requirements. Failure to provide such notice to the Retirement System may result in overpaid health care claims for which the Retiree, Optionee, or survivor shall be responsible in addition to penalties imposed in Section (f) herein.
- (f) The Board maintains the right to conduct compliance-related audits of <u>spouse and</u> dependent eligibility and to impose penalties for non-compliance. Penalties for non-compliance shall include suspension of health care coverage of the Retiree, Optionee, or surviving spouse and his or her dependentsany person eligible for coverage under <u>this chapter</u> for a period of 3 years and a requirement that the Retiree, Optionee, or surviving spousesuch individuals repay all improperly paid prescription drug claims. After the three-year suspension period, the Retiree, Optionee, or surviving spouse, <u>or dependent children'seligible individual's</u> health insurance may only be reinstated upon full repayment of the amount of the improperly paid prescription drug claims. The Retiree, Optionee, or surviving spouseeligible individual is repay the amounts owed. If the Retiree, Optionee, or surviving spouseeligible individual has been found legally incompetent by a court, the Board, at its sole discretion, may elect to modify the penalty imposed by this <u>S</u>section.
- (g) <u>The director of retirement shall adopt rules and procedures necessary to implement this Section.</u>

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

period allowed by law.

Passed:	,	2023
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Aftab Pureval, Mayor

Attest:

Clerk

New language underscored. Deletions struck through.

Clerk of Council 801 Plum Street, Room 308 Cincinnati, Ohio 45202 (513) 352-3246

Please check ALL that apply

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# LEGISLATIVE AGENT UPDATED REGISTRATION STATEMENT

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# B. AMENDMENTS, TERMINATIONS, AND TYPES OF LEGISLATION

**AMENDED STATEMENT** - Is this an Amended Statement (i.e., any change in an amount or a filing pursuant to a dispute resolution decision of the OCCI.

NO YES

If yes, you are required to complete only the portion(s) you have amended.

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NO YES

If no, please list the name of the Employers by whom you are no longer engaged and the date of termination. (Attach additional sheets if necessary.)

**Employer Name** 

Date of Termination

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**ADDITIONAL TYPES OF LEGISLATION** - Since your Initial Registration Statement or last Updated Registration Statement for all Employers listed on this form, give a brief description of each of the additional types of legislation to which any of your engagements relate.

(If none, check here

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"Financial Transaction" See definition in Section 112-1-F, Cincinnati Municipal Code.

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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:

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: \_\_\_\_\_

(Attach an additional sheet for each public officer, employee, or staff member.)

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ALL SIGNATURES MUST BE ORIGINAL AND SIGNED PERSONALLY BY THE NAMED

Ou COVAL Type or Print Name of Legislative Agent

Signature of Legislative Agent

reople Working Cooperatively

20730 984

# 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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Type or Print Name of Legislative Agent

INDIVIDUAL.

Signature of Legislative Agent

Date

Santa Maria Community Center Please check ALL that apply Termination(s) of Engagement 200301985

Please check ALL that apply

Change of Address **Amended Statement** 

# LEGISLATIVE AGENT UPDATED REGISTRATION STATEMENT

**Clerk of Council** 

(513) 352-3246

801 Plum Street, Room 308 Cincinnati, Ohio 45202

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ALL SIGNATURES MUST BE ORIGINAL AND SIGNED PERSONALLY BY THE NAMED

Type or Print Name of Legislative Agent

COURT

Signature of Legislative Agent



# September 7, 2023

202301914

Subject:	Cincinnati Retirement System CY2022 Annual Report
From:	Sheryl M. M. Long, City Manager
То:	Mayor and Members of City Council

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 actuaria	al value of assets,	, liabilities, and	funded ratios as of	12/31/22:

	Assets		Liabilities		<b>Funded Ratio</b>
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:

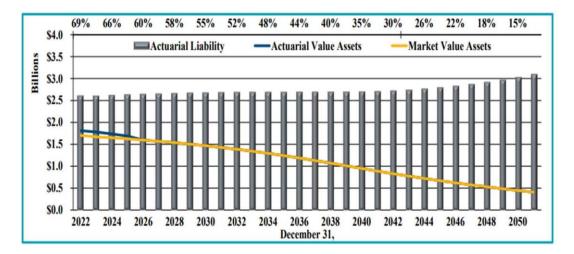
- The active employees contribute 9% of covered payroll to the Pension Trust as required by the CSA.
- The City contributes the minimum rate per the CSA of 16.25% of full-time covered payroll to the Pension Trust. (The General Fund represents 35% of covered payroll and other non-general funds represent 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.



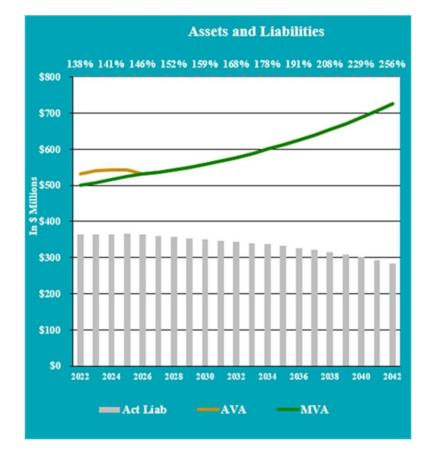
# **Pension Trust**

3

# **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.

Ai	nnual CRS Rates of Investm	nent Return					
Investment Return							
Plan Year	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	verage	7.32%					
5-Year Compound Av	erage	5.43%					

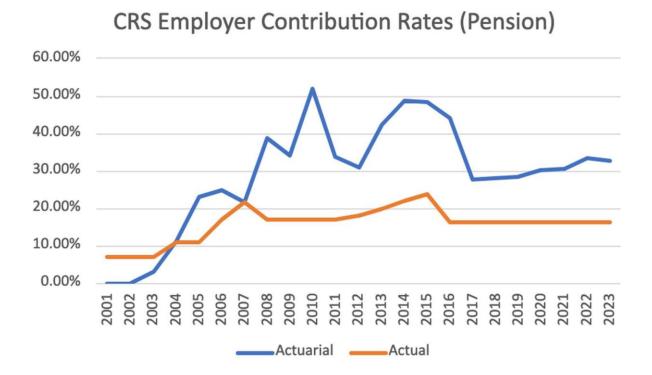
The Board's Investment Policy provides for a well-diversified portfolio across asset class, sector, investment managers and securities. The chart below is designed to achieve the 7.5% return over time with an acceptable level of risk.

# **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:

	Earnings Assumption = 7.5%			
Schedule of	Flat E'r Rate of 17% Increase E'r Rate by 1.5%		ate 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			

# **Incremental Increase Plan**

- 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	202301950
From:	Sheryl M. M. Long, City Manager	
Subject:	EMERGENCY ORDINANCE – AMENDING FUND 437 - WASSON DONATIONS	WAY TRAIL

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.

# <u>E M E R G E N C Y</u>

**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 <u>City</u> Trails<u>Donations</u>," for the purpose of receipt and disbursement of <u>all private donations funds</u> received by the City, <u>including but not limited to grants</u>, 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

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

# <u>E M E R G E N C Y</u>

## IMD

#### 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.

Passed: \_\_\_\_\_, 2023

Aftab Pureval, Mayor

Attest:

Clerk



Q .... 1 .... 7 9099

To:	Mayor and Members of City Council	September 7, 2023
10.		202301962
From:	Sheryl M. M. Long, City Manager	
Subject:	Ordinance – Parks: Various Parks D Projects	onations for Capital

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 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.

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





2

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.

2

Section 8. 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



202301955

Subject:	Emergency Ordinance – Authorizing Purchase of Pa Employees	per Products for
From:	Sheryl M. M. Long, City Manager	
To:	Mayor and Members of City Council	202301733

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

**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.

Section 2. 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:



202301980

Subject:	<b>Emergency Ordinance – Chapter 324</b>
From:	Sheryl M. M. Long, City Manager
То:	Mayor and Members of City Council

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 RFQ 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 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.
- (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

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of Article II, Section 6 of the Charter, be effective immediately. The reason for the emergency is the immediate need to have a new Chapter 324 in effect immediately upon the expiration of the Current Chapter 324.

Passed: \_\_\_\_\_, 2023

Aftab Pureval, Mayor

Attest:		

Clerk



Date: September 7, 2023

202301956

To:	Mayor and Members of City Council
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:

Clerk

# 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

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.



August 2, 2023

То:	Mayor and Members of City Council	202301833	
From:	Sheryl M. M. Long, City Manager		
Subject:	Emergency Ordinance for the Extending the Interim Development Control Overlay District No. 88, "Surface Parking in the Downtown Development Zoning District," for an additional six months		

Transmitted is an Emergency Ordinance captioned:

**EXTENDING** Interim Development Control Overlay District No. 88, "Surface Parking in the Downtown Development Zoning District" as an overlay district for a period of SIX months, pursuant to Chapter 1431, "Interim Development Control Overlay District Regulations," of the Cincinnati Municipal Code.

The City Planning Commission recommended approval of the extension of IDC 88, Surface Parking in the Downtown Development Zoning District, for six additional months at its July 21, 2023 meeting.

### Summary:

In September 2022, Council Member Mark Jeffreys introduced legislation to amend certain zoning code provisions governing development in the DD, "Downtown Development," to prohibit new surface parking. On September 15, 2022, City Manager Sheryl M. M. Long directed the Department of City Planning and Engagement (DCPE) to conduct a zoning study and propose an Interim Development Control (IDC) Overlay District over the Downtown Development zoning district for the duration of the study. City Council established IDC No. 88 on September 21, 2022 and extended it nine months on October 26, 2022. Since IDC No. 88 establishment, DCPE staff has been analyzing existing conditions, reviewing surface parking permits, and meeting with internal department stakeholders. In initial public meeting has been scheduled for August 2, 2023. DCPE staff will incorporate feedback and questions into the study and continue analyzing and engaging stakeholders, as needed. The study and recommendations will not be complete and implemented before IDC No. 88 expires on September 22, 2023. Staff is seeking one six-month extension to complete the study and approve legislation.

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

**ADOPT** the Department of City Planning and Engagement's staff findings that the proposed extension of IDC No. 88 meets the criteria set forth in Cincinnati Zoning Code Section 1431-13, *Extension of IDC Overlay Districts*, as discussed on pages 1 – 4 of this report; and,

**RECOMMEND** that City Council extend Interim Development Control (IDC) Overlay District No. 88, "Surface Parking in the Downtown Development Zoning District," for a period of six additional months, or until the Department of City Planning and Engagement's zoning study is complete and implemented.

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



## EMERGENCY

# City of Cincinnati

CHM

# An Ordinance No.\_\_\_\_

- 2023

**EXTENDING** Interim Development Control Overlay District No. 88, "Surface Parking in the Downtown Development District," as an overlay district for an additional six months, pursuant to Chapter 1431, "Interim Development Control Overlay Districts," of the Cincinnati Municipal Code.

WHEREAS, Councilmember Mark Jeffreys has introduced legislation to amend certain zoning code provisions governing development in the DD, "Downtown Development," zoning district to restrict the development of surface parking lots within the district ("Proposed Legislation"); and

WHEREAS, in September 2022, the City Manager requested that the Department of City Planning and Engagement undertake a zoning study within the DD, "Downtown Development," zoning district to investigate the potential impacts of the Proposed Legislation, to make recommendations on the adoption or modification of the Proposed Legislation, and to commence the process for establishing an interim development control overlay district ("IDC") over the district during the pendency of the zoning study; and

WHEREAS, in connection with the Proposed Legislation, pursuant to Ordinance No. 300-2022, enacted on and effective as of September 21, 2022, Council established Interim Development Control Overlay District No. 88, "Surface Parking in the Downtown Development Zoning District" ("IDC 88"), effective for three months to protect the area while the City Planning Commission and the Department of City Planning and Engagement conduct their study; and

WHEREAS, pursuant to Ordinance No. 345-2022, enacted on and effective as of November 9, 2022, Council extended IDC 88 for an additional nine months, up to and including September 20, 2023, to protect the area while the City Planning Commission and the Department of City Planning and Engagement conduct their study; and

WHEREAS, the City Planning Commission and the Department of City Planning and Engagement's study remains ongoing, and an extension of IDC 88 is necessary to ensure that the potential zoning text amendments resulting from the Proposed Legislation and the study of it are not frustrated before their completion and implementation; and

WHEREAS, the City Planning Commission, at its regularly scheduled meeting on July 21, 2023, recommended the extension of IDC 88 for an additional six months upon finding that the criteria in Cincinnati Municipal Code Section 1431-13 are satisfied; and

WHEREAS, a committee of the Council held a public hearing on the proposed extension of IDC 88, following due and proper notice pursuant to Cincinnati Municipal Code Sections 111-1 and 1431-13, and the committee approved the extension, finding it in the interest of the public health, safety, morals, and general welfare; and

WHEREAS, the Council finds that extending IDC 88 over the study area is consistent with Plan Cincinnati (2012), including its "Compete" Initiative goals to "[t]arget investment to geographic areas where there is already economic activity" and "[c]ontinue development of Existing Growth Opportunity Areas," which specifically include the Central Business District as described on page 115; its "Connect" Initiative goals to "[d]evelop an efficient multi-modal transportation system that supports neighborhood livability" and "[e]xpand options for non-automotive travel" as described on page 129; and its "Live" Initiative goal to "[b]ecome more walkable" as described on page 157; and

WHEREAS, the Council further finds that extending IDC 88 over the study area is in the best interests of the City and the public health, safety, and general welfare; now, therefore,

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

Section 1. That Council makes the following findings:

- A. At its regularly scheduled meeting on July 21, 2023, the City Planning Commission affirmatively recommended that Council extend Interim Development Control Overlay District No. 88, "Surface Parking in the Downtown Development District" ("IDC 88"), for an additional six months while the City studies proposed zoning code text amendments concerning the development of surface parking lots within the affected area.
- B. The study of the proposed zoning code text amendments has proven to be extraordinarily complex because the study area covered by IDC 88 is one of the City's densest commercial and residential areas. Proposed regulations would affect how a significant number of users, such as residents, workers, visitors, business owners, and patrons, access and engage within the study area and could impact the provision of City services and commercial activity in and around the study area.
- C. The Administration's study of the proposed zoning code text amendments concerning the development of surface parking lots within the study area is not yet complete, but it expects to conclude the study within the additional six-month period. The Administration plans to conduct further community engagement with internal and external stakeholders, continue to research potential regulatory frameworks and analyze anticipated social, economic, and environmental effects of potential regulations, and present findings and recommendations to the City Planning Commission and City Council in early 2024. The adoption of any zoning code changes is expected to require another

three to six months. The extension of IDC 88 affords the City the time needed to complete its zoning study and implement the proposed zoning code text amendments, which may include incorporating recommendations from the study.

D. Following Council's establishment of IDC 88, the City Planning Commission has reviewed two permit applications related to surface parking lots. The Administration anticipates further requests to build or expand surface parking lots in the study area if IDC 88 is dissolved before the City's study is complete and any zoning code text amendments are considered for adoption. The development and expansion of surface parking lots within the study area are inconsistent with the preliminary objectives for IDC 88, and the six-month extension of IDC 88 is needed to protect against such development and expansion.

Section 2. That IDC 88, as depicted on the map attached as Exhibit "A" to Ordinance No. 300-2022 and incorporated herein by reference, is extended throughout the area designated on the map as the interim development control overlay district for an additional period of six months, up to and including March 21, 2024.

Section 3. That the Regulations and Application Review Guidelines for IDC 88 and Designation of Administrative Reviewer, attached as Exhibit "B" to Ordinance No. 300-2022 and incorporated herein by reference, shall remain in effect for the duration of IDC 88 and be used by the City Planning Commission in its review of applications for the use of property within IDC 88.

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 impose interim development controls over the City's study area for up to an additional six-month period to ensure that the substance and purpose of proposed zoning code text amendments concerning the development of surface parking lots within the study area and the

planning, land use, and zoning solutions that may result from the study and review of those amendments are not prematurely destroyed or impaired.

Passed: \_\_\_\_\_, 2023

Aftab Pureval, Mayor

Attest: \_\_\_\_\_ Clerk

### Honorable City Planning Commission Cincinnati, Ohio

**<u>SUBJECT</u>**: A report and recommendation on a proposed six-month extension of Interim Development Control (IDC) Overlay District No. 88, "Surface Parking in the Downtown Development Zoning District" in the Central Business District.

### **ATTACHMENTS:**

Provided in addition to this report are:

- Exhibit A Location Map
- Exhibit B IDC Review Criteria
- Exhibit C Existing Conditions

### **BACKGROUND:**

In September 2022, Council Member Mark Jeffreys introduced legislation to amend certain zoning code provisions governing the development of surface parking lots in the DD, "Downtown Development," zoning district. On September 15, 2022, City Manager Sheryl M. M. Long directed the Department of City Planning and Engagement (DCPE) to conduct a zoning study of the proposed legislation, make recommendations for modifying the legislation, if any, and pursue an Interim Development Control (IDC) Overlay District over the DD, "Downtown Development," zoning district for the duration of the study.

The City Planning Commission recommended approval of an emergency three-month IDC to Cincinnati City Council on September 16, 2022, and Cincinnati City Council approved the establishment of IDC No. 88 on September 21, 2022. The approved IDC No. 88 provides that the following permits and approvals are subject to review by the Department of City Planning and Engagement and the City Planning Commission while the zoning study is underway:

- building permits, certificates of compliance, and certificates of appropriateness for new construction, alterations, modification, or expansion of existing surface parking facilities
- changes in use to a surface parking facility
- site improvements associated with surface parking facilities

IDC No. 88 is coextensive with the DD zoning district, encompassing most of Downtown and small portions of the East End, Mount Adams, Mount Auburn, Pendleton, Over-the-Rhine, and West End neighborhoods. This area currently contains around 150 surface parking lots.

There are four Parking Subdistricts within the DD zoning district that regulate accessory surface parking, public surface parking, and parking garages to varying degrees. Public surface parking is prohibited in subdistricts W and X, which encompass nearly half of the DD zoning district, and those districts contain 114 surface parking lots. Accessory surface parking is allowed in all but subdistrict X.

Since the establishment of IDC 88, DCPE staff has been working to set up an initial community engagement meeting and doing existing conditions analysis. The existing surface parking lots and a map of parking subdistricts and their surface parking permissions are mapped in Exhibit C. A community engagement meeting will be held on August 2, 2023.

In addition, to understand the state of surface parking in the DD zoning district, staff has:

- Mapped and compiled pictures of existing surface parking lots
- Conducted initial research on appropriate surface parking regulations
- Reviewed two proposed parking lot permits
- Worked with the Zoning Divisions and Law Department to identify existing and future regulation considerations

Currently, DCPE staff is in the process of:

- Understanding key features and characteristics of surface parking lots and their potential effects on the social, economic, and environmental factors in the DD zoning district
- Reaching out to internal stakeholders to support and inform the study, including the Office of Environment and Sustainability and the Parking Facilities Division
- Continuing research on appropriate surface parking regulations and look at case studies of peer cities

Over the next few months, DCPE staff plan to:

- Analyze the potential social, economic, and environmental impacts related to surface parking
- Research additional questions from the public engagement meeting(s)
- Continue working with internal and external stakeholders to inform the study and recommendations

### **CRITERIA FOR EXTENDING AN IDC OVERLAY DISTRICT**

Pursuant to Section 1431-13 of the Cincinnati Zoning Code, and provided that an IDC Overlay District may not remain in effect for more than two years from the date it was first established, Council may extend the duration of an IDC Overlay District by an additional six months if notice has been given, a public hearing has been held in accordance with Section 111-1, Hearings on Zoning Amendments, of the Municipal Code, and it is determined that:

- (a) Complex Study. The study of the proposed amendment to the Cincinnati Zoning Code or map that would affect the allowable land uses within the IDC Overlay District has proven to be extraordinarily complex by reason of unusual geographic, physical or social conditions in the district;
- (b) Study Incomplete. The City Planning Commission has not yet completed the consideration of the proposed Cincinnati Zoning Code map amendments that would affect the allowable land uses within the IDC Overlay District; and
- (c) Inconsistent Uses. There is a prospect of change in use, construction of new structures or alteration or demolition of existing structures that would be inconsistent with preliminary objectives or findings for the area approved by the City Planning Commission.

### ANALYSIS:

IDC Overlay District No. 88 is currently set to expire on September 21, 2022, unless City Council approves a six-month extension. City Council must receive an affirmative recommendation from the City Planning Commission to approve this extension. An additional six months would leave IDC Overlay District No. 88 in effect until March 21, 2024 (if approved by City Council), with the potential to sunset earlier if the DCPE staff's zoning study is complete and potential recommended text amendments are approved by City Council.

As described above, City Council may extend IDC No. 88 for a period of six months if the City Planning Commission gives them an affirmative recommendation on the finding that:

a) Complex Study. The study of the proposed amendment to the Cincinnati Zoning Code or map that would affect the allowable land uses within the IDC Overlay District has proven to be extraordinarily complex by reason of unusual geographic, physical or social conditions in the district;

Staff analysis: The Zoning Code text amendments proposed by Council Member Jeffreys would prohibit the creation of new surface parking lots in the study area. Since the DD zoning district is in one of the City's densest commercial and residential areas, the proposed legislation could affect how a large number of users access and traverse the Central Business District. Additionally, prohibiting new surface parking facilities could impact City services and commercial activity in and around the study area. Therefore, the Department of City Planning and Engagement staff believe these impacts require more study before making recommendations on the proposed text amendments.

b) Study Incomplete. The City Planning Commission has not yet completed the consideration of the proposed Cincinnati Zoning Code map amendments that would affect the allowable land uses within the IDC Overlay District; and

Staff analysis: As indicated above, the Department of City Planning and Engagement staff has been cataloging the existing conditions of surface parking in the DD zoning district and has conducted internal review of two surface parking lot permits with additional considerations of potential impacts. Staff is in the process of fiscal, social, and environmental analysis related to surface parking uses, which will be synthesized and presented at the upcoming community engagement meeting. After the initial community engagement meeting, staff will take any additional questions or concerns and incorporate them into the study. With the community engagement meeting in early August, staff will not have sufficient time to do the additional research and develop recommendations before the IDC expires on September 21<sup>st</sup>, 2023. If approved, the six-month extension would allow for more time to investigate any additional questions and considerations raised at the community engagement meeting before finalizing recommendations.

c) Inconsistent Uses. There is a prospect of change in use, construction of new structures or alteration or demolition of existing structures that would be inconsistent with preliminary objectives or findings for the area approved by the City Planning Commission.

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Staff analysis: IDC No. 88 was established to study the impacts and appropriateness of surface parking in the study area. In the five-day period between the City Planning Commission's affirmative recommendation and City Council's establishment of IDC No. 88, the Department of Buildings and Inspections received two permits for new surface parking lots. Since the IDC has been in place, staff have reviewed two permits. One was for minor alterations to an existing surface parking lot, and another was for accessory parking for a new business. If IDC No. 88 is dissolved before the study is complete and potential amendments are approved, staff will likely receive more permits to build or expand surface parking lots. The Department of City Planning and Engagement staff believe new and expanded surface parking lots would be inconsistent with the preliminary objectives for IDC No. 88 and that its extension is needed to protect against this likely outcome.

IDC No. 88 helps to ensure the compatibility of any proposed surface parking facilities in the DD zoning district while the Department of City Planning and Engagement studies the effect of surface parking in that area. The proposed extension of IDC No. 88 for six additional months will give the Administration enough time to complete its zoning study, engage the community, and take any proposal(s) through the approval process of City Planning Commission and City Council.

### **PUBLIC COMMENT:**

Department of City Planning and Engagement staff mailed notice of the establishment of the district and the time and place of a public hearing on the extension of the district for an additional six-month period to all property owners within the study area 14 days in advance of the City Planning Commission meeting. Staff has received no public inquiry to-date. Additionally, staff has scheduled a community engagement meeting for the zoning study on to be held on August 2, 2023.

### **CONSISTENCY WITH PLANS:**

### Plan Cincinnati (2012)

*Plan Cincinnati* does not specifically address the concerns related to the establishment of IDC No. 88, however conducting a zoning study in this scenario is consistent with three Initiatives Areas; Compete, Live, and Connect. It is consistent with the Compete Initiative Area in the Strategy to "target investment to geographic areas where there is already economic activity" (page 115) and the Action Step to "continue development of existing growth opportunity areas" (page 116), which specifically identifies the "Central Business District (CBD), Over-the-Rhine (OTR), and the Uptown neighborhoods as the primary sources of City tax revenue", which surface parking lots do little to support. Secondly, there is consistent with the Live Initiative Area to "become more walkable" (page 157) because large expanses of surface parking along street fronting properties discourage human-scale activity and movability. Lastly, this is consistent with the Connect Initiative Area Goal to "Develop an efficient multi-modal transportation system that supports neighborhood livability" (page 129) and more specifically with the Strategy to "expand options for non-automotive travel" (page 130) in that it could encourage people to walk instead of use cars to access and move around Downtown.

#### Cincinnati 2000 Comprehensive Development Plan for Downtown (1986)

The proposal is also consistent with *Cincinnati 2000 Comprehensive Development Plan for Downtown* (1986) which calls for "preservation of the City's historic and architecturally significant buildings" (p. 2). Extending IDC 88 for an additional six months will continue to allow staff monitor potential demolitions of architecturally significant buildings while the zoning study is in progress.

### **RECOMMENDATION**

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

- ADOPT the Department of City Planning and Engagement's staff findings that the proposed extension of IDC No. 88 meets the criteria set forth in Cincinnati Zoning Code Section 1431-13, *Extension of IDC Overlay Districts*, as discussed on pages 1 – 4 of this report; and,
- 2) RECOMMEND that City Council extend Interim Development Control (IDC) Overlay District No. 88, "Surface Parking in the Downtown Development Zoning District," for a period of six additional months, or until the Department of City Planning and Engagement's zoning study is complete and implemented.

Respectfully submitted:

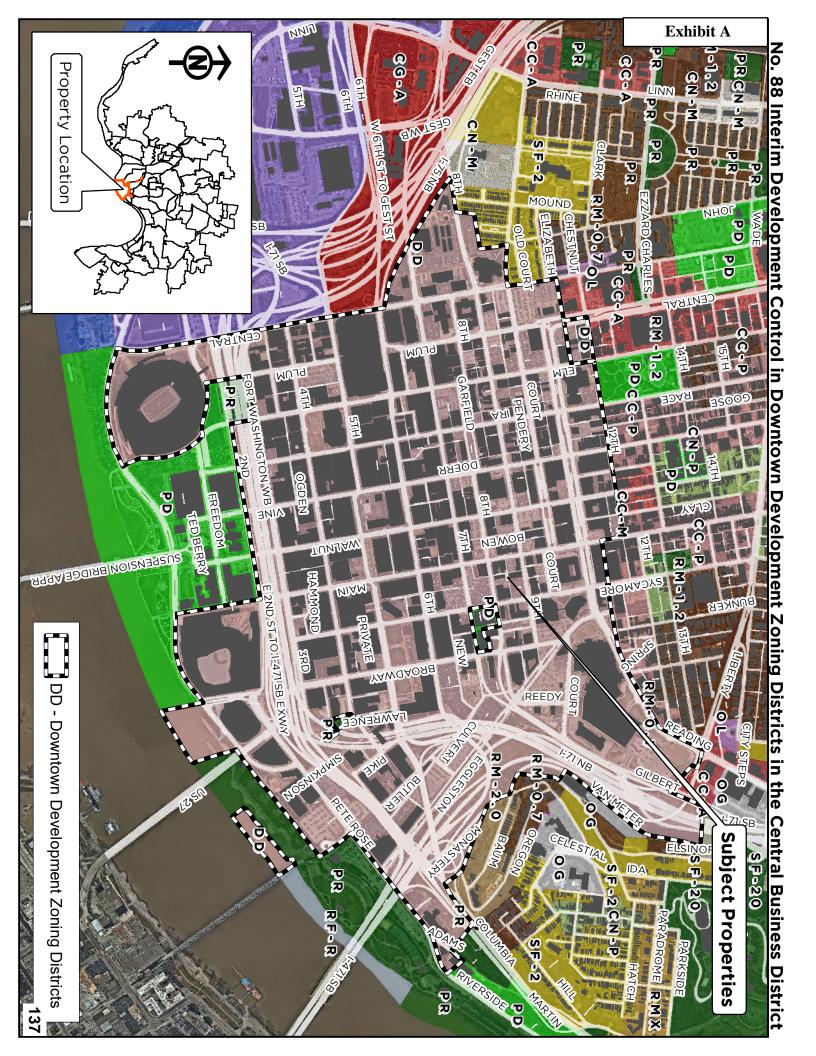
Monia Deinen

Maria Dienger, City Planner Department of City Planning and Engagement

Approved:

Kathenie Kengh-Jus

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



### EXHIBIT B

### Regulations and Application Review Guidelines for Interim Development Control Overlay District No. 88, "Surface Parking in the Downtown Development Zoning District," and Designation of Administrative Reviewer

### Section I. Applications Subject to Review:

The following applications shall be reviewed by the City Planning Commission during the pendency of Interim Development Control Overlay District No. 88, "Surface Parking in the Downtown Development Zoning District":

- (a) Building permits for:
  - i. new construction of surface parking facilities;
  - ii. alteration, modification, or expansion of surface parking facilities;
  - iii. changes in use to a surface parking facility use; and
  - iv. site improvements associated with surface parking facilities.
- (b) Certificates of compliance for:
  - i. new construction of surface parking facilities;
  - ii. alteration, modification, or expansion of surface parking facilities;
  - iii. changes in use to a surface parking facility use; and
  - iv. site improvements associated with surface parking facilities.
- (c) Certificates of appropriateness for:
  - i. new construction of surface parking facilities;
  - ii. alteration, modification, or expansion of surface parking facilities;
  - iii. changes in use to a surface parking facility use; and
  - iv. site improvements associated with surface parking facilities.

Notwithstanding the foregoing subsections (a), (b), and (c), applications for building permits, certificates of compliance, and certificates of appropriate to make the following alterations, modifications, or improvements to existing surface parking facilities shall not be subject to review by the City Planning Commission:

- i. Resurfacing that does not increase or expand the existing surface area;
- ii. Restriping;
- iii. New lighting;
- iv. New fencing; and
- v. New landscaping.

### Section II. Designated Administrative Reviewer:

Council designates the Department of City Planning and Engagement as the staff reviewing authority for Interim Development Control Overlay District No. 88, "Surface Parking in the Downtown Development Zoning District."

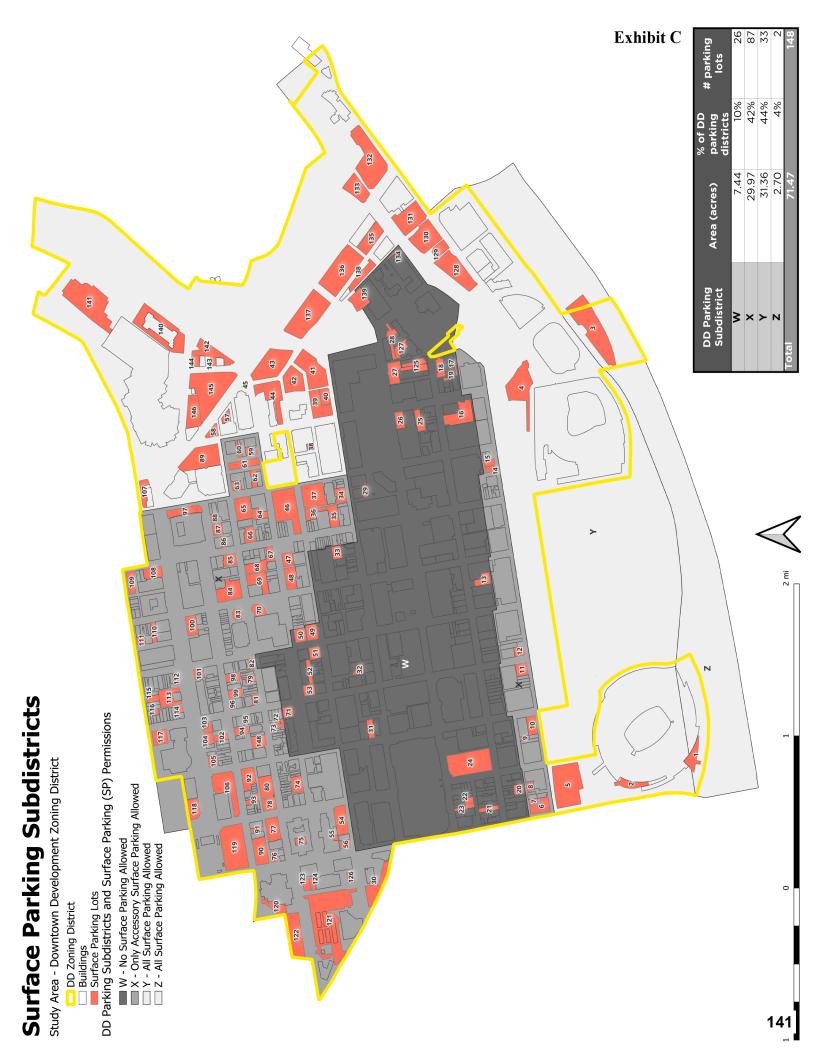
### Section III. Application Review Guidelines:

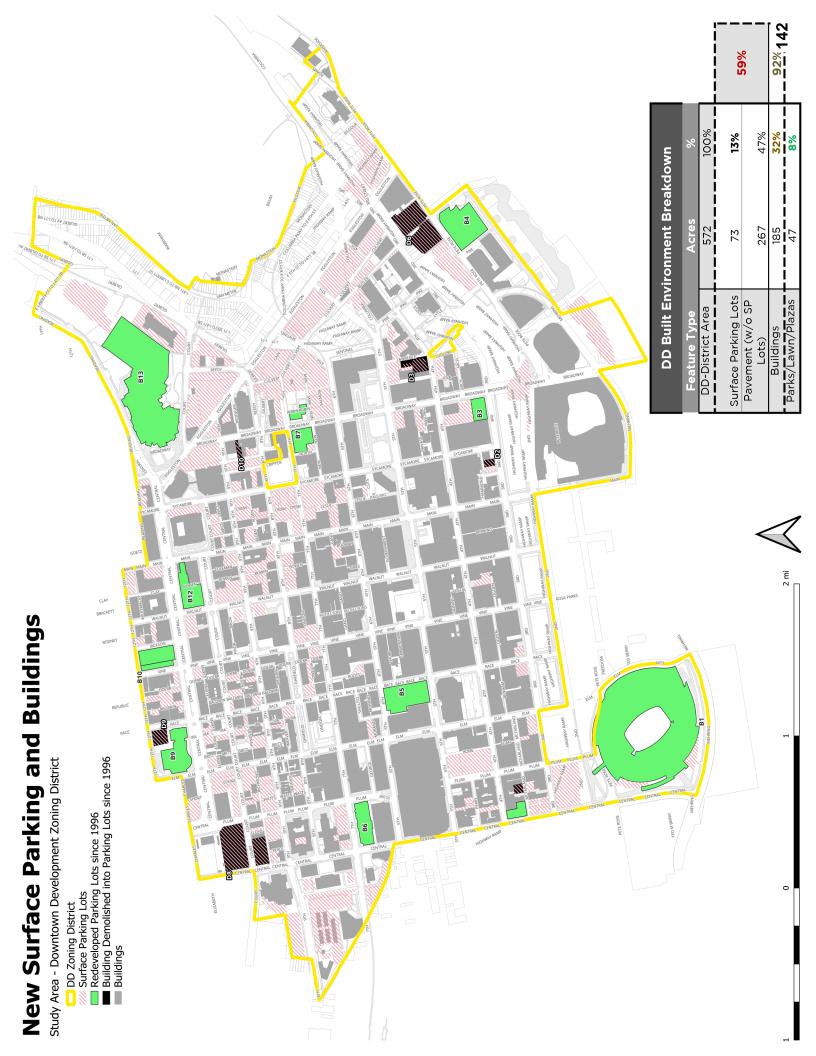
In addition to any other necessary reviews and approvals as required by the Cincinnati Municipal Code and any other applicable laws, any application subject to review in Section I above shall be reviewed by the City Planning Commission to determine whether the application conforms to all applicable laws, ordinances, and regulations and is in the public interest.

In determining whether the application is in the public interest, the City Planning Commission shall consider those factors listed below that are relevant to the application. The application's failure to conform to any single factor is not necessarily a sufficient basis for denial.

- a) *Community Character*. The proposal has a density, scale, size, location, programmatic configuration or function, and use that is compatible with, and designed to activate and enhance, the downtown streetscape.
- b) *Placement*. The proposed siting, setbacks, and orientation is designed to maximize multimodal mobility that emphasizes pedestrian safety, participation, circulation, and connectivity.
- c) *Integration*. The proposal is designed to provide seamless transitions and connections, promoting interconnectivity between adjoining and abutting land uses to avoid disharmonious development patterns.
- d) *Accessibility*. The proposal is designed to promote public and private interactions and accessibility through multi-modal connections to existing or planned street grids or pedestrian-oriented pathways.
- e) *Stormwater Management*. The proposal is designed to address and minimize potential adverse effects relating to off-site stormwater runoff owing to any relative increase in impervious surface area or decrease in vegetative land cover related to the proposed development.
- f) *Zoning*. The proposal conforms to the underlying zone district regulations and is in harmony with the general purposes and intent of the zoning code.
- g) *Guidelines*. The proposal conforms to any guidelines adopted or approved by Council for the district in which the proposed work is located.

- h) *Plans*. The proposal conforms to a comprehensive plan, any applicable urban design or other plan officially adopted by Council, and any applicable community plan approved by the City Planning Commission.
- i) *Proposed Zoning Amendments*. The proposal is consistent with any proposed amendment to the zoning code then under consideration by the City Planning Commission or Council.
- j) *Adverse Effects.* Whether the proposal is likely to impose any adverse effect on the access to the property by fire, police, or other public services; traffic conditions; or the development, usefulness or value of neighboring land and buildings.





10 W 7TH LLC 917 VINE ST CINCINNATI OH 45202

1008-1010 RACE STREET LLC 1021 IVES DAIRY RD STE 220 MIAMI FL 33179

112 WEST COURT LLC 4000 SMITH RD SUITE 190 CINCINNATI OH 45209

118 W 9TH ST LLC 205 EAST ST SPRINGBORO OH 45066

120 EAST SIXTH LLC 1410 RACE ST #3CDC CINCINNATI OH 45202

125 WEST FOURTH STREET LLC P O BOX 1573 NEWPORT KY 41072-1573

130 EAST SIXTH STREET LLC 646 MAIN ST SUITE 200 CINCINNATI OH 45202

14 E 4TH LLC 14 EAST FOURTH ST CINCINNATI OH 45202

16 W CENTRAL LLC 1100 DENNISON AVE X/O SCHIFF CAPITAL GROUP COLUMBUS OH 43201

> 200 W COURT LLC 250 W COURT ST SUITE 200E CINCINNATI OH 45202

100 CENTRAL PARKWAY LLC 1418 MAIN ST CINCINNATI OH 45202

104W9ST6C LTD 109 W 9TH ST #6C CINCINNATI OH 45202

113 W FOURTH LLC 2649 ERIE AVE CINCINNATI OH 45208

12 E COURT STREET LLC 724 BETULA AVE CINCINNATI OH 45202

123-127 EAST 4TH STREET LLC 1021 IVES DAIRY RD #220 MIAMI FL 33179

126 6TH STREET OWNER LLC 1009 HULBERT AVE CINCINNATI OH 45214

1320 RACE STREET LLC 3402 CORNELL PL CINCINNATI OH 45220

15 WEST FOURTH CINCINNATI LLC 71 SYDNEY AVE DEAL NJ 07723

18 E FOURTH CINCINNATI LLC 18 E FOURTH ST UNIT 1201 CINCINNATI OH 45202

212-214 EAST EIGHTH LLC 212-214 EAST EIGHTH ST SUITE 400 CINCINNATI OH 45202 1000 ELM LLC 2335 READING RD CINCINNATI OH 45202

110 E EIGHTH LLC 110 EAST EIGHTH ST CINCINNATI OH 45202

116 WEST THIRD STREET LLC 2199 VICTORY PARKWAY CINCINNATI OH 45206

120 EAST EIGHTH STREET PARTNERS LLC 120 E EIGHTH ST CINCINNATI OH 45202

> 125 WEST CENTRAL LLC 7691 FIVE MILE RD CINCINNATI OH 45230

13 EAST COURT ST LLC 8595 BEECHMONT AVE #103 CINCINNATI OH 45255

> 133 WEST FOURTH LLC 3306 GLENSIDE DR LAFAYETTE CA 94549

150 EAST THIRD OWNER LLC 336 ATLANTIC AVE EAST ROCKAWAY NY 11518

1W7 CARPARK LLC 250 E 5TH ST SUITE 2110 CINCINNATI OH 45202

21C CINCINNATI LLC 710 W MAIN ST SUITE # 201 LOUISVILLE KY 40202 222 W 7TH HOLDCO LLC 250 EAST 5TH ST STE 2110 CINCINNATI OH 45202

305-309 W FIFTH STREET PARKING LLC 108 S MAIN ST WEATHERFORD TX 76086

312 W FOURTH HOLDINGS LLC 11711 PRINCETON PIKE STE 341-331 CINCINNATI OH 45246

> 317 W 4TH HOLDING LLC 331 W 4TH ST STE A CINCINNATI OH 45202

36 E SEVENTH LLC 2135 DANA AVE #200 CINCINNATI OH 45207

417 PLUM STREET LLC 417 PLUM STREET UNIT #417 CINCINNATI OH 45202

> 4TH & PLUM LLC 2718 SHORT VINE ST CINCINNATI OH 45219

5 WEST TWELFTH STREET LLC 5 WEST 12TH ST #4 CINCINNATI OH 45202

537 ASSOCIATES LLC 537 E PETE ROSE WAY SUITE 401 CINCINNATI OH 45202

607 MAIN LLC 11863 SOLZMAN RD SUITE 2 CINCINNATI OH 45249 2700 ASHLAND ASSOCIATES LLC 265 THIRD ST JACKSONVILLE FL 32233

312 ELM STREET OWNER LLC 312 ELM ST CINCINNATI OH 45202

312 WALNUT LLC 312 WALNUT STREET SUITE #1510 CINCINNATI OH 45202

> 318 W 3RD ST LLC 10226 WATERFORT CT COVINGTON KY 41015

3CDC MASTER PARKING COMMERCIAL LLC 1203 WALNUT ST 4TH FL CINCINNATI OH 45202

422 SYCAMORE ENTERTAINMENT LLC 317 EAST FIFTH ST CINCINNATI OH 45202

4TH & RACE ST INVESTMENTS LLC 21 S ALEX RD MIAMISBURG OH 45342

> 501 GRAYDON LOFTS LLC 15 WEST 4TH ST #409 CINCINNATI OH 45202

601 VINE HOTEL LLC 601 VINE ST CINCINNATI OH 45202

613 RACE LLC 2550 WOODBURN AVE CINCINNATI OH 45206 302 WEST THIRD TEI INVESTORDS LLC 55 FITH AVE 15TH NEW YORK NY 10003

312 PLUM STREET OWNER LLC 312 PLUM ST CINCINNATI OH 45202

313 WEST 57TH LLC 224 W 35TH ST SUITE 500 PMB 577 NEW YORK NY 10001

> 325 WEST FIFTH STREET LLC 4279 DELHI PIKE CINCINNATI OH 45238

411 PLUM LLC 411 PLUM ST SUITE 300 CINCINNATI OH 45202

441 VINE STREET OWNER LLC 441 LEXINGTON AVE 9TH FLOOR NEW YORK NY 10017

4TH STREET OFFICE LLC 18 EAST FOURTH STREET UNIT 902 CINCINNATI OH 45202

> 530 WALNUT LLC 1209 SYCAMORE ST CINCINNATI OH 45202

602 MAIN STREET LLC 11711 PRINCETON PIKE STE 341 #189 CINCINNATI OH 45246

> 620 VINE LLC 4889 PLEASANT GROVE LEXINGTON KY 40515

621 MAIN LLC C/O ROBERT HINES 810 SYCAMORE ST -FIRST FLOOR CINCINNATI OH 45202

639 HOLDINGS LLC 11711 PRINCETON PIKE SUITE 341 CINCINNATI OH 45246

652 MAIN STREET LLC 1418 CENTRAL PARKWAY STE 201 CINCINNATI OH 45202

700 BROADWAY PARTNERS II LLC 700 BROADWAY ST CINCINNATI OH 45202

> 807 RACE ST LLC 807 RACE ST UNIT A CINCINNATI OH 45202

830 MAIN STREET LLC 20 WEST CARMEL DR STE 101 CARMEL IN 46032

> 910 PLUM STREET LLC 910 PLUM ST CINCINNATI OH 45202

AAA CINCINNATI 15 W CENTRAL PARKWAY CINCINNATI OH 45202

ACADEMY GARDENS LLC & UTR LLC 130 WEST COURT ST CINCINNATI OH 45202

ADAMS PLACE PARTNERS LLC 900 ADAMS CROSSING 1ST FLOOR COMMERCIAL SPACE 1 CINCINNATI OH 45202 627 MAIN ST CINCI LLC 715 BAKEWELL ST COVINGTON KY 41011

640 LAND LLC 2814 MAIN ST STE 201 DALLAS TX 75226

654 MAIN LLC 119 E COURT ST CINCINNATI OH 45202

700 WALNUT LLC 1055 ST PAUL PL CINCINNATI OH 45202

810 SYCAMORE PARTNERS LLC 810 SYCAMORE ST 6TH FL CINCINNATI OH 45202

84.51 HQ BUILDING COMPANY LLC 100 W 5TH ST CINCINNATI OH 45202

> 915 VINE ST LLC 915 VINE ST #303 CINCINNATI OH 45202

ABADIE PASCALE A & THIERRY J 6050 OAK HILL LN DAYTON OH 45459

ACG FEDERAL RESERVE LLC 3005 DIXIE HW EDGEWOOD KY 41017

AGREE STORES LLC 70 EAST LONG LAKE RD BLOOMFIELD HILLS MI 48304 629 MS LLC 2264 DIXIE HWY FT MITCHELL KY 41017

641 WALNUT LLC 202 W ELDER ST 4TH FLOOR CINCINNATI OH 45202

658 MAIN STREET CINCINNATI LLC 3579 PROSTAFF CT MASON OH 45040

> 7TH & VINE LLC 8200 BRILL RD CINCINNATI OH 45243

> 815 MAIN LLC 815 MAIN ST CINCINNATI OH 45202

8TH & BROADWAY LIMITED LIABILITY COMPANY 3498 AIRPORT DR HEBRON KY 41048

> 925 MAIN LLC 925 MAIN ST CINCINNATI OH 45202

ACABAY ATRIUM TWO L P 100 105 WEST VIEW RD COLCHESTER VT 05446

ADAMS LANDING FIREHOUSE LLC 901 ADAMS CROSSING CINCINNATI OH 45202

AHMAD MASOOD & SHAKILA 6964 TYLERSVILLE RD WEST CHESTER OH 45069 AJ&S LIMITED PARTNERSHIP 1614 CHASE AVE CINCINNATI OH 45223

ALFRED CARRINGTON INC 444 MILTON ST CINCINNATI OH 45202

ALLISON GREGORY A & ANGELA M 18 EAST FOURTH ST UNIT 902 CINCINNATI OH 45202

ANSEL DANIEL E 30 EAST CENTRAL PKWY UNIT 901 CINCINNATI OH 45202

> AP PARKING COMPANY LLC 900 ADAMS CROSSING CINCINNATI OH 45202

AQUINO ALTHEA L TR 400 PIKE ST #819 CINCINNATI OH 45202

ARENA MANAGEMENT HOLDINGS LLC 805 OAKWOOD DR SUITE # 275 ROCHESTER MI 48307

ARNOLDS SOUTH SEAS HOLDINGS 210 EIGHTH ST CINCINNATI OH 45202

> B&I FAMILY LLC 5 W 12TH STREET CINCINNATI OH 45202

BAKER MICHAEL D & NANCY M 900 ADAMS CROSSING CINCINNATI OH 45202 ALDRICH CORY JAMES & JENNIFER TIANA ALDRICH 15 W 4TH ST UNIT 203 CINCINNATI OH 45202

> ALLEN JONATHAN 417 VINE ST UNIT 402 CINCINNATI OH 45202

ALLOUCH ROULA 1150 VINE ST # 28 CINCINNATI OH 45202

ANSTETT LYNN E 26 E SIXTH ST #803 CINCINNATI OH 45202

APPETIZER LLC 912 PLUM ST C/O DOLLIE MOORE CINCINNATI OH 45202

> ARBOGAST MARY L 400 PIKE ST UNIT P 6 CINCINNATI OH 45202

ARIGI THOMAS J SR & MAUREEN M 411 PLUM ST # 301 CINCINNATI OH 45202

> ASHLEY JESSE L 15 E COURT ST #202 CINCINNATI OH 45202

BACKSTAGE DEV LTD LIABILITY CO 1055 ST PAUL PL CINCINNATI OH 45202

BAKST JEFFREY S TR 900 ADAMS CROSSING #11200 CINCINNATI OH 45202 ALEA GROUP LTD 605 SYCAMORE ST CINCINNATI OH 45202

ALLEN NANCY 400 PIKE ST CINCINNATI OH 45202

ANDREW TUCKER LLC 225 WEST COURT ST CINCINNATI OH 45202

ANTAEUS INC 305 SYCAMORE ST CINCINNATI OH 45202

APPLE BENJAMIN D & RUTH L 50 EAST COURT ST UNIT 207 CINCINNATI OH 45202

ARCHBISHOP OF CINCINNATI TR 100 E EIGHTH ST CINCINNATI OH 45202

ARNOLD DAVID N & LAURA A 353 W FOURTH ST #404 CINCINNATI OH 45202

AURORA TOWNHOUSE LLC 205 E EIGHTH ST CINCINNATI OH 45202

BAILEY BERNICE F 15 W 4TH ST UNIT 303 CINCINNATI OH 45202

BALL PATRICIA J & GEORGE T 411 PLUM ST UNIT # 302 CINCINNATI OH 45202 BAM REALTY GROUP LLC 3094 MADISON RD CINCINNATI OH 45209

BARBER STEVEN B & MILDRED R 900 ADAMS CROSSING SUITE #10500 CINCINNATI OH 45202

> BARRISTER APARTMENTS LLC 114 W 14TH ST CINCINNATI OH 45202

> > BATES ALAN W 104 W NINTH ST CINCINNATI OH 45202

> > BAUMANN JUDY E 400 PIKE ST #902 CINCINNATI OH 45202

> > BDRA PROPERTIES LLC 28 W CENTRAL PKY CINCINNATI OH 45202

> > BECKER DONNA E 400 PIKE ST #607 CINCINNATI OH 45202

BEERING JAMES WALTER TR 26 E 6TH ST #201 CINCINNATI OH 45202

BELL MELODY 4021 EVANGELINE TER OLNEY MD 20832

BERBERABE STEVEN & COLLAR CARALYN 417 VINE ST UNIT 602 CINCINNATI OH 45202 BANKERS CHOICE LLC 1128 MAIN ST CINCINNATI OH 45202

BARELA JAMES 14412 KILLION ST #412 VAN NUYS CA 91401

BARRON JASON B & JAMIE 335 W 5TH ST APT 202 CINCINNATI OH 45202

BAUER JANICE & DAVID 900 ADAMS CROSSING #6501 CINCINNATI OH 45202

BAYER BRANDON 353 WEST 4TH ST UNIT #603 CINCINNATI OH 45202

> BEACHLER CRAIG R 26 E SIXTH ST #802 CINCINNATI OH 45202

BECKMEYER DOUGLAS J & MARCIA P 400 PIKE ST UNIT # 519 CINCINNATI OH 45202

> BEIDERMAN PROPERTIES LLC 427 PLUM ST CINCINNATI OH 45202

BENIC MATTHEW RYAN 223 WEST NINTH ST #A CINCINNATI OH 45202

BERGEN CELESTE JOAN 335 W FIFTH ST # 301 CINCINNATI OH 45202 BANZ STUDIOS LLC 1033 CELESTIAL ST CINCINNATI OH 45202

BARNES DAVID KINSEY II 353 WEST 4TH ST UNIT 507 CINCINNATI OH 45202

BARTLETT BUILDING LTD 740 CENTRE VIEW BLVD CRESTVIEW HILLS KY 41017

BAUKE JULIE K TR 6803 E MAIN ST 1102 SCOTTSDALE AZ 85251

BAYLOR MICHAEL J TR 400 PIKE ST #517 CINCINNATI OH 45202

BEAVERS CONDY D 10 W 9TH ST CINCINNATI OH 45202

BEEMER BRENT T 353 W FOURTH ST UNIT 408 CINCINNATI OH 45202

BEITING JAMES P & MARY ZINN BEITING 335 WEST 5TH ST APT 506 CINCINNATI OH 45202

BENTON MICHAEL D & BROOKE R 353 W 4TH UNIT 306 CINCINNATI OH 45202

BERGER SUSAN & ANTHONY 900 ADAMS CROSSINGS SUITE 7600 CINCINNATI OH 45202

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BERNHARDT PHILIP G & KATHY L 3303 REGAL CREST DR LONGWOOD FL 32779

BETTMAN MARIANNA BROWN 400 PIKE ST #820 CINCINNATI OH 45202

BIEHL DAVA L 900 ADAMS CROSSING #9500 CINCINNATI OH 45202

BLAYLOCK DERON & STACY 3187 MILLVILLE SHANDON RD HAMILTON OH 45013

BLESSING WILLIAM H TR 119 E COURT ST #500 CINCINNATI OH 45202

BLOOM ROBERT F & ALISON H KAMINE 400 PIKE ST #711 CINCINNATI OH 45202

> BNB RENTAL PROPERTIES LLC 4044 W 226TH ST TORRANCE CA 90505

BOILEAU VINCENT M & MARINE K RZOTKIEWICZ 417 VINE ST UNIT 302 CINCINNATI OH 45202

BOUTIQUE PROPERTIES LLC 36 W COURT ST APT # 1R CINCINNATI OH 45202

BOYLE SHAWN A 335 W 5TH ST # 203 CINCINNATI OH 45202 BERTIEBOY LLC 6800 SORREL LN CINCINNATI OH 45243

BG 708 PROPERTIES LLC 914 MAIN ST CINCINNATI OH 45246

BITTNER KEVIN 400 PIKE ST UNIT 802 CINCINNATI OH 45202

BLEH PROPERTY HOLDINGS LLC 3042 FIDDLERS RIDGE DR CINCINNATI OH 45248

> BLEVINS JOHN M 353 W FOURTH ST #601 CINCINNATI OH 45202

BLOSS EMILY 815 ELM ST UNIT # 3 CINCINNATI OH 45202

BOEDECKER GEORGE 417 VINE ST STE 204 CINCINNATI OH 45202

BOOK KATHLEEN 555 RIVERPOINTE DR UNIT 2 NEWPORT KY 41074

BOWMAN JOHN 353 W FOURTH ST UNIT # 407 CINCINNATI OH 45202

BOYNE ARLENE M TR 900 ADAMS CROSSING #10800 CINCINNATI OH 45202 BESL CHERYL L 353 W FOURTH ST UNIT 505 CINCINNATI OH 45202

BIANCO ANTHONY A & NICHOLAS A 12 W SEVENTH ST CINCINNATI OH 45202

BLADE LEO MICHAEL & LESLIE CAMPBELL BLADE 18 E FOURTH ST CINCINNATI OH 45202

BLEH REAL ESTATE HOLDINGS LLC 119 E COURT ST CINCINNATI OH 45202

> BLISS TERRY 400 PIKE ST #603 CINCINNATI OH 45202

BLUE GRASS DEVELOPMENT OF OHIO LLC 8190 BEECHMONT AVE SUITE # 355 CINCINNATI OH 45255

BOGDANOV VLADIMIR & JEREMIAH JOSEPH 353 W 4TH ST #510 CINCINNATI OH 45202

> BOSWELL EMILY C 400 PIKE ST CINCINNATI OH 45202

BOYD PHILLIP JOSEPH & DEBORAH 353 WEST FOURTH ST UNIT 202 CINCINNATI OH 45202

BRANDS MARK H TR & ROBYN E TR 400 PIKE ST # 706 CINCINNATI OH 45202 BRANDVOLD BRYAR 335 W FIFTH ST UNIT 406 CINCINNATI OH 45202

BRAY BRANDON D & SARA L 417 VINE ST UNIT #202 CINCINNATI OH 45202

BREWTON CHRISTINA N & CRAIG A TANIS 323 WEST 5TH ST UNIT 3 CINCINNATI OH 45202

BRINKMAN GEORGE & KATHLEEN M 400 PIKE ST UNIT 809 CINCINNATI OH 45202

> BROWN CHRIS & AMY 2142 HEATHER HILL BLVD S CINCINNATI OH 45244

BRUNS ELLEN E 400 PIKE ST UNIT #816 CINCINNATI OH 45202

BURGOYNE KIRK R & AMY L 335 W FIFTH ST UNIT 306 CINCINNATI OH 45202

BURNETT ERIC THOMAS 15 W FOURTH ST UNIT 214 CINCINNATI OH 45202

BUTLER BRIAN & MARTHA 33 E COURT ST UNIT 204 CINCINNATI OH 45202

C B 814 ELM LLC 10 W 9TH ST CINCINNATI OH 45202 BRANNEN JOSEPH P & DAVID E FOOTE 400 PIKE ST UNIT 810 CINCINNATI OH 45202

BRENGLE DOUGLAS C JR 900 ADAMS CROSSING # 6400 CINCINNATI OH 45202

BRIDGE THERESA & WADE 15 W 4TH ST #504 CINCINNATI OH 45202

BRITTON TYLER JAMES 813 BROADWAY ST UNIT 401 CINCINNATI OH 45202

BROWN JULIAN 1150 VINE STREET UNIT 31 CINCINNATI OH 45202

BUDIG GEORGE J TR 129 PARK RD COVINGTON KY 41011

BURKE BRIAN & KATHERINE M ABADILLA 1150 VINE ST #38 CINCINNATI OH 45202

BUSEMEYER KAY VERDIN & JAMES 900 ADAMS CROSSING SUITE 5400 CINCINNATI OH 45202

> BUTLER STEPHEN J 400 PIKE ST #821 CINCINNATI OH 45202

C1 CINCINNATI 7TH STREET LLC 2850 N HARWOOD STE 2000 DALLAS TX 75201 BRAUER DAVID PATRICK & JENNIFER L 19 W COURT ST UNIT 3 CINCINNATI OH 45202

BRENNER SUSAN & STEVEN A MOMBACH 839 REILY RD CINCINNATI OH 45215

> BRINKLEY TREVA N & ROBERT L 1126 WALNUT ST APT 5 CINCINNATI OH 45202

BROADWAY BLDG INVESTORS 8160 CORPORATE PARK DR STE 220 CINCINNATI OH 45242

BRUMBY CHRISTINA B & JAMES D WORLEY JR 353 W FOURTH ST #410 CINCINNATI OH 45202

> BUDOW JACK ABRAHAM 11 E COURT ST UNIT 304 CINCINNATI OH 45202

BURKE INC 500 W 7TH ST CINCINNATI OH 45203

BUSHMAN KENNETH J 400 PIKE ST #612 CINCINNATI OH 45202

BYRNE ANDREW 2419 FAIRVIEW AVE CINCINNATI OH 45219

CAPCO REAL ESTATE LLC 674 DOEPKE LN CINCINNATI OH 45231 CAPPEL REALTY CO 674 DOEPKE LN CINCINNATI OH 45231

CARPENTER PETER J & CAROLYN D 400 PIKE ST UNIT#907 CINCINNATI OH 45202

> CARTER TRICIA 808 ELM ST #1B CINCINNATI OH 45202

> CASKEY JAMES B 121 W NINTH ST CINCINNATI OH 45202

> CAVENDER TRACY R 15 W FOURTH ST #102 CINCINNATI OH 45202

CENTENNIAL PLAZA I INVESTMENT LLC 705 CENTRAL AVE CINCINNATI OH 45202

> CENTRAL CLINIC 311 ALBERT SABIN WAY CINCINNATI OH 45229

CHAIKEN ROSALIND TR 900 ADAMS CROSSING #5100 CINCINNATI OH 45202

CHANEY ADAM 90 SW 3RD ST APT 1613 MIAMI FL 33130

CHAYT WOLF & BRIDGIT 30 EAST CENTRAL PARKWAY #1401 CINCINNATI OH 45202 CARDARELLA GABRIEL II 411 PLUM ST #303 CINCINNATI OH 45202

CARPENTER SARA A &ANGELO J SCHEIFILLITI 3430 WOODFORD RD CINCINNATI OH 45213

> CARTY JAMES B 400 PIKE ST UNIT # 503 CINCINNATI OH 45202

CAUDILL MARCUS A & DEBRA K 400 PIKE ST #720 CINCINNATI OH 45202

CAVENDER TRACY RUTLEDGE 15 W 4TH ST #405 CINCINNATI OH 45202

CENTRAL & ELM TOWER LLC 1105 ELM ST CINCINNATI OH 45202

CENTRAL PARKWAY PROPERTIES LLC 11639 BANK RD CINCINNATI OH 45251

CHAMBLISS MICHAEL & SALLY 637 WALNUT STREET UNIT #1 CINCINNATI OH 45202

CHAVEZ MARTIN 30 EAST CENTRAL PKWY UNIT 702 CINCINNATI OH 45202

CHECK MATTHEW D 18 E FOURTH ST UNIT 701 CINCINNATI OH 45202 CARELL OHIO LLC 95 WHITE BRIDGE RD STE # 514 NASHVILLE TN 37205

CARROLL JAMES J & MARIE GEMELLI 400 PIKE ST UNIT 808 CINCINNATI OH 45202

CARUSO JAMES S 30 EAST CENTRAL PARKWAY UNIT 1302 CINCINNATI OH 45202

CAVE JOHN D & PEGGY TUCKER CAVE 400 PIKE ST UNIT 520 CINCINNATI OH 45202

CCA UNION CENTRAL LLC 31700 MIDDLEBELT RD STE 140 FARMINGTON MI 48334

> CENTRAL & MAIN LLC 4901 HUNT RD STE # 300 CINCINNATI OH 45242

CENTRAL Y SENIOR APARTMENTS LLC 2170 GILBERT AVE CINCINNATI OH 45206

> CHAN JIMMY S TR 7657 OCEOLA LN WEST CHESTER OH 45069

CHAVEZ PROPERTIES CENTRAL 250 W COURT ST CINCINNATI OH 45202

CHENG CALVIN 304 MCFARLAND ST UNIT 7 CINCINNATI OH 45202 CHESTER VICTORIA L 400 PIKE ST UNIT 511 CINCINNATI OH 45202

CHURCH FOUNDATION OF THE 412 SYCAMORE ST CINCINNATI OH 45202

CINCINNATI ATHLETIC CLUB 111 SHILLITO PL CINCINNATI OH 45202

CINCINNATI BOARD OF EDUCATION 2651 BURNET AVE CINCINNATI OH 45219

CINCINNATI DEVELOPMENT II LLC 20 WEST CARMEL DR STE 101 CARMEL IN 46032

CINCINNATI FIRE MUSEUM ASSOCIATION 315 W COURT ST CINCINNATI OH 45202

CINCINNATI HILLS CHRISTIAN ACADEMY INC 11525 SNIDER RD CINCINNATI OH 45249

CINCINNATI PROPCO LLC C/O VICI PROPERTIES INC 430 PARK AVE 8TH NEW YORK NY 10022

> CINCY CONDOS LLC 3485 FOREST OAK CINCINNATI OH 45208

CITYVIEW EQUITIES INC 165 PARKROW 21 B NEW YORK NY 10038 CHI DINGYAN 19 W COURT ST #1 CINCINNATI OH 45202

CINCINNATI 580 COMMERCIAL DEVELOPMENT LLC 881 3RD AVE SW CARMEL IN 46032

CINCINNATI BAR ASSOCIATION THE 225 E SIXTH ST 2ND FLOOR CINCINNATI OH 45202

CINCINNATI CBD HOLDINGS LLC 421 EAST FOURTH ST CINCINNATI OH 45202

CINCINNATI DEVELOPMENT III LLC 20 W CARMEL DR SUITE 101 CARMEL IN 46032

CINCINNATI FREIE PRESSE LLC 905 VINE ST CINCINNATI OH 45202

CINCINNATI NETHERLAND HOTEL LLC 441 VINE ST STE # 3900 CINCINNATI OH 45202

CINCINNATI SHAKESPEARE COMPANY 1195 ELM ST CINCINNATI OH 45202

CINCY DOWNTOWN LODGING ASSOCIATES LLC 5701 PROGRESS RD INDIANAPOLIS IN 46241

CLARK JANICE KAY & JERRY ROBERT 1100 FORT PICKENS RD UNIT D3 PENSACOLA BEACH FL 32561 CHOI JINWOO 15 E COURT ST #5 CINCINNATI OH 45202

CINCINNATI ASSOCIATION FOR THE PERFORMING ARTS 650 WALNUT ST CINCINNATI OH 45202

CINCINNATI BELL TELEPHONE COMPANY LLC 221 E FOURTH ST CINCINNATI OH 45202

> CINCINNATI CURATED LLC 855 MATZ CT UNION KY 41091

CINCINNATI FIFTH STREET HOTEL LLC ONE RAVINIA DR SUITE 1600 ATLANTA GA 30346

CINCINNATI GAS & ELECTRIC CO 400 S TRYON ST CHARLOTTE NC 28285

CINCINNATI PRIME HOLDINGS LLC 1435 LAUREL PARK DR CINCINNATI OH 45214

CINCY CLUB SDG BF LLC & BHP CINCY SPE LLC 4622 PENNSYLVANIA AVE STE 700 KANSAS CITY MO 64112

> CINCYBNB LLC 323 E 2ND ST #210 COVINGTON KY 41011

CLAYTON JONNA RUTH 400 PIKE ST #P15 CINCINNATI OH 45202 CLC 300 MAIN STREET LLC 655 PLUM ST CINCINNATI OH 45202

COERBER DANIEL P 32 EAST COURT ST #202 CINCINNATI OH 45202

COLLINS DAVID S & SARAH A RICE-COLLINS 632 RACE ST CINCINNATI OH 45202

COLUMBIA DEVELOPMENT CORPORATION 250 E 5TH ST STE 285 CINCINNATI OH 45202

CONTEMPORARY ARTS CENTER THE 44 E 6TH ST CINCINNATI OH 45202

COOMES RICHARD J & SALLY W 400 PIKE ST #714 CINCINNATI OH 45202

> COULTON ELIZABETH 353 WEST 4TH ST #500 CINCINNATI OH 45202

COURT STREET 132 LLC 129 HILL PARK AVE GREAT NECK NY 11021

COYLE SETH & NATALIE DESANTIS 15 W FOURTH ST #312 CINCINNATI OH 45202

CRAWFORD TERRENCE MICHAEL & IAN HOLMES BURT 911 RACE ST UNIT 2 CINCINNATI OH 45202 CLYDE GENE FRANK & FLORA LEE 3045 MEADOWOOD LN WEST HARRISON IN 47060

> COLE ANDREW C 813 BROADWAY ST #404 CINCINNATI OH 45202

> COLLINS JANET & JACK A 15 W 4TH ST UNIT 506 CINCINNATI OH 45202

COMMUNITY LAW CENTER REAL ESTATE COMPANY 215 E NINTH ST SUITE 200 CINCINNATI OH 45202

> CONVERSA PROPERTIES LLC 817 MAIN ST 6TH FL CINCINNATI OH 45202

COPPLEY FAMILY REAL ESTATE TRUST 400 PIKE ST UNIT 619 CINCINNATI OH 45202

COURLAS PETER G TR 900 ADAMS CROSSING #10700 CINCINNATI OH 45202

COURT STREET PARTNERS LLC 3814 WEST ST STE 100 CINCINNATI OH 45227

> CRABLE ANN 400 PIKE ST UNIT #P-8 CINCINNATI OH 45202

CREEK EDGE LLC 7350 MONTGOMERY RD #36647 CINCINNATI OH 45236 COBERT AUSTIN 808 ELM ST # 1C CINCINNATI OH 45202

COLLIER NATALIE & STEPHEN 353 WEST FOURTH ST CONDO #502 CINCINNATI OH 45202

COLONIAL LIFE & ACCIDENT INSURANCE COMPANY 221 CONGRESS ST C/O MTG REAL ESTATE INVESTMENT PORTLAND ME 04122

CONRAD MARLENA M & DANIEL 104 WEST 9TH ST UNIT 2C CINCINNATI OH 45202

COOK CORINNE P & SAMUEL T 808 ELM ST UNIT #2A CINCINNATI OH 45202

COSTIGAN PROPERTIES 2 LLC 614 GARRARD ST UNIT 1 COVINGTON KY 41011

COURT & ELM STREET PROPERTIES LLC 250 W COURT ST STE 200E CINCINNATI OH 45202

> COVENANT FIRST PRESBY 717 ELM ST CINCINNATI OH 45202

> CRAIG JUDI D 30 E CENTRAL PKY #1102 CINCINNATI OH 45202

CREEK EDGE LLC & RAE E SCHAEPERLAUS 907 MAIN ST CINCINNATI OH 45202 CROSS DANIEL A 815 ELM UNIT 5 CINCINNATI OH 45202

CURLEY F MICHAEL 2548 HACKBERRY ST CINCINNATI OH 45206

DAFFIN INVESTMENTS OHIO LLC 4010 NORTH BEND RD SUITE 304 CINCINNATI OH 45211

DAHLSTROM ROBERT F & SUSAN M 1128 RACE ST CINCINNATI OH 45202

> DAO CHUONG@3 3633 OSAGE AVE CINCINNATI OH 45205

DAUER ERNEST CRAIG & COURTNEY C 15 W 4TH ST UNIT 215 CINCINNATI OH 45202

> DAY EARL B 914 RACE ST CINCINNATI OH 45202

DE MARCO PAUL M & KAREN A SMITH 400 PIKE ST # 501 CINCINNATI OH 45202

> DEITSCH MARCIA TR 5370 WERK RD # 31 CINCINNATI OH 45248

DELLOTR3 LLC 824 BROADWAY ST APR 512 CINCINNATI OH 45202 CROWLEY KEVIN J 15 W 4TH ST #305 CINCINNATI OH 45202

CURVALL GREGORY E JR 621 MAIN ST UNIT 2A CINCINNATI OH 45202

DAFFIN OTR LLC 1121 CLAY ST APT 4 CINCINNATI OH 45202

DALTON RYAN 813 BROADWAY ST UNIT 204 CINCINNATI OH 45202

> DAOUD REALTY LLC 14 GARFIELD PLACE CINCINNATI OH 45202

DAVIDOW HARRY B & APRIL D 900 ADAMS CROSSING UNIT PHIA W CINCINNATI OH 45202

> DAY JENNIFER L 400 PIKE ST UNIT P7 CINCINNATI OH 45202

DEBLASIO ANTHONY L & KATHRYN A HOLLSTEGGE 3327 ARROW AVE CINCINNATI OH 45213

DELLA RIPA MICHAEL AUBREY 229 W COURT ST CINCINNATI OH 45202

DEMPSEY HAYDEN R TR @ 4 3239 APPLETON DR TALLAHASSEE FL 32311 CRUZ MARIA ELENA & SATURNINO CARLOS MAIRAL 400 PIKE ST 701 CINCINNATI OH 45202

> DABBOUS SAMI 6321 PINE COVE LN LOVELAND OH 45140

DAHLEM PETER & CHINHWA 2648 MANCHESTER RD ANN ARBOR MI 48104

> DANA HOTEL LLC 27 W 12TH ST CINCINNATI OH 45202

DARNELL AMANDA R 335 WEST 5TH ST APT 205 CINCINNATI OH 45202

DAVIS KYLE G 353 W FOURTH ST #305 CINCINNATI OH 45202

DCC LLC 813 BROADWAY ST 405 CINCINNATI OH 45202

DECOURCY TRACY E TR 15 WEST 4TH ST #309 CINCINNATI OH 45202

DELLOTR2 LLC 5 WEST 12TH ST UNIT 3 CINCINNATI OH 45202

DENNIS PROPERITES LLC 20 W 9TH CINCINNATI OH 45202 DERRINGER SANDRA 900 ADAMS CROSSING STE 9300 CINCINNATI OH 45202

DIAZDEPREGO MARIA RAQUEL & LUIS A PREGO 6147 CENTURY FARM DR LOVELAND OH 45140

> DIERINGER RICHARD E 19 W COURT ST UNIT 2 CINCINNATI OH 45202

DIXIE TERMINAL CORPORATION 49 E FOURTH ST STE 200 CINCINNATI OH 45202-3801

> DONOVAN SEAN D 235 W COURT ST CINCINNATI OH 45202

> DORSEY PHILLIP E 18 E 4TH ST UNIT 602 CINCINNATI OH 45202

DP 12 LLC 333 NORTH BEDFORD RD #145 MOUNT KISCO NY 10549

DUGAN LAWRENCE J & SHARON C 900 ADAMS CROSSING #7800 CINCINNATI OH 45202

> DURST ALEXANDER J 1150 VINE ST #21 CINCINNATI OH 45202

DYE RYAN & JENNIFER BLAIR 26 E SIXTH ST UNIT 602 CINCINNATI OH 45202 DESTIN INVESTMENT PROPERTIES LLC 9840 MONTGOMERY RD UNIT 2213 CINCINNATI OH 45242

> DICK SCOTT M 8185 KUGLER MILL RD CINCINNATI OH 45243

DIETRICH RYAN T & ALEXANDRA L 38 WENTWORTH LN DEER PARK OH 45236

DJJ HOLDING CORPORATION 300 PIKE ST CINCINNATI OH 45202

> DORNETTE DAVID P 808 ELM ST UNIT #2C CINCINNATI OH 45202

DOVER KRISTOPHER L & KIMBERLY J 2659 WEDDINGTON PL NE MARIETTA GA 30068

> DREA 6 - EXCHANGE LLC P O BOX 36381 CINCINNATI OH 45236

DUKE ENERGY OHIO INC C/O TAX DEPARTMENT 550 TRYON ST P O BOX 1321 CHARLOTTE NC 28201

DURST RUSSEL & KATHRYN WEKSELMAN 400 PIKE ST UNIT 914 CINCINNATI OH 45202

> EAST 8TH PARKING LLC P O BOX 122 HEBRON KY 41048

DEVOE JOHN A & SUSAN W 400 PIKE ST #920 CINCINNATI OH 45202

DICKENS TIMOTHY A TR & SUSAN S TR 15 W 4TH ST #601 CINCINNATI OH 45202

> DILLON KELLI 335 WEST 5TH ST UNIT #402 CINCINNATI OH 45202

DONOVAN KEVIN R & SALLY K 15 W FOURTH STREET SUITE #304 CINCINNATI OH 45202

DORNETTE JOHN J & JOAN C 15 W FOURTH ST CINCINNATI OH 45202

DOWNTOWN PROPERTY MANAGEMENT I LLC 119 WEST CENTRAL PKWY CINCINNATI OH 45202

DRURY DEVELOPMENT CORPORATION 721 EMERSON RD STE 200 PKY SAINT LOUIS MO 63141

DUNPHY KAREN 900 ADAMS CROSSING UNIT 3400 CINCINNATI OH 45202

DYE JENNIFER & FLOYD 30 E CENTRAL PARKWAY UNIT 401 CINCINNATI OH 45202

> EAST CHEAPSIDE LLC BOX 122 HEBRON KY 41048

EASTON JOSEPH C TR 1150 VINE STREET UNIT 15 CINCINNATI OH 45202

EK BROWN PROPERTIES LLC 615 HOME ST TERRACE PARK OH 45174

END ELIZABETH E 26 E SIXTH ST UNIT 605 CINCINNATI OH 45202

ENSON REALTY INC 605 N WAYNE AVE CINCINNATI OH 45215

ERMIAS HILE 353W FOURTH ST 209 CINCINNATI OH 45202

EVERHART JOSEPH L & EVELYN M 655 NORDYKE RD CINCINNATI OH 45255

> FANNIN REX G 15 W FOURTH ST #101 CINCINNATI OH 45202

FDP CINCINNATI LLC 3705 RAMSEY CT EL SOBRANTE CA 94083

FER LLC 2508 WEST 1ST ST BROOKLYN NY 11223

FIFER LARRY 353 W FOURTH ST #604 CINCINNATI OH 45202 EASTWEST INVESTMENTS GROUP LLC 1556 CAMPBELL CT FRISCO TX 75036

ELEVATION COMMUNICATIONS LLC 324 READING RD CINCINNATI OH 45202

ENDAYA JAMIE & ANNA CAMILLE 400 PIKE ST #616 CINCINNATI OH 45202

ENZWEILER GARY 15 WEST 4TH ST UNIT 409 CINCINNATI OH 45202

ERNST MATT 212 W EIGHTH ST CINCINNATI OH 45202

EWING SUSAN & PAUL DECOU 353 W FOURTH ST #608 CINCINNATI OH 45202

FARRISH DANIEL & PAMELA K 400 PIKE ST #910 CINCINNATI OH 45202

FECKER JOHN M & MARGARET TR 400 PIKE ST P-20 CINCINNATI OH 45202

> FERGUSON SQUARE CORP P O BOX 14083 CINCINNATI OH 45250

FIFTH THIRD BANK 38 FOUNTAIN SQ M/D 10ATA1 CINCINNATI OH 45263 ED HOMES LLC PO BOX 53882 CINCINNATI OH 45253

ELM 411 LLC 8484 WILSHIRE BLVD SUITE # 900 BEVERLY HILLS CA 90211

ENSEMBLE THEATRE OF CINCINNATI 1127 VINE ST CINCINNATI OH 45202

EPISCOPAL SOCIETY OF CHRIST CHURCH 318 E FOURTH ST CINCINNATI OH 45202

ETHOS PROPERTY HOLDINGS LLC 3978 MACK RD FAIRFIELD OH 45014

> FAIRCHILD KRISTEN K 33 E COURT ST UNIT 201 CINCINNATI OH 45202

FB VINE ST LLC 2575 QUEEN CITY AVE CINCINNATI OH 45238

FEDERAL RESERVE BANK OF CLEVELAND 150 E FOURTH ST CINCINNATI OH 45202

> FFC REALTY LLC 4265 SAN FELIPE SUITE 550 HOUSTON TX 77056

FINE KATHLEEN & EUGENE 104 WEST 9TH ST APT 3B CINCINNATI OH 45202 FINE TAMMY L 212 CAMBRIDGE AVE TERRACE PARK OH 45174

FLETCHER WLLIAM D & ESTELLA ELISA FISCHER 900 ADAMS CROSSING #4100 CINCINNATI OH 45202

> FORT WASH HILLS LLC 310 CULVERT ST STE 500 CINCINNATI OH 45202

FOX PHILLIP H 353 W FOURTH ST #303 CINCINNATI OH 45202

FRANZOSA MICHAEL G 411 PLUM ST #203 CINCINNATI OH 45202

FRIEDMANN ROBERT & LAURA 900 ADAMS CROSSING CINCINNATI OH 45202

> GAFFIN VICTOR L 400 PIKE ST UNIT 909 CINCINNATI OH 45202

GARMS DRUSILLA V 30 E CENTRAL PKY #804 CINCINNATI OH 45202

GEARHART WILLIAM M & JOSETTE L 400 PIKE ST #811 CINCINNATI OH 45202

> GEORGES PETER C 6223 ASHBOURNE PL CINCINNATI OH 45233

FISTER CHRISTOPHER L & VICTORIA FIELDS FISTER 8225 GIVEN RD CINCINNATI OH 45243

FLORES FRANCISCO X & VICTORIA A 400 PIKE ST UNIT 515 CINCINNATI OH 45202

FOURTH AND RACE REDEVELOPMENT LLC 1203 WALNUT ST 4TH FL CINCINNATI OH 45202

> FRANCE RYAN W & TARI 5717 MAYBERRY AVE ALTA LOMA CA 91737

FRENCH JOHN F TR 416 SPANISH MOSS LN RICHMOND HILL GA 31324

> FRITZ MATTHEW G 221 W 9TH ST CINCINNATI OH 45202

GARFIELD AND VINE LLC 713 VINE ST CINCINNATI OH 45202

GARRISON REAL ESTATE LLC 245 KLOTTER UNIT #A10 CINCINNATI OH 45219

GEIGER THOMAS W 1120 RACE ST CINCINNATI OH 45202

GETTS KENDALL M 15 W 4TH ST #202 CINCINNATI OH 45202 FLATIRON LLC 401 E COURT ST CINCINNATI OH 45202

FORBERG GAIL F TR 900 ADAMS CROSSING UNIT 8400 CINCINNATI OH 45202

FOVEL CAROLYN W 900 ADAMS CROSSING #10600 CINCINNATI OH 45202

FRANZ RANDALL W & DAWN R 6590 CORINNE OAK COVE MEMPHIS TN 38119

> FREY GARRETT W 304 MCFARLAND ST #2 CINCINNATI OH 45202

FULLER DOUGLAS W & GREGORY W 427 FLEMING RD CINCINNATI OH 45231

> GARFIELD PLACE LLC 8070 S CLIPPINGER DR CINCINNATI OH 45243

GDR PROPERTIES LLC 2676 LITTLE DRY RUN RD CINCINNATI OH 45244

GEISSLER MICHAEL D 335 W FIFTH ST UNIT 206 CINCINNATI OH 45202

GFM RAMBLES LLC 900 ADAMS CROSSING # 4300 CINCINNATI OH 45202 GIBBS DALTON & MICHELLE JOHNSON 1126 WALNUT ST CINCINNATI OH 45202

GIBLER WALTER B JR 900 ADAMS CROSSING STE 8800 CINCINNATI OH 45202

> GOBER PIERRE @ 3 4121 SUPREME CT LOS ANGELES CA 90032

GOODALL PROPERTIES LTD 324 W NINTH ST #500 CINCINNATI OH 45202

GRASS KEITH B TR 400 PIKE ST UNIT 906 CINCINNATI OH 45202

GREATER CINCINNATI COALITION FOR THE HOMELESS 117 E 12TH ST CINCINNATI OH 45202

> GREENWICH ON GARFIELD LLC 1055 ST PAUL PL CINCINNATI OH 45202

> > GROH CHRISTINE 5 WEST 12TH ST UNIT 7 CINCINNATI OH 45202

GRUBER NANCY K & THOMAS J 15 W FOURTH ST UNIT # 501 CINCINNATI OH 45202

GUCKENBERGER GUY C 15 WEST FOURTH ST UNIT 510 CINCINNATI OH 45202 GIBBS STEVEN & LUANN 30 E CENTRAL PKY #803 CINCINNATI OH 45202

GIELTY JAMES E 900 ADAMS CROSSING #9700 CINCINNATI OH 45202

> GOEL KRITI 1448 ASHBURY PARK PL DAYTON OH 45458

GORMAN SARAH MARIE 221 WEST 9TH ST UNIT 4 CINCINNATI OH 45202

GRAU JAMES L TR 2200 SOUTH OCEAN LANE # 1507 FORT LAUDERDALE FL 33316

> GREENBERG ANNE K 26 EAST 6TH ST UNIT 303 CINCINNATI OH 45202

GRESKY PAULA A TR & SCOTT D TR 900 ADAMS CROSSING UNIT #2300 CINCINNATI OH 45202

> GROH DOUGLAS A 30 E CENTRAL PW #1501 CINCINNATI OH 45202

GRUNN ROBERT L 400 PIKE ST #705 CINCINNATI OH 45202

GUPTA SUNDEEP 15 W FOURTH ST #604 CINCINNATI OH 45202 GIBLER W BRIAN & ANNE MARIE TR 900 ADAMS CROSSING #11400 CINCINNATI OH 45202

> GILBERT CAROLYN H 400 PIKE ST UNIT 814 CINCINNATI OH 45202

GONG XINCHUN & YING 7183 HIGHLAND BLUFF DR WEST CHESTER OH 45069

GRANT BEVERLY A 400 PIKE ST #710 CINCINNATI OH 45202

GRAY GILBERT L 529 E 5TH ST CINCINNATI OH 45202

GREENBERG INVESTMENT PROPERTIES LLC 1150 VINE ST # 34 CINCINNATI OH 45202

> GRIFFIN MICHAEL D & MELISSA 26 EAST SIXTH ST UNIT 303 CINCINNATI OH 45202

GROSSMAN JOANNE B TR 400 PIKE ST #904 CINCINNATI OH 45202

GSRC POWER LLC @ 2 4500 E 7TH ST % STEVEN R PLUMP INDIANAPOLIS IN 46250

GWYNNE BUILDING LIMITED LIABILITY COMPANY 202 E 6TH ST CINCINNATI OH 45202

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HAAS PHILIPPE A 335 W 5TH ST UNIT 403 CINCINNATI OH 45202

HABISCH DAVID & BARBARA H 355 W 5TH ST CINCINNATI OH 45202

HALEY MARK A & CAROLYN M 15 WEST 4TH ST UNIT 402 CINCINNATI OH 45202

HAMILTON COUNTY COMMRS BOARD OF 138 E COURT ST ROOM 603 CINCINNATI OH 45202

> HAMRICK MIRANDA 30 E CENTRAL PW #803 CINCINNATI OH 45202

HANNERS SUZANNE L & PATRICIA B FAHEY 18 E FOURTH ST #601 CINCINNATI OH 45202

HARRIS JOLIE G TR 30 EAST CENTRESAL PWY UNIT 902 CINCINNATI OH 45202

> HARTE MATTHEW 15 EAST COURT ST APT 4 CINCINNATI OH 45202

HAUTZ JOHN H & VIRGINIA 39 E COURT ST UNIT 5 CINCINNATI OH 45202

HEARN JUDY D TR 400 PIKE ST UNIT #502 CINCINNATI OH 45202 HAAS PHILLIPPE 15 WEST FOURTH ST UNIT 306 CINCINNATI OH 45202

HAFERTEPE SHARON & EDWARD 6189 WEST FORK CINCINNATI OH 45247

> HALL DAVID R 105 W NINTH ST APT 5C CINCINNATI OH 45202

HAMMEL BARBARA JANE & SANDRA GAIL SMITH 400 PIKE ST UNIT 803 CINCINNATI OH 45202

> HANEY JAMES 26 E 6TH ST STE 504 CINCINNATI OH 45202

HARDWICK WILLIAM G & KAREN S 900 ADAMS CROSSING #5600 CINCINNATI OH 45202

HARRIS MARILYN M 30 EAST CENTRAL PKWY #1301 CINCINNATI OH 45202

HARTLEY GREGORY OBRIAN & LORRY 400 PIKE ST UNIT # 521 CINCINNATI OH 45202

HAWKINS STEVEN C 813 BROADWAY ST UNIT 101 CINCINNATI OH 45202

HEIMERT ALBERT C 15 WEST FOURTH ST CONDOMINIUM 401 CINCINNATI OH 45202 HABEL ERIC R & MEGAN A MACHALA 104 WEST 9TH ST UNIT #4B CINCINNATI OH 45202

> HALE JUSTIS LOFTS L P 2550 WOODBURN AVE CINCINNATI OH 45206

HALLORAN KATHLEEN M TR 400 PIKE ST UNIT #606 CINCINNATI OH 45202

HAMMOND MARK R 104 W 9TH ST UNIT 4C CINCINNATI OH 45202

HANGER KATHERINE MARIE 353 W FOURTH ST CINCINNATI OH 45202

HARRIS DONNA M & KAREN GELETY 30 E CENTRAL PARKWAY UNIT 1003 CINCINNATI OH 45202

> HARSHMAN CHELSEY JOAN 621 MAIN ST UNIT #4B CINCINNATI OH 45202

HARTSOCK MARCIA TR 400 PIKE ST UNIT 506 CINCINNATI OH 45202

HAYWARD CAROLYN S & THOMAS J 15 W 4TH ST #503 CINCINNATI OH 45202

HEINTZ MARY JO KREMS 1660 SUMMERHOUSE LN #702 SARASOTA FL 34242 HEIS FOREST & DANIEL J WENSTRUP 2705 WHITEHOUSE LN CINCINNATI OH 45244

HENRY GEORGE MORRISON TR & WILLIAM TERRY RAY TR 900 ADAMS CROSSING #8200 CINCINNATI OH 45202

> HERR JOSEPH R 26 E SIXTH ST UNIT 302 CINCINNATI OH 45202

HERZOG KARA LEA 15 WEST FOURTH ST #404 CINCINNATI OH 45202

HISTORIC LIMITED LIABILITY COMPANY 2575 QUEEN CITY AVE CINCINNATI OH 45238

> HOETKER KENNETH J 221 W NINTH ST #6 CINCINNATI OH 45202

HOLLOWAY KENNETH PAUL & LISA MARIE 353 W 4TH ST #602 CINCINNATI OH 45202

> HORNSBY ETHAN 10460 CARRIAGE TRL CINCINNATI OH 45202

HUGHES WILLIAM E & LISA C 400 PIKE ST #801 CINCINNATI OH 45202

HUO WEN HONG 900 ADAMS CROSSING #8501 CINCINNATI OH 45202 HELFRICH FRANK G TR 900 ADAMS CROSSING #5700 CINCINNATI OH 45202

HENRY NATHAN HALE 1126 WALNUT ST UNIT 4A CINCINNATI OH 45202

HERRINGTON NATHAN B 304 MCFARLAND ST UNIT 6 CINCINNATI OH 45202

HG PEARL PROVIDENT LLC P O BOX 1321 SOUTH BEND IN 46624

HJH REALTY CORP 6057 EDEN PLACE DR CINCINNATI OH 45247

HOLLENBECK MARTIN F & TINA R CO-TRUSTEES 7505 FOX CHASE DR WEST CHESTER OH 45069

> HOLY CONG OF THE CHILD OF 8329 RIDGE RD CINCINNATI OH 45236

> > HOT AND HOT LLC 1106 RACE ST CINCINNATI OH 45202

HULVAT JAMES F 30 E CENTRAL PKWY #1203 CINCINNATI OH 45202

HUSER JAMES JOSEPH TR & SUSAN M TR 421 EL MEDIO AVE PACIFIC PALISADE CA 90272 HELLMAN SUSAN M TR & M CHARLES HELLMAN TR 400 PIKE ST UNIT 908 CINCINNATI OH 45202

HENSON BILLY & SALLY A PAULSON 15 W 4TH UNIT 403 CINCINNATI OH 45202

HERTZ CENTER AT 600 VINE LLC 600 VINE ST STE 1912 CINCINNATI OH 45202

> HILL BRIAN P & GRACE A 637 WALNUT ST #6 CINCINNATI OH 45202

> HODOWANEC ANDREW 1124 RACE ST UNIT 201B CINCINNATI OH 45202

HOLLIDAY DAVID G & BETSY A LEIGH 400 PIKE ST SUITE # 621 CINCINNATI OH 45202

HOMAN CLARA & FRANCES 6542 CLIFF RIDGE LN CINCINNATI OH 45213-1050

HUBBARD MELISSA M & ANDREW M 353 W FOURTH ST #309 CINCINNATI OH 45202

HUNTINGTON CENTER CINCINNATI REALTY LP ONE WORLD TRADE CENTER STE 83G NEW YORK NY 10038

> HYLAND BRIAN N & JANET E 213 WEST NINTH ST CINCINNATI OH 45202

IGEL ROBERT S 26 EAST 6TH ST # 601 CINCINNATI OH 45202

INGRAM ANITA C & MICHAEL A 15 WEST 4TH ST UNIT 507 CINCINNATI OH 45202

JACOBS LYNN P TR 429 FELLOWSHIP CIR GAITHERSBURG MD 20877

JAGT LLC 50 EAST COURT ST UNIT 408 CINCINNATI OH 45202

JAMIESON WILLIAM M & KARIN SUE ZACHMAN 900 ADAMS CROSSING UNIT 11100 CINCINNATI OH 45202

JARK HEIDI B & STEVEN T KENAT 400 PIKE ST UNIT 514 CINCINNATI OH 45202

> JENSEN SHANNON L 417 VINE ST UNIT 201 CINCINNATI OH 45202

JOHNSON MARK T TR & SARAH R TR 900 ADAMS CROSSING CUST2B CINCINNATI OH 45202

> JONES CHRISTOPHER A 400 PIKE ST UNIT 617 CINCINNATI OH 45202

JONES JOEL 353 W FOURTH ST #509 CINCINNATI OH 45202 IM YERIN 5 W 12TH ST UNIT 8 CINCINNATI OH 45202

ISMAIL BASHEER H 3410 TINAVIEW CT CINCINNATI OH 45211

JACOBSON JOEL 353 WEST 4TH ST UNIT 300 CINCINNATI OH 45202

JAIN STEVEN & PRIYA 470 SPRINGHOUSE DR SPRINGBORO OH 45066

JANSEN JILL 26 E SIXTH ST UNIT 205 CINCINNATI OH 45202

JENKINS MATT 33 E COURT ST 303 CINCINNATI OH 45202

JIANG CAPITAL GROUP LLC P O BOX 54683 CINCINNATI OH 45254

JOHNSON MEGAN & NICHOLAS 104 W 9TH ST APT 5B CINCINNATI OH 45202

JONES D DIANE TR 900 ADAMS CROSSING SUITE 6600 CINCINNATI OH 45202

JONES MICHAEL SCOTT & JULIE 315 WHITTHORNE DR CINCINNATI OH 45215 IMWALLE DAVID O 15 W FOURTH ST CINCINNATI OH 45202

J W K INVESTMENTS LLC 5795 SUN LIN CT WEST CHESTER OH 45069

JADE IV LLC 2335 FLORENCE RD CINCINNATI OH 45206

JAMES KENNETH J & MARILYN L 900 ADAMS CROSSING STE 10100 CINCINNATI OH 45202

JANSZEN TIMOTHY T & MICHELLE D 39 JADESTONE CT SPRING TX 77381

> JENNEWEIN CAROL L 400 PIKE STREET CINCINNATI OH 45202

JINDAL STEVEN K 2530 OLDE BROOKSIDE ROAD TOLEDO OH 43615

JOHNSTON MICHAEL E II 323 W FIFTH ST UNIT -1S CINCINNATI OH 45202

JONES JAMES M & D DIANE 900 ADAMS CROSSING #6600 CINCINNATI OH 45202

JOYCE MARTIN H III & SHIRLEY A 15 W 4TH ST UNIT 402 CINCINNATI OH 45202 JUVLY CINCINNATI LLC 917 MAIN ST CINCINNATI OH 45202

KAESER FOGG HOLLY C TR 50 EAST COURT ST #407 CINCINNATI OH 45202

KCD INVESTMENTS LLC 6329 TARTON FIELDS LN MASON OH 45040

KELLEHER T WILLIAM TR 18 E FOURTH ST UNIT 901 CINCINNATI OH 45202

KELLY THOMAS J 353 W FOURTH ST UNIT 304 CINCINNATI OH 45202

KING RYAN J & LEA ANN 9597 N STATE RD 129 BATESVILLE IN 47006

KLAPPER MICHAEL 6098 SPRINGDALE RD CINCINNATI OH 45247

KOCH BUILDINGS INC 131 W FOURTH ST CINCINNATI OH 45202

KRASIK ELLEN F TR 30 E CENTRAL PARKWAY APT 802 CINCINNATI OH 45202

KREDER JENNIFER K & ALEXANDER K 15 W 4TH ST UNIT 406 CINCINNATI OH 45202 JWB INVESTMENTS LLC 122 BLUE BILL CT GEORGETOWN KY 40324

KANU INVESTMENTS LLC 4015 EXECUTIVE PARK DR STE 402 CINCINNATI OH 45241

> KEEN INVESTMENT INC 116 E SEVENTH ST CINCINNATI OH 45202

KELLEY BRIAN T & SHARI L SKINNER 13370 SANDY KEY LN FT MEYERS FL 33908

KENDALL CHRISTOPHER O & SARAH E 400 PIKE ST # 510 CINCINNATI OH 45202

> KINSEY FLATS LLC 331 W FOURTH ST SUITE A CINCINNATI OH 45202-2713

KNOW THEATRE OF CINCINNATI 1120 JACKSON ST CINCINNATI OH 45202

KOEHLER SCOTT F & DIANNE S 1903 COOLIDGE DR DAYTON OH 45419

> KRAVITZ LARAINE TR 70 E 10TH ST APT 18T NEW YORK NY 10003

KREGER KEVIN J & JENNIFER L COUSER 400 PIKE ST UNIT P14 CINCINNATI OH 45202 K & S LTD 2105 CENTRAL AVE CINCINNATI OH 45214

KASSAM AL-FARAAZ 633 MAIN ST UNIT #2 CINCINNATI OH 45202

KEENAN ELIZABETH J & GEOFFREY 400 PIKE ST 609 CINCINNATI OH 45202

> KELLY ELIZABETH A 400 PIKE ST UNIT 709 CINCINNATI OH 45202

KEY LARGO CAPITAL LLC 7867 QUAIL HOLLOW CT WEST CHESTER OH 45069

KIRTLEY ENTERPRISE LLC 1420 PLEASANT ST #1 CINCINNATI OH 45202

KNUTSON EMMA 323 W FIFTH ST E2 CINCINNATI OH 45202

KOSCHORECK JAMES W & DAVID MARTIN 621 MAIN STREET SUITE 2B CINCINNATI OH 45202

> KRC PROPERTIES LLC 14 GRANDIN LN CINCINNATI OH 45208

KREIMER BRADLEY P & MARY K MARKER 223 W 9TH ST UNIT 8 CINCINNATI OH 45202 KRELLER CONSULTING GROUP INC THE 817 MAIN ST CINCINNATI OH 45202

> KUDERER TIMMY P & KRISTY F 400 PIKE ST #817 CINCINNATI OH 45202

LADISA INVESTMENTS LLC 5601 COLLINS AVE #824 MIAMI BEACH FL 33140

LAKELAND WEST CAPITAL 43 LLC 5020 LAKELAND CIR STE A WACO TX 76710

LANCASTER APT LLC 10901 REED HARTMAN HWY #316 CINCINNATI OH 45242

LARSON THOMAS A & DAWN A 15 W FOURTH ST UNIT #502 CINCINNATI OH 45202

> LAZAROVSKI FRANK 907 RACE ST CINCINNATI OH 45202

> LEE SOONCHA A TR 400 PIKE ST #708 CINCINNATI OH 45202

LEUNG BENNY & TINLEE J LIN 216 HILLCREST DR CINCINNATI OH 45215

LIBBY IRIS C 30 E CENTRAL PW #704 CINCINNATI OH 45202 KRP INVESTMENTS LLC 838 REEDY ST CINCINNATI OH 45202

LABADINI ROBERT & JENNIFER THOMAS 3518 SHAW AVE CINCINNATI OH 45208

> LADY GERMANIA LLC 131 E MCMICKEN AVE CINCINNATI OH 45202

LAKESHORE GARFIELD LLC 10925 REED HARTMAN HW SUITE # 200 CINCINNATI OH 45242

> LANDMARK PHOENIX LLC 6281 TRI-RIDGE RD SUITE 180 LOVELAND OH 45140

LASONCZYK MICHAEL 353 WEST 4TH ST UNIT 204 CINCINNATI OH 45202

LAZAROW JEFFREY & JODY S 900 ADAMS CROSSING CINCINNATI OH 45202

LEISRING RACHEL A & JERRELL M WILSON JR 353 W 4TH ST UNIT 205 CINCINNATI OH 45202

> LEVIN ARON & MARGI 1951 WILARAY TR CINCINNATI OH 45230

LINCOLN ALEXANDRA 30 E CENTRAL PARKWAY UNIT 501 CINCINNATI OH 45202 KUCERA JULE 900 ADAMS CROSSING # 7502 CINCINNATI OH 45202

LACQUA ANDREW J & MICHAEL J 33 EAST COURT ST UNIT 305 CINCINNATI OH 45202

> LAIDLAW MICHAEL S 400 PIKE ST UNIT 815 CINCINNATI OH 45202

LAMB HARPER & LAURA 400 PIKE ST #716 CINCINNATI OH 45202

LANMAN ERIC 633 MAIN ST UNIT 4 CINCINNATI OH 45202

LAST CITADEL LLC THE 114 E EIGHTH ST CINCINNATI OH 45202

LAZAROW JEFFREY W TR 900 ADAMS CROSSING UNIT 7400 CINCINNATI OH 45202

> LETS LIVE LLC 78 CASAGRANDE ST FORT THOMAS KY 41075

LEVYA-GARDNER BRENDA & KEVIN 30 E CENTRAL PW #603 CINCINNATI OH 45202

> LINKLETTER HOLDINGS LLC 3418 MARMET AVE CINCINNATI OH 45220

LIPSCHULTZ PHILLIP II 353 W FOURTH ST #200 CINCINNATI OH 45202

LIVINGSTON TIMOTHY A 262 MAX FARM RD PITTSBORO NC 27312

LOEWENSTINE PETRIA K & HAROLD JR 400 PIKE ST UNIIT 608 CINCINNATI OH 45202

LONG MATTHEW & CLAIRE 15 WEST FOURTH ST UNIT 411 CINCINNATI OH 45202

> LOVELADY LAUREN 15 W FOURTH ST #408 CINCINNATI OH 45202

LUCKING DOUG 353 W 4TH ST UNIT 403 CINCINNATI OH 45202

LYNN TRICIA HANOVER 400 PIKE ST UNIT #916 CINCINNATI OH 45202

M/R REAL ESTATE HOLDINGS LLC 837 LUDLOW AVE CINCINNATI OH 45220

MACGREGOR JAMES & TERESA 15 WEST 4TH ST UNIT 410 CINCINNATI OH 45202

> MAIN STREET FLYER LLC 129 HILLPARK AVE GREAT NECK NY 11021

LIPSON GLORIA R TR 900 ADAMS CROSSING UNIT PHIII CINCINNATI OH 45202

LLOYD LIBRARY & MUSEUM THE 917 PLUM ST CINCINNATI OH 45202

> LOGLEVEL LLC 911 RACEST UNIT 4 CINCINNATI OH 45202

LOPEZ SIMON & MARISA B BRIZZI 580 WALNUT ST APT 1304 CINCINNATI OH 45202

LOWRY JOHN J & FRANCES LAMBROS 400 PIKE ST UNIT 903 CINCINNATI OH 45202

> LUKEN CHARLES 400 PIKE ST UNIT 605 CINCINNATI OH 45202

LYTLE CAPITAL PARTNERS LLC 3755 EIGHTY SECOND ST SUITE 300 INDIANAPOLIS IN 46240

> M3 PROPERTIES LTD 1114 RACE ST CINCINNATI OH 45202

> MACKIE IAN 417 VINE ST UNIT 502 CINCINNATI OH 45202

MALLON EMILY L & EMILY H VU 825 MAIN ST # 3 CINCINNATI OH 45202 LITERARY CLUB THE ONE GRANDIN PL CINCINNATI OH 45208

LOEFFLER CORRIE 104 W NINTH STREET UNIT #5A CINCINNATI OH 45202

> LOH TONYA 15 W 4TH ST UNIT 407 CINCINNATI OH 45202

LOUIS VICTOR 7026 BEECH HOLLOW DR CINCINNATI OH 45236

LUCAS JUDITH E TR 900 ADAMS CROSSING UNIT 9600 CINCINNATI OH 45202

LUTZ THOMAS C & SALLY A BUSH 353 W FOURTH ST #702 CINCINNATI OH 45202

LYTLE PARK INN LLC 421 E FOURTH ST C/O EAGLE REALTY INVESTMENTS CINCINNATI OH 45202

MABLEY PLACE GARAGE LLC @3 8880 W SUNSET RD SUITE 210 LAS VEGAS NV 89148

MAIN AUCTION GALLERIES INC 137 WEST FOURTH ST CINCINNATI OH 45202

MANDELL PHILLIP TR & RHEA SUE TR 1273 SWEETWATER DR CINCINNATI OH 45215 MANNS BRIANNA 335 WEST 5TH ST #502 CINCINNATI OH 45202

MARLEY AMANDA 15 W 4TH ST #308 CINCINNATI OH 45202

MASTROROCCO MATTHEW RYAN & REBECCA S 23 CLYDE LN HILTON HD ISLAND SC 29926

> MAYER KATE L 104 W NINTH ST UNIT # 2B CINCINNATI OH 45202

MCCALLUM PHYLLIS L TR & STEVEN W JEMISON TR 400 PIKE ST UNIT #704 CINCINNATI OH 45202

MCCULLOUGH MARGARET G & PATRICK J 9613 PEMBROKE PL VIENNA VA 22182

> MCGINNIS JAY W & MICHELLE L 353 W 4TH ST #302 CINCINNATI OH 45202

MEEKS RACHEL R 353 W FOURTH ST UNIT 308 CINCINNATI OH 45202

MERRELL CATHERINE A 1003 WALNUT ST UNIT 310 CINCINNATI OH 45202

MESSMER SAMANTHA 813 BROADWAY ST UNIT 303 CINCINNATI OH 45202 MARCU MARA O 353 W FOURTH ST UNIT 508 CINCINNATI OH 45202

MARQUARDT NEIL W 353 W FOURTH ST #701 CINCINNATI OH 45202

MATHEW SAJU VIBIN & FEBY THANKAM CHERIAN 1150 VINE ST UNIT 25 CINCINNATI OH 45202

> MAZAL IN CINCINNATI LLC 4204 CARRIAGELITE DR CINCINNATI OH 45241

MCCLELLAN LINDA 1122 RACE ST 101A CINCINNATI OH 45202

MCDONALD VICTORIA R 30 E CENTRAL PARKWAY #201 CINCINNATI OH 45202

> MCKENNA WILLIAM 915 VINE ST CINCINNATI OH 45202

MEININGER NATALIE L 400 PIKE ST UNIT 718 CINCINNATI OH 45202

MERZ RICHARD J JR & LORI DEE 1710 ASPENHILL DR CINCINNATI OH 45240

METZ HOME & DESIGN 2486 OBSERVATORY AVE CINCINNATI OH 45208 MARINAKIS STEFANOS & PANAGIOTA 2442 INDIAN MOUND CINCINNATI OH 45212

> MARTIN SPENCER 335 W FIFTH ST CINCINNATI OH 45202

> MAXPER REALTY LLC 440 NOWLIN AVE GREENDALE IN 47025

MCA CENTER LLC C/O RICHARD ROTHFUSS 120 E FOURTH ST SUITE 8 CINCINNATI OH 45202

MCCORMICK T 1910 NAVARRE SCHOOL ROAD # 5292 NAVARRE FL 32566-6412

MCFEE JARED Q & MATTHEW C MCFEE 1008 ELM ST CINCINNATI OH 45202

MCMANUS KERRY M 900 ADAMS CROSSING UNIT 3800 CINCINNATI OH 45202

MELEKH KHRYSTYNA & LIUBOMYR DRACHYNSKYI 1150 VINE ST #35 CINCINNATI OH 45202

MESSER EARL K & DONNA S 400 PIKE ST #611 CINCINNATI OH 45202

MEYER JOAN M 637 WALNUT ST UNIT 5 CINCINNATI OH 45202 MEYERS ELIOT N TR 900 ADAMS CROSSING APT PH3 CINCINNATI OH 45202

MILLER ANTHONY D SR & MARY A 900 ADAMS CROSSING UNIT 7300 CINCINNATI OH 45202

> MIRELES DIEGO 353 WEST 4TH ST #207 CINCINNATI OH 45202

MOHR ALEX A 221 WEST NINTH ST UNIT 8 CINCINNATI OH 45202

MORAND KARL J 30 E CENTRAL PW #1101 CINCINNATI OH 45202

MOROSKI MICHAEL DANIEL 400 PIKE ST UNIT # 806 CINCINNATI OH 45202

MOTL GERALD P R & ROXANNE L TR 18 E FOURTH ST #1102 CINCINNATI OH 45202

> MUETHING THOMAS 15 W FOURTH ST UNIT 210 CINCINNATI OH 45202

MURPHY PHILIP 417 VINE ST UNIT 601 CINCINNATI OH 45202

MURRAY JOSEPH R & JANET L 400 PIKE ST UNIT 505 CINCINNATI OH 45202 MVP CINCINNATI RACE STREET GARAGE LLC 8880 W SUNSET RD #240 LAS VEGAS NV 89148

MEYERS MICHAEL C 813 BROADWAY ST UNIT 304 CINCINNATI OH 45202

MILLER ELLEN M 900 ADAMS CROSSINGS UNIT CSP10B EAST AKA 10200 CINCINNATI OH 45202

> MIRKOS MARILYN TR 4159 DURHAMS CROSS CINCINNATI OH 45245

MONTAGUE WILLIAM L & KELLY L WITTICH 15 W 4TH ST #605 CINCINNATI OH 45202

> MOREHOUSE MARGARET 1150 VINE ST UNIT #36 CINCINNATI OH 45202

MORRISON CHANDLER B 304 MCFARLAND ST APT 5 CINCINNATI OH 45202

MPR VINE LLC 9675 LAKESIDE ESTATES DR LOVELAND OH 45140

MURPHY ELODIE K TR 900 ADAMS CROSSING #3500 CINCINNATI OH 45202

MURRAY JENNIFER LYNN 32 E COURT ST #201 CINCINNATI OH 45202

INCINNATI RACE STREET GARAGE LLC

MILBRANDT MATTHEW 18 E 4TH ST #501 CINCINNATI OH 45202

MILLER THOMAS H & CAROLYN 18 E FOURTH ST #301 CINCINNATI OH 45202

MITCHELL PATRICK J & BRENDA M KLOOS 400 PIKE ST #919 CINCINNATI OH 45202

> MOORE THOMAS W & DOLLIE 912 PLUM ST CINCINNATI OH 45202

MOROSKI DANIEL BERNARD TR 400 PIKE ST UNIT 911 CINCINNATI OH 45202

MORRISON LLIAM 335 WEST 5TH ST UNIT 204 CINCINNATI OH 45202

MR INC 5437 BLUESKY DR CINCINNATI OH 45247

MURPHY MARC JAMES 353 WEST FOURTH ST UNIT 605 CINCINNATI OH 45202

MURRAY JOSEPH & DEBRA 417 VINE ST #301 CINCINNATI OH 45202

MY 3 SONS REALTY LLC 4952 MUIRWOODS CT CINCINNATI OH 45242 MYERS DAVID & LINDA 400 PIKE ST #P10 CINCINNATI OH 45202

NAP 87 LLC 212 EAST 3RD ST #300 CINCINNATI OH 45202

NEER CHARLES S & BARBARA E 30 E CENTRAL PW #301 CINCINNATI OH 45202

> NELSON JANET R 335 W FIFTH ST APT 505 CINCINNATI OH 45202

NEW UNITY BAPTIST CHURCH 2124 BURNET AVE CINCINNATI OH 45219

NGAMHONGTONG JIRAPORN 15 W FOURTH STREET #208 CINCINNATI OH 45202

NIEBUHR JEFFERSON & JEANNIE 30 E CENTRAL PKWY UNIT 903 CINCINNATI OH 45202

NORTH AVENUE TRADE PARTNERS LLC PO BOX 122 HEBRON KY 41048

> OBRINGER SARAH M 353 WEST 4TH ST # 206 CINCINNATI OH 45202

OPA REAL ESTATE LLC 7720 CAMPUS LN CINCINNATI OH 45242 MYERS RANDY A 30 E CENTRAL PW #502 CINCINNATI OH 45229

NAP WILLIAMS OFFICE BUILDING LLC 212 E THIRD ST STE 300 CINCINNATI OH 45202

> NEERGAARD ARTHUR 226 EAST 6TH ST #701 CINCINNATI OH 45202

NELSON KRISTOPHER A & SAMANTHA J 5235 RACE RD CINCINNATI OH 45247

NEWMAN DORA & DAVID VORHERR 5968 CHEVIOT RD CINCINNATI OH 45247

> NHC POWER STATION LLC 646 MAIN ST SUITE 200 CINCINNATI OH 45202

NINTH AND VINE INVESTMENTS LLC 8 W NINTH ST CINCINNATI OH 45202

> NRL PROPERTIES LLC 839 MAIN STREET SUITE 100 LAFAYETTE IN 47901

OHIO BOOK STORE INC 726 MAIN ST CINCINNATI OH 45202

ORMOND SEAN P 353 W 4TH ST # 506 CINCINNATI OH 45202 MYERS WARNER & KIM STOOKEY MYERS 2515 HANCOCK RD CINCINNATI OH 45208

> NAVARRO CARLOS 6 W FOURTH ST CINCINNATI OH 45202

NEFF JEREMY J & RUTH KARLA M 30 E CENTRAL PKWY #1001 CINCINNATI OH 45202

> NELTNER ERIC J 353 W 4TH ST UNIT #30 CINCINNATI OH 45202

> NEYER HOLDINGS F LLC 646 MAIN ST SUITE 200 CINCINNATI OH 45202

NHC WEST COURT LLC 646 MAIN ST STTE 200 CINCINNATI OH 45202

NOCK SUSAN B TR 900 ADAMS CROSSING CINCINNATI OH 45202

NUTTER VIKKI & ROGER 115 W NINTH ST CINCINNATI OH 45202

OLJ LLC P O BOX 1573 NEWPORT KY 41072-1573

OSBORNE JOHN B 815 ELM ST #1A CINCINNATI OH 45202 OSGOOD ELIZABETH A 353 WEST 4TH ST UNIT 203 CINCINNATI OH 45202

OTR HOLDINGS INC 1203 WALNUT ST 4TH FLOOR CINCINNATI OH 45202

OUSLEY JESSICA M 353 W FOURTH ST #610 CINCINNATI OH 45202

PALAZZO MARK 15 W FOURTH ST UNIT 307 CINCINNATI OH 45202

PARAMOUNT PARTNERS LTD 1201 VINE ST CINCINNATI OH 45202

PARK PLACE 301 LLC C/O CULMEN REAL ESTATE SERVICES INC 777 WASHINGTON VILLAGE DR SUITE 120 DAYTON OH 45459

> PATEL ROSHEN H 26 E SIXTH ST #304 CINCINNATI OH 45202

> PENSAK PATRICIA N 400 PIKE ST #504 CINCINNATI OH 45202

PERRY RAYMOND SCOTT & JANIS LEE 15 FOURTH ST UNIT 508 CINCINNATI OH 45202

> PETERS ELLIE 5 W 12TH ST APT 9 CINCINNATI OH 45202

OTILLIO ABIGAIL & LEONARD III 311 WEST FOURTH ST CINCINNATI OH 45202

OTR PROPERTY MANAGEMENT LLC 6800 W CENTRAL AVE L-2 TOLEDO OH 43617

OWENS EDWARD III & KATHLEEN I HUNGLER 15 W FOURTH ST #314 CINCINNATI OH 45202

PALMER SANDRA L TR 900 ADAMS CROSSING #8600 CINCINNATI OH 45202

PARDO EVAN M 353 W FOURTH ST UNIT #310 CINCINNATI OH 45202

PARK PLACE AT LYTLE CONDOMINIUM OWNERS ASSOCIATION INC 1055 ST PAUL PL C/O TOWNE PROPERTIES CINCINNATI OH 45202

> PEARSON DAVID M 7549 IRONHORSE BLVD WEST PALM BEACH FL 33412

PERFECT ALEX 20760 MT PLEASANT RD LAWRENCEBURG IN 47025

PESTIAN JOHN P TR & SHERI L SELK TR 900 ADAMS CROSSING #7700 CINCINNATI OH 45202

> PETERSON MICHAEL DAVID 1010 ELM ST CINCINNATI OH 45202

OTIS GREGORY A & ANGELA M 807 RACE STREET #B CINCINNATI OH 45202

OTTO NIKITA & OLIVIA MIRABELLA 26 EAST SIXTH ST #604 CINCINNATI OH 45202

PAISLEY JAMES A & SHEA DOOLITTLE 2064 FACULTY DR WINSTON SALEM NC 27106

PANAYOTOPOULOS E DIMITRI G & ELISE 400 PIKE ST UNIT P11 CINCINNATI OH 45202

> PARK JONGWOOK 353 WEST 4TH ST UNIT 401 CINCINNATI OH 45202

PARKVIEW REAL ESTATE HOLDINGS LLC 824 WINDING RIVER BLVD MAINEVILLE OH 45039

> PEET KELLY TR 26 E 6TH ST #301 CINCINNATI OH 45202

PERKINSON MICHAEL J 813 BROADWAY ST UNIT #102 CINCINNATI OH 45202

PET ATHLETIC CLUB OF CINCINNATI LLC 818 REEDY ST CINCINNATI OH 45202

> PETERSON RANDY J 400 PIKE ST UNIT 618 CINCINNATI OH 45202

PETROV MIKHAIL & OLGA LUPOVSKAIA 353 WEST FOURTH ST #210 CINCINNATI OH 45202

PHILLIPS M KAY TRS & LAWRENCE D TRS 135 W NINTH ST CINCINNATI OH 45202

> PLUM STREET PARTNERS LLC 5814 MIAMI RD CINCINNATI OH 45243

POYER JULIE A 26 E SIXTH ST UNIT 405 CINCINNATI OH 45202

PREVITE JOSEPH P TR 24 W NINTH ST CINCINNATI OH 45202

PRINCETON PROPERTIES INC 1 SHEAKLEY WAY CINCINNATI OH 45246

> PRUITT DAVID W 400 PIKE ST UNIT 610 CINCINNATI OH 45202

PUNTARELLI TATIANA & CARLO GREGORIO 353 WEST FOURTH ST #600 CINCINNATI OH 45202

> QC PROPERTIES LTD PO BOX 46314 CINCINNATI OH 45246

> QUEEN CITY CLUB 311 BROADWAY CINCINNATI OH 45202

PHELPS BARBARA H & DAVID L 18 EAST 4TH ST UNIT 401 CINCINNATI OH 45202

PHOENIX ACQUISITION LLC 1024 BAYSIDE DR #383 NEWPORT BEACH CA 92660

PORT OF GREATER CINCINNATI DEVELOPMENT AUTHORITY 3 E 4TH ST SUITE 300 CINCINNATI OH 45202

> PREM TOWERS LLC 1019 MAIN ST CINCINNATI OH 45202

PRICE DARREN L 400 PIKE ST #717 CINCINNATI OH 45202

PRITCHARD ELIZABETH & MARC 7CHILHOWIE CT COCKEYSVILLE MD 21030

PRYOR ANN T 900 ADAMS CROSSING #12200 CINCINNATI OH 45202

> PURDY ISABELLA H 724 MAIN ST UNIT 5 CINCINNATI OH 45202

QUALLS ROXANNE TR 400 PIKE ST #509 CINCINNATI OH 45202

QUEEN CITY SQUARE LLC 400 BROADWAY CINCINNATI OH 45202 PHILLIPS ELLEN 621 MAIN ST UNIT 5B CINCINNATI OH 45202

PLANET SPACES LLC 7721 PFEIFFER RD CINCINNATI OH 45242

POWERS KATHLEEN M 400 PIKE ST ST 818 CINCINNATI OH 45202

PRESIDENTIAL PLAZA ASSOCIATES LIMITED PARTNER 19 GARFIELD PL SUITE # 208 CINCINNATI OH 45202-5704

> PRICE WILLIAM C & MARY E 900 ADAMS CROSSING #5300 CINCINNATI OH 45202

PROCTER & GAMBLE CO THE PO BOX 599 ATTN: TAX DIVISION CINCINNATI OH 45201

PUBLIC LIBRARY OF CINTI & HAMILTON COUNTY 800 VINE ST CINCINNATI OH 45202

> PYLE ALBERT & DEBORAH 400 PIKE ST #812 CINCINNATI OH 45202

QUEEN CITY 205 LLC 3299 K ST NW STE 700 WASHINGTON DC 20007

R P L K LTD 900 ADAMS CROSSING UNIT A CINCINNATI OH 45202 RABE ROBERT C & CLARE A 900 ADAMS CROSSING #4700 CINCINNATI OH 45202

> RAM MARCIA TR 874 GRANDIN VIEW DR CINCINNATI OH 45209

RATNER NANCY & ARTHUR STURBAUM 30 E CENTRAL PKWY #1002 CINCINNATI OH 45202

REDDY INDRANEEL & DEVENDER 11 E COURT ST #301 CINCINNATI OH 45202

> RENNERB MAIN LLC 927 MAIN ST CINCINNATI OH 45202

RHODES GREGORY L & SALLIE E WESTHEIMER 400 PIKE STREET #604 CINCINNATI OH 45202

RICHTER & PHILLIPS COMPANY 218 NEW ST CINCINNATI OH 45202

RKR COMMUNITIES LTD 1029 MAIN ST CINCINNATI OH 45202-1205

> ROBERSON MARY TR 2515 W 129TH GARDENA CA 90249

ROBERTSON BARRY A & JUDITH R 26 E SIXTH ST UNIT #401 CINCINNATI OH 45202 RACE 815 LLC 852 CYPRESS AVE APT 2C RIDGEWOOD NY 11385

RAMSTETTER PHILIP S JR 26 E SIXTH ST #204 CINCINNATI OH 45202

RAULSTON MICHAEL E & MARIA F 15 WEST 4TH ST #209 CINCINNATI OH 45202

REGAN MARCIA SEARS & ELWOOD 4602 JEFFERSON WOOD CT GREENSBORO NC 27410

> REYNOLDS MICHELLE N 353 W 4TH ST UNIT 402 CINCINNATI OH 45202

RHODES JUDITH C TR & HOLLY D DORNA TR 400 PIKE ST P21 CINCINNATI OH 45202

> RIGAUD EDWIN J JR 3639 VINEYARD PLACE CINCINNATI OH 45226

RNS INVESTMENTS LIMITED PARTNERSHIP 8044 MONTGOMERY RD SUITE 300 CINCINNATI OH 45236

> ROBERT BORCHARDT III 724 MAIN UNIT 7 CINCINNATI OH 45202

ROBINSON LATANYA 915 VINE ST UNIT 301 CINCINNATI OH 45202 RACE STREET LTD 1106 RACE ST CINCINNATI OH 45202

RANDALL LAURA S 400 PIKE ST #601 CINCINNATI OH 45202

READER JR DAVID VERNON 411 PLUM ST #201 CINCINNATI OH 45202

REILLY TIMOTHY P & PATRICIA H 400 PIKE ST UNIT 901 CINCINNATI OH 45202

RH PHOENIX PROPERTIES LLC 600 VINE ST SUITE 2600 CINCINNATI OH 45202

RICH WESTON 1003 WALNUT ST UNIT 209 CINCINNATI OH 45202

RIVERS JACOB THOMAS 5 WEST 12TH ST APT 2 CINCINNATI OH 45202

ROACH ADRIENNE J 215 W NINTH ST CINCINNATI OH 45202

ROBERTS AMY R 524 MILTON ST CINCINNATI OH 45202

ROBLETO LEONARDO 1520 HAMILTON ST APT 622 PHILADELPHIA PA 19130 ROCKWELL HOLDINGS LLC P O BOX 14833 CINCINNATI OH 45250

ROLFES GREGORY DOMENIC 417 VINE ST UNIT 503 CINCINNATI OH 45202

ROSS LOUIS R & ELLEN J 304 MCFARLAND STREET UNIT #1 CINCINNATI OH 45202

RRIGHT NOW PROPERTIES LLC 817 MAIN ST CINCINNATI OH 45202

> RUMER CHRISTOPHER A 104 W 9TH ST UNIT 2A CINCINNATI OH 45202

> S E A L PROPERTIES LLC 119-121 W CENTRAL PW CINCINNATI OH 45202

SADOWSKI STEPHEN L & DIANA L 531 STONEY PATH CT SOUTH LEBANON OH 45065

SAMMOUR RIAD J & SUSAN J 104 WEST NINTH ST UNIT 4A CINCINNATI OH 45202

SANTANA PROPERTIES LLC 2725 HYDE PARK AVE CINCINNATI OH 45209

SANTORO ROBERT L & ANNEMARIE C 400 PIKE ST # 721 CINCINNATI OH 45202 RODENBERG SUE ANN & JOHN PHILLIP 353 W 4TH ST STE 201 CINCINNATI OH 45202

> ROSE CHI PROPERTIES LLC 7566 BRIDGE POINT PASS CINCINNATI OH 45248

ROTH JUDITH L 18 E FOURTH ST #802 CINCINNATI OH 45202

RUDD O PIERCE SR TR 2625 HANDASYDE AVE CINCINNATI OH 45208

RUMFOLA JACOB L 221 W NINTH ST UNIT 2 CINCINNATI OH 45202

SABLOSKY KEVIN D 15 E COURT ST #1 CINCINNATI OH 45202

SALVATION ARMY PO BOX 12546 CINCINNATI OH 45202

SAMSAR HOLDINGS LLC 631 MAIN ST CINCINNATI OH 45202

SANTAVICCA LANA 30 EAST CENTRAL PARKWAY #302 CINCINNATI OH 45202

SANTULLO LAURA 335 WEST 5TH ST APT 305 CINCINNATI OH 45202 ROELLER ROBERT K 1029 MAIN ST CINCINNATI OH 45202-1205

ROSENFELD JACOB DANIEL & ELLA DE LOS REYES BAUS 637 WALNUT ST UNIT CINCINNATI OH 45202

> ROY MARK A 30 E CENTRAL PKY APT #604 CINCINNATI OH 45202

RUHOLT WILLIAM T 813 BROADWAY ST #203 CINCINNATI OH 45202

RUUD GREGORY J & BERNADETTE 900 ADAMS CROSSING UNIT 4500 CINCINNATI OH 45202

> SACKETT KATHRYNE D 400 PIKE ST UNIT 712 CINCINNATI OH 45202

SAMAAN BROTHERS LLC 136 DEER TRAIL DR SPRINGBORO OH 45066

SANBORN SARAH ANN 30 E PARKWAY PKWY UNIT 602 CINCINNATI OH 45202

> SANTISA LLC 8390 ASHMONT WAY MASON OH 45040

SARGEANT JAY F & ELAINE 900 ADAMS CROSSING #4400 CINCINNATI OH 45202 SARKAR KAUSHIK 18 E 4TH ST UNIT 1001 CINCINNATI OH 45202

SCHIFILLITI SALVATORE & ROBIN 8700 TOMPSON POINT RD FORT PIERCE FL 34986

SCHRODER MEGAN & JONATHAN 18 E FOURTH ST UNIT 502 CINCINNATI OH 45202

SCHULTZ JORDAN THOMAS 15 WEST 4TH ST #414 CINCINNATI OH 45202

SCHWARTZ EVAN C 335 W FIFTH ST SUITE # 303 CINCINNATI OH 45202

SCHWETSCHENAU P ROBERT 400 PIKE ST 805 CINCINNATI OH 45202

> SCOTTISH RITE BODIES 317 E FIFTH ST CINCINNATI OH 45202

SEGAL JOSEPH J TR & DEBORAH S FRIEDMAN TR 400 PIKE ST #P9 CINCINNATI OH 45202

SELECT-URBAN PROPERTIES COURT STREET LLC 400 TECHNE CENTER DR STE #320 MILFORD OH 45150

> SHAW BRENT LEE & LARSEN KATE SHANNON 8534 E KEMPER RD CINCINNATI OH 45249

SATSANKALPAM LLC 438 ELIZABETH ST CINCINNATI OH 45203

SCHNEIDER CYNTHIA J TR 11737 COLERAIN AVE CINCINNATI OH 45252

SCHRODER WILLIAM T 26 E SIXTH ST #403 CINCINNATI OH 45202

SCHUSTER MICHAEL @2 316 W FOUTH ST SUITE 600 CINCINNATI OH 45202

SCHWARTZ ROBERT G JR & ERIN MARIE 353 W FOURTH ST #208 CINCINNATI OH 45202

SCOLERI TENERINA & MARCO R DIMARCO 3382 PALM HILL LN CINCINNATI OH 45239

> SEAGO JANE RHODES & ROBERT 400 PIKE ST # 715 CINCINNATI OH 45202

SEGWAY OF CINCINNATI- LLC 1150 VINE ST UNIT #17 CINCINNATI OH 45202

SEVENTH AND CULVERT GARAGE LLC 421 E FOURTH ST CINCINNATI OH 45202

SHAWVER ROBERT W & BRENDA J 15 W FOURTH ST UNIT 310 CINCINNATI OH 45202 SCHER MARK 104 W 9TH ST UNIT #3A CINCINNATI OH 45202

SCHOTT HOPE L 1150 VINE ST #37 CINCINNATI OH 45202

SCHUCK THOMAS R TR 400 PIKE ST UNIT 918 CINCINNATI OH 45202

SCHWARTZ DAVID LERNER 36 E COURT ST UNIT #305 CINCINNATI OH 45202

SCHWERDT COURTNEY A 1150 VINE ST UNIT 27 CINCINNATI OH 45202

SCOTT MARK E & NICOLE MCCOUBREY 1126 WALNUT ST 2A CINCINNATI OH 45202

> SEARCY SANDRA L 1128 RACE ST CINCINNATI OH 45202

> SEIBEL KENNETH F@3 30 GARFIELD PL #905 CINCINNATI OH 45202

SEVERIN KIMBERLY S 400 PIKE ST #917 CINCINNATI OH 45202

SHEARD GILBERT A & PAULINE A SHEARD 30 E CENTRAL PKWY # 1201 CINCINNATI OH 45202 SHETTY M V 400 PIKE ST #P5 CINCINNATI OH 45202

SHORE JOHN E TR 900 A ADAMS CROSSING CINCINNATI OH 45202

SHULL NATHAN M & RACHEL M SHEPHERD SHULL 104 W NINTH ST 6A CINCINNATI OH 45202

> SILVA JEFFREY J 1003 WALNUT ST # 309 CINCINNATI OH 45202

SKY LOFTS LLC P O BOX 566657 MIAMI FL 33256-6657

SMITH PROPERTIES LTD 6368 WEST HENRY RD RIPLEY OH 45167

SO MUCH BETTER LLC 4270 IVY POINTE BLVD SUITE 225 CINCINNATI OH 45245

SPOT ON SPACE COLLABORATIVE INC 323 W 5TH ST CINCINNATI OH 45202

> ST XAVIER HIGH SCHOOL INC 600 W NORTH BEND RD CINCINNATI OH 45224

STARDUST RENTALS LLC 2692 MADISON RD STE N1 UNIT 364 CINCINNATI OH 45208 SHEYN ILYA S 18 E FOURTH ST UNIT #202 CINCINNATI OH 45202

SHORT JUSTIN P 1150 VINE ST UNIT 22 CINCINNATI OH 45202

SIEBER VINE HOLDING LLC 5835 CAMBRIDGE AVE CINCINNATI OH 45230

SINGH SANJUSHREE DONGOL 1137 31ST AVE NO512S ASTORIA NY 11106

SMGM PROPERTIES LLC & TENDER MERCIES INC 8562 WYOMING CLUB DR CINCINNATI OH 45215

> SMXL LLC 5811 PELICAN BAY BLVD STE 650 NAPLES FL 34108

SOMERSTEIN SUSAN C & JODY L LAZAROW 900 ADAMS CROSSING UNIT 12 CINCINNATI OH 45202

> SPOTTSWOOD MARY & HENRY 621 MAIN ST UNIT H3B CINCINNATI OH 45202

STAGAMAN MARY R & RONALD B KULL 900 ADAMS CROSSING #4600 CINCINNATI OH 45202

> STATE OF OHIO THE 505 S STATE ROUTE 741 LEBANON OH 45036

SHIHASI WEST 7 LLP 8825 CHAPEL SQUARE LANE SUITE A CINCINNATI OH 45249

SHROPSHIRE CHRISTOPHER TR 806 MAIN ST CINCINNATI OH 45202

SIERER BRADLEY S 335 WEST 5TH ST UNIT 304 CINCINNATI OH 45202

SIPPERLEY SALLY A 26 EAST SIXTH ST STE 505 CINCINNATI OH 45202

SMITH JAMES M & JULIA 335 WEST 5TH STREET UNIT 405 CINCINNATI OH 45202

SNOW STEVEN L & TOBE L 417 VINE ST UNIT 501 CINCINNATI OH 45202

SOPHIE GIRL LLC 5337 CLOUGH PIKE CINCINNATI OH 45244

ST XAVIER CHURCH PROPERTY CORP 611 SYCAMORE ST CINCINNATI OH 45202

> STAGNARO EUGENE J JR 5438 PALISADES DR CINCINNATI OH 45238

STEIN SEATTLE K 720 MAIN ST UNIT 4 CINCINNATI OH 45202 STEPHENS ANDREI 621 MAIN ST UNIT 3A CINCINNATI OH 45202

STEWART ANIELIA & ZACHARY 417 VINE ST UNIT 203 CINCINNATI OH 45202

STONE MARTIN HOLDINGS LLC 111 ELMLINGER DR MASON OH 45040

SULLIVAN MICHAEL & ELIZABETH 425 OREGON ST CINCINNATI OH 45202

SYCAMORE & THIRD REALTY LLC 212 E THIRD ST CINCINNATI OH 45202

SYSTEM PROPERTY DEVELOPMENT COMPANY INC 14724 VENTURA BLVD SUITE 700 SHERMAN OAKS CA 91403

> TALBERT SERVICES INC 2600 VICTORY PW CINCINNATI OH 45206

TBMG PROPERTIES LLC 3665 ERIE AVE CINCINNATI OH 45208

TENDER MERCIES INC PO BOX 14465 CINCINNATI OH 45250

THE CINCINNATI TIMES LLC 15 E 8TH ST CINCINNATI OH 45202 STESHETZ KARA CRAIG 5 W 12TH ST UNIT 1 CINCINNATI OH 45202

STIMSON DAVID C 26 E 6TH ST CINCINNATI OH 45202

STOVER AMY E 15 W FOURTH ST #412 CINCINNATI OH 45202

SUPREME BRIGHT CINCINNATI LLC 700 STATE HWY 121 SUITE 175 LEWISVILLE TX 75067

> SYDARA PROPERTIES LLC 6517 ORISKANY DR LOVELAND OH 45140

T LOTUS INVESTMENT LLC 133 EAGLEVIEW WAY CINCINNATI OH 45215

TAPIA CRISTIAN E RIVERA 11 E COURT ST #303 CINCINNATI OH 45202

TCR LLC 1150 VINE ST SUITE #12 CINCINNATI OH 45202

TERHUNE GREGORY R & ROBERT J WACHENDORF 1032 MOUND ST CINCINNATI OH 45203

> THE KROGER COMPANY 1014 VINE ST CINCINNATI OH 45202

STETSON ANDREW H 123 W NINTH ST CINCINNATI OH 45202

STOKES FABIAN & TONYA 26 EAST 6TH ST #502 CINCINNATI OH 45202

STRIETMANN BUILDING LLC 227 W TWELFTH ST CINCINNATI OH 45202

SWITZER JAY 637 WALNUT ST #3 CINCINNATI OH 45202

SYSTEM PARKING INC 719 S 3RD ST LOUISVILLE KY 40202

TAFT MUSEUM OF ART 316 PIKE ST CINCINNATI OH 45202

TAYLOR DONALD B JR & LISA L 637 WALNUT ST #4 CINCINNATI OH 45202

> TD MANAGEMENT LTD 1 EAST 4TH ST 4TH FL CINCINNATI OH 45202

TEVA PROPERTIES LLC 3841 BROOKRIDGE TRL CENTERVILLE IN 47330

THESING NOEL 18 EAST FOURTH STREET UNIT #801 CINCINNATI OH 45202 THOMAS BEVERLY & ROY ROBBINS 911 RACE ST UNIT 3 CINCINNATI OH 45202

> TJD PROPERTIES LLC 811 RACE ST CINCINNATI OH 45202

TOLLBRIDGE DEVELOPER LTD 4279 DELHI PIKE CINCINNATI OH 45238

TORRENCE INVESTMENT COMPANY LTD PO BOX 621137 CINCINNATI OH 45262-1137

> TRACTION PARTNERS LLC 105 REYNOLDS DR FRANKLIN TN 37064

TRONT JOSEPH S 1150 VINE ST #23 CINCINNATI OH 45202

TURNER JOHN PRICE III 825 MAIN ST UNIT 2 CINCINNATI OH 45202

UNHEAROFPROPERTY LLC 15 W FOURTH STREET UNIT 104 CINCINNATI OH 45202

UNITED STATES OF AMERICA HAUCK RD CINCINNATI OH 45241

UPP CINCINNATI 7TH LLC FOUR COPLEY PL SUITE 4105 BOSTON MA 02116 THOMAS KAYLEE E & JORDAN M 104 WEST 9TH ST UNIT 3C CINCINNATI OH 45202

TOCCO JAMES V 900 ADAMS CROSSING UNIT 3700 CINCINNATI OH 45202

> TOMARO RYAN S 353 WEST 4TH ST #504 CINCINNATI OH 45202

TORSTRICK STEPHEN R TR 900 ADAMS CROSSING 9800 CINCINNATI OH 45202

> TRAN THUY 720 MAIN ST UNIT 1 CINCINNATI OH 45202

TSAU GRACE J 1150 VINE ST UNIT 32 CINCINNATI OH 45202

TURNER VORBECK TAMMY 400 PIKE ST UNIT #804 CINCINNATI OH 45202

UNION BAPTIST CHURCH INC 405 W SEVENTH ST CINCINNATI OH 45202

UNIVERSITY CLUB OF CINCINNATI THE 401 EAST FOURTH ST CINCINNATI OH 45202

> VALLIERE RALPH & CECILLE 6 ORCHARD LN ABINGTON MA 02351

THOMPSON JUWAN 825 MAIN ST UNIT 4 CINCINNATI OH 45202

TOLEMAN MADELINE C 335 WEST FIFTH ST UNIT 302 CINCINNATI OH 45202

TORRE THOMAS ELIAS & TOREY ARNOLD 900 ADAMS CROSSING #3300 CINCINNATI OH 45202

> TOURIS JAMES PATRICK 33 E COURT ST UNIT 404 CINCINNATI OH 45202

TRIANFO ALISON CHRISTINE 335 WEST 5TH ST APT 102 CINCINNATI OH 45202

TUDOR BRANDON JAMES & FAITH ANNE 11 E COURT ST #401 CINCINNATI OH 45202

> TWANG LLC 630 SHEPHERD DR CINCINNATI OH 45215

> UNIT D PROPERTY LLC 3823 HOMEWOOD CINCINNATI OH 45227

UP CINCINNATI LLC & LADISA CORP 25 ODGEN PL CINCINNATI OH 45202

VALZ DAVID R TR 900 ADAMS CROSSING UNIT 4800 CINCINNATI OH 45202 VAN VECHTEN STEVEN J 304 MCFARLAND ST #3 CINCINNATI OH 45202

VARJAVANDI NAVID J 816 N HADDOW AVE ARLINGTON HTS IL 60004

VILLAGE ON VINE LLC 1068 PINEKNOT DR CINCINNATI OH 45238

VINE STREET HOTEL PARTNERS LLC 5113 PIPER STATION DR CHARLOTTE NC 28277

> VISION CINCINNATI LLC P O BOX 2418 CHICAGO IL 60690

WADIH GEORGE E & JULIA 323 W FIFTH ST CINCINNATI OH 45202

WALKER BRIAN M 415 PLUM ST CINCINNATI OH 45202

WALNUT TOWERS LTD P O BOX 54947 CINCINNATI OH 45254

WARNING TIMOTHY L & ALISON B 8075 SILKYRIDER CT CINCINNATI OH 45249

WATTS ALLEY HOLDINGS LLC 225 W COURT ST CINCINNATI OH 45202 VANHIMBERGEN ROBERT M & BRENDA L 8124 W KNIGHTSBRIDGE DR MEQUON WI 53097

VERDIN ANN TR & KRISTIN BLEY WILSON TR 900 ADAMS CROSSING # 8300 CINCINNATI OH 45202

> VINCENT MADISON L 2225 WATERWAY PL UNION KY 41091

VINE STREET INTERESTS LLC 1068 PINEKNOT DR CINCINNATI OH 45238

VON NIDA CHRISTIAN R & KONITHA 221 WEST NINTH UNIT 3 CINCINNATI OH 45202

> WADIH RAMI & JULIA 221 WEST NINTH ST UNIT 7 CINCINNATI OH 45202

WALLINGFORD LANDON L @(6) 609 FAGAN SPRING DR HUNTSVILLE AL 35801

WALTERS TYLER WILLIAM & JULIE ANNE 1300 NAVAJO TRAIL CINCINNATI OH 45202

> WASYLISHEN AMANDA RIETTA 353 W FOURTH ST UNIT 406 CINCINNATI OH 45202

> > WEBB JOHN G JR 3126 WOODBURN AVE CINCINNATI OH 45207

VARGHESE SHEABA L 400 PIKE ST UNIT 620 CINCINNATI OH 45202

VICTA FRANCIS & MARIA TANYA 26 E SIXTH ST UNIT 801 CINCINNATI OH 45202

> VINE OTR LLC 2722 VINE ST APT3 CINCINNATI OH 45219

VINSON PHILIP 353 W FOURTH ST UNIT 606 CINCINNATI OH 45202

WADE EMILY ANN & KENNETH RANDALL WADE SR 1126 WALNUT ST #3B CINCINNATI OH 45202

WAGNER GARY LEE & SAUNDRA K 4118 FRANCIS LN CINCINNATI OH 45205

WALNUT STREET PARKING INC 411 OAK ST 2ND FLOOR CINCINNATI OH 45219

> WAMSLEY JOSHUA C 724 MAIN ST UNIT 2 CINCINNATI OH 45202

WATSON WILLAIM LLOYD 218 WEST THIRD ST CINCINNATI OH 45202

WEBB JOHN M & SUZETTE B 30 E CENTRAL PW #202 CINCINNATI OH 45202 WEBER JAMES D TR 900 ADAMS CROSSING #4200 CINCINNATI OH 45202

WEIL MICHELLE 900 ADAMS CROSSING STE 3100 CINCINNATI OH 45202

> WELSH RYAN 221 W NINTH ST #1 CINCINNATI OH 45202

WEST RAYMOND 18 E FOURTH ST UNIT 1002 CINCINNATI OH 45202

WEYAND BARBARA MALCOLM TR 900 ADAMS CROSSING 7200 CINCINNATI OH 45202

WHITE OAK PROPERTIES #5 LLC 5754 OPENGATE CT CINCINNATI OH 45247

WHITEHILL CARA G TR & BRIAN R WHITEHILL TR 637 WALNUT ST UNIT 8 CINCINNATI OH 45202

WIDEMAN MELISSA E 813 BROADWAY ST UNIT 301 CINCINNATI OH 45202

> WIGGINS MARY PAULA 400 PIKE ST #807 CINCINNATI OH 45202

WILLIAMS JOHN TR & RENEE FILIATRAUT TR 15 W 4TH ST UNIT 505 CINCINNATI OH 45202 WEBER JO ANN M TR 900 ADAMS CROSSING UNIT 4200 CINCINNATI OH 45202

> WEISS ALAN J TRUSTEE 810 MAIN ST CINCINNATI OH 45202

WEST COURT VIEW BUILDING LLC 24 E UNIVERSITY AVE OFC CINCINNATI OH 45219

WESTERN & SOUTHERN LIFE INSURANCE COMPANY 400 BROADWAY AVE CINCINNATI OH 45202

> WHALEN SCOTT D & TINA F 900 ADAMS CROSSING #7100 CINCINNATI OH 45202

> > WHITE WHALE LLC 650 E MCMILLAN ST CINCINNATI OH 45206

WHITMER BARBARA J TR 615 ELSINORE PLACE SUITE 625 CINCINNATI OH 45202

WIEDEMAN CHRISTOPHER M & REBECCA NICOLE 18 E FOURTH ST UNIT 302 CINCINNATI OH 45202

> WILKINS MARCUS K & VICKI J 30 E CENTRAL PW #703 CINCINNATI OH 45202

WILLIAMS ROBERT L 18 EAST 4TH ST UNIT 702 CINCINNATI OH 45202 WEHRMAN SAMUEL J 677 CANTERBURY LN COVINGTON KY 41017

WELLINGHOFF MARILYN J TR 30 E CENTRAL PW # 1202 CINCINNATI OH 45202

> WEST FOURTH LLC 117 W FOURTH ST CINCINNATI OH 45202

WESTFALL JAMES M & CHERYL A 15 W 4TH ST #207 CINCINNATI OH 45202

WHITE ANDREW K 817 BROADWAY ST UNIT 3 CINCINNATI OH 45202

WHITEFORD-WAYNE NICOLAS & MYRA BHATNAGAR 900 ADAMS CROSSING #5200 CINCINNATI OH 45202

WHITTLE ROBERT F & KATHLEEN M 413 PLUM ST UNIT 413 CINCINNATI OH 45202

WIENER SAUL TR & ROBERT JORDAN TR 900 ADAMS CROSSING UNIT 2100 CINCINNATI OH 45202

> WILLENBRINK MORGAN 1124 RACE ST 1018 CINCINNATI OH 45202

WILSON JACOB 26 EAST 6TH ST UNIT 402 CINCINNATI OH 45202 WILSON SANDRA ANN 900 ADAMS CROSSING #6800 CINCINNATI OH 45203

> WINE HOUSE OTR LLC 1035 MONASTERY ST CINCINNATI OH 45202

WISSMAN ROBERT & CAROLE 400 PIKE ST UNIT # 703 CINCINNATI OH 45202

WOLF DAVID A TR & NANCY F TR 900 ADAMS CROSSING SUITE 12300 CINCINNATI OH 45202

WOODS REAL ESTATE INVESTMENTS LLC 6014 GAINES RD CINCINNATI OH 45247

> XANADU VENTURES LLC 2335 BEECHCREEK LN CINCINNATI OH 45233

YOUNG DONA D TR 400 PIKE ST UNIT P4 CINCINNATI OH 45202

YURCHAK ALEKSANDR 323 WEST FIFTH ST UNIT 2W CINCINNATI OH 45202

ZIMMERMAN JEAN ANN & AMY Z RUSSERT CO-TRUSTEES 60 SEAGATE DR #1101 NAPLES FL 34103

ZUCCARELLO MARIO & GABRIELLA 900 ADAMS CEOSSING #3200 CINCINNATI OH 45202 WILSON SCOTT 26 E 6TH ST # 202 CINCINNATI OH 45202

WISDOM NUGGETS LLC 429 W 9TH ST COVINGTON KY 41011

WKEM LLC 130 HICKORY LN LEBANON OH 45036

WOLFORD JAMES D & AMY ANNA 250 MARQUETTE AVE 11TH FL ATTN JIM WOLFORD MINNEAPOLIS MN 55401

WRIGHT FRANKLIN D & LORI A HAWKINS 15 W 4TH ST UNIT #415 CINCINNATI OH 45202

> YAU GREGORY Y 1150 VINE ST UNIT 33 CINCINNATI OH 45202

YUKON INVESTMENTS LLC 1826 RACE ST CINCINNATI OH 45202

ZEKE LLC 30 E CENTRAL PKWY SUITE 102 CINCINNATI OH 45202

ZIMMERMAN JEFFREY J & CAROL A 215 STRATFORD DR WINTER SPRINGS FL 32708

ZUSSMAN ASSOCIATES LLC 4695 LAKE FOREST DR SUITE 100 CINCINNATI OH 45242 WILSON WANDA O TR 900 3B ADAMS CROSSING (3600) CINCINNATI OH 45202

WISSEL BENJAMIN F & MELANIE A 1126 RACE ST CINCINNATI OH 45202

> WMC GROUP LLC 411 OAK ST 2ND FL CINCINNATI OH 45219

WOODHOUSE SHERYL 15 W FOURTH ST UNIT 302 CINCINNATI OH 45202

WWWT LLC P O BOX 1573 NEWPORT KY 41072-1573

YODER SETH M & LYDIA K K 32 E COURT ST #203 CINCINNATI OH 45202

YUND NANCY M 18 E 4TH ST CINCINNATI OH 45202

ZIEGLER DANIEL R 813 BROADWAY ST UNIT 201 CINCINNATI OH 45202

ZIMMERMANN AMY C TR 4733 HAMPTON POND RD MASON OH 45040 August 2, 2023



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

Dear Members of Council:

We are transmitting herewith an Emergency Ordinance captioned as follows:

**EXTENDING** Interim Development Control Overlay District No. 88, "Surface Parking in the Downtown Development Zoning District" as an overlay district for a period of SIX months, pursuant to Chapter 1431, "Interim Development Control Overlay District Regulations," of the Cincinnati Municipal Code.

#### Summary:

In September 2022, Council Member Mark Jeffreys introduced legislation to amend certain zoning code provisions governing development in the DD, "Downtown Development," to prohibit new surface parking. On September 15, 2022, City Manager Sheryl M. M. Long directed the Department of City Planning and Engagement (DCPE) to conduct a zoning study and propose an Interim Development Control (IDC) Overlay District over the Downtown Development zoning district for the duration of the study. City Council established IDC No. 88 on September 21, 2022 and extended it nine months on October 26, 2022. Since IDC No. 88 establishment, DCPE staff has been analyzing existing conditions, reviewing surface parking permits, and meeting with internal department stakeholders. In initial public meeting has been scheduled for August 2, 2023. DCPE staff will incorporate feedback and questions into the study and continue analyzing and engaging stakeholders, as needed. The study and recommendations will not be complete and implemented before IDC No. 88 expires on September 22, 2023. Staff is seeking one six-month extension to complete the study and approve legislation.

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

**ADOPT** the Department of City Planning and Engagement's staff findings that the proposed extension of IDC No. 88 meets the criteria set forth in Cincinnati Zoning Code Section 1431-13, *Extension of IDC Overlay Districts*, as discussed on pages 1 - 4 of this report; and,

**RECOMMEND** that City Council extend Interim Development Control (IDC) Overlay District No. 88, "Surface Parking in the Downtown Development Zoning District," for a period of six additional months, or until the Department of City Planning and Engagement's zoning study is complete and implemented.

Motion to Approve: Ms. Beltran

Seconded:

Ms. Sesler

Ayes: Vice Mayor Kearney Mr. Samad Mr. Stallworth Ms. Sesler Mr. Eby Ms. Beltran

THE CITY PLANNING COMMISSION

One of b

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

# 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

01902

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.

#### **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.



**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 An Ordinance No.\_\_\_\_\_ - 2023

**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.

TSW

- (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.

Passed: \_\_\_\_\_, 2023

Aftab Pureval, Mayor

Attest:

Clerk

## 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

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.

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