



City of Cincinnati

801 Plum Street
Cincinnati, Ohio 45202

CALENDAR

Cincinnati City Council

Wednesday, April 9, 2025

2:00 PM

Council Chambers, Room 300

ROLL CALL

PRAYER AND PLEDGE OF ALLEGIANCE

FILING OF THE JOURNAL

MR. JEFFREYS

1. [202500740](#) **RESOLUTION**, submitted by Councilmember Jeffreys, from Emily Smart Woerner, City Solicitor, **RECOGNIZING** the federal employees of the Cincinnati region and **EXPRESSING** the opposition of the Mayor and Council to federal policies that undermine the federal workforce and its services.

Recommendation PASS

Sponsors: Jeffreys

CITY MANAGER

2. [202500634](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 4/9/2025, **DETERMINING** to proceed with a special assessment for the Urban Forestry Program for the calendar year 2026, for the control of blight and disease of shade trees and for planting, maintaining, trimming, and removing shade trees in the public right-of-way in the City of Cincinnati's Urban Forestry Maintenance District.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

3. [202500638](#) **ORDINANCE** submitted by Sheryl M. M. Long, City Manager, on 4/9/2025, **LEVYING** a special assessment for the Urban Forestry Program for the calendar year 2026, for control of blight and disease of shade trees and for planting, maintaining, trimming, and removing shade trees within the public right-of-way in the City of Cincinnati's Urban Forestry Maintenance District.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

4. [202500649](#) **REPORT**, dated 4/9/2025, submitted by Sheryl M. M. Long, City Manager, regarding Special Event Permit Application for Fourth of July at Washington Park.

Recommendation FILE

Sponsors: City Manager

5. [202500650](#) **REPORT**, dated 4/9/2025, submitted by Sheryl M. M. Long, City Manager, regarding Special Event Permit Application for Queen City Triathlon, Duathlon & Aquabike.
Recommendation FILE

Sponsors: City Manager
6. [202500652](#) **REPORT**, dated 4/9/2025, submitted by Sheryl M. M. Long, City Manager, regarding Special Event Permit Application for Making Strides Against Breast Cancer.
Recommendation FILE

Sponsors: City Manager
7. [202500653](#) **REPORT**, dated 4/9/2025, submitted by Sheryl M. M. Long, City Manager, regarding Special Event Permit Application for Healthy Wealthy Wise.
Recommendation FILE

Sponsors: City Manager
8. [202500654](#) **REPORT**, dated 4/9/2025 submitted by Sheryl M. M. Long, City Manager, on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for Interstadia Development LLC, DBA Hyde at the Banks, 36 W Freedom Way. (#4148498, TRFO, D5J) [Objections: Yes]
Recommendation FILE

Sponsors: City Manager
9. [202500655](#) **REPORT**, dated 4/9/2025 submitted by Sheryl M. M. Long, City Manager, on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for KWS Calhoun LLC, DBA Rowdy Paw, 245 Calhoun Street (#4947907, New, D5J) [Objections: None]
Recommendation FILE

Sponsors: City Manager
10. [202500656](#) **REPORT**, dated 4/9/2025 submitted by Sheryl M. M. Long, City Manager, on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for KC Café Bar LLC, 719 E McMillan Street. (#44548850001, TRFL, D1 D2 D3 D3A) [Objections: None]
Recommendation FILE

Sponsors: City Manager
11. [202500688](#) **ORDINANCE** submitted by Sheryl M. M. Long, City Manager, on 4/9/2025, **AUTHORIZING** the City Manager and employees of the Department of Economic Inclusion (“Department”) to solicit and accept donations of money, in-kind contributions, participation fees, and other things of value from the business community, individual benefactors, and other appropriate sources for the City’s 2025 Business Enterprise Expo; **AUTHORIZING** the Director of Finance to deposit the donated funds into Special Events Fund 314; and **AUTHORIZING** the Department to hold resources donated pursuant to this

ordinance, which exceed the total 2025 Business Enterprise Expo expenses, in Special Events Fund 314 to be utilized for future business development events hosted by the Department.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

12. [202500689](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 4/9/2025, **AUTHORIZING** the City Manager to apply for, accept, and appropriate a grant of up to \$15,000 from Hamilton County ReSource's Waste Reduction Innovation grant program to purchase and install community freezers and associated supplies in the Hartwell and Winton Hills Recreation Centers; and **AUTHORIZING** the Director of Finance to deposit the grant funds into Public Health Research Fund revenue account no. 350x8571.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

13. [202500690](#) **ORDINANCE** submitted by Sheryl M. M. Long, City Manager, on 4/9/2025, **AUTHORIZING** the City Manager to apply for, accept, and appropriate a grant of up to \$12,000 from UnitedHealthcare Services, Inc. to fund an on-site retinal screening program at the Bobbie Sterne Health Center; and **AUTHORIZING** the Director of Finance to deposit the grant resources into Public Health Research Fund revenue account no. 350x8571.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

14. [202500691](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 4/9/2025, **AUTHORIZING** the City Manager to execute a Funding Agreement with The Children's Home of Cincinnati, Ohio dba Best Point Education & Behavioral Health ("Best Point") to provide one-time operational support for its youth mental health urgent care program; **AUTHORIZING** the transfer and appropriation of \$250,000 from the unappropriated surplus of Cincinnati Health District Fund 416 to the Cincinnati Health Department's Cincinnati Health District Fund non-personnel operating budget account no. 416x261x7200 to provide one-time operational support to Best Point for its youth mental health urgent care program; and **DECLARING** such expenditure to serve a public purpose.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

15. [202500692](#) **REPORT**, dated 4/9/2025, submitted Sheryl M. M. Long, City Manager, regarding the Department of Finance Reports for the Month Ended February 28, 2025.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

16. [202500705](#) **ORDINANCE** submitted by Sheryl M. M. Long, City Manager, on 4/9/2025, **MODIFYING** Article XV, "Retirement System," of the Administrative Code of the City of Cincinnati by **AMENDING** Section 1, "Board of Trustees," to revise the limitation on the terms of board members and to harmonize the Administrative Code with the provisions of the Collaborative Settlement

Agreement reached in Sunyak, et. Al. v. City of Cincinnati, et. Al., Case Number 1:11-cv-445 in the U.S. District Court, Southern District of Ohio, Western Division.

Recommendation PUBLIC SAFETY & GOVERNANCE COMMITTEE

Sponsors: City Manager

17. [202500719](#) **ORDINANCE** submitted by Sheryl M. M. Long, City Manager, on 4/9/2025, **MODIFYING** the provisions of Title XVI, "Neighborhood Quality of Life Uniform Code," and Title VX, "Code Compliance and Hearings," of the Cincinnati Municipal Code by **ORDAINING** new Section 1601-95, "Cost of Abating a Public Nuisance," and **AMENDING** Section 1501-27, "Civil Proceedings," to provide additional remedies to recover costs of abating public nuisances or enforcement.

Recommendation PUBLIC SAFETY & GOVERNANCE COMMITTEE

Sponsors: City Manager

18. [202500721](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 4/9/2025, **AUTHORIZING** the City Manager to accept and appropriate a grant of \$1,000 from the Greater Cincinnati Foundation Harry F. and Mary Ann Fry Fund into City Manager's Office General Fund non-personnel operating budget account no. 050x101x7200 to provide resources for the operation of the City's Office of Human Relations; and **AUTHORIZING** the Director of Finance to deposit the grant resources into General Fund revenue account no. 050x8572.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

19. [202500722](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 4/10/2025, **AUTHORIZING** the transfer and appropriation of \$145,786.02 from the unappropriated surplus of Miscellaneous Permanent Improvement Fund 757 to capital improvement program project account no. 980x981x232522 "Fleet Replacements - Obsolete," to acquire automotive and motorized equipment funded by the sale and subrogation proceeds of obsolete automotive and motorized equipment.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

20. [202500732](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 4/9/2025, **APPROVING AND AUTHORIZING** the City Manager to execute a Community Reinvestment Area Tax Exemption Agreement with 33 W. Fourth St, LLC, thereby authorizing a twelve-year tax exemption for 100 percent of the value of improvements made to real property located at 33 W. Fourth Street in the Downtown neighborhood of Cincinnati, in connection with the remodeling of an existing building into approximately 41,737 square feet of commercial space including a boutique hotel with approximately 44 guest rooms, at a total construction cost of approximately \$12,400,000.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

21. [202500733](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager,

on 4/9/2025, **ESTABLISHING** new capital improvement program project account no. 980x233x252348, "West Fork Road OPWC Grant," to provide resources for an emergency repair due to a landslide occurring along a section of West Fork Road, approximately one-quarter mile west of Montana Avenue; **AUTHORIZING** the City Manager to apply for, accept, and appropriate a grant of up to \$562,120 from the State of Ohio Public Works Commission ("OPWC") Emergency Funds Program; **AUTHORIZING** the Director of Finance to deposit OPWC grant resources of up to \$562,120 into capital improvement program project account no. 980x233x252348, "West Fork Road OPWC Grant"; and **AUTHORIZING** the City Manager to enter into any agreements necessary for the receipt and administration of the OPWC grant resources.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

22. [202500734](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 4/9/2025, **AUTHORIZING** the City Manager to accept a donation of up to \$3,500,000 from the Cincinnati Parks Foundation to provide resources for permanent improvements to Lot 23 at Smale Riverfront Park; **AUTHORIZING** the Director of Finance to deposit the donated funds into Parks Private Endowment and Donations Fund 430; **ESTABLISHING** new capital improvement program project account no. 980x203x252039, "Lot 23 Improvements," to provide resources for permanent improvements to Lot 23 at Smale Riverfront Park; and **AUTHORIZING** the transfer and appropriation of up to \$3,500,000 from Parks Private Endowment and Donations Fund 430 to newly established capital improvement program project account no. 980x203x252039, "Lot 23 Improvements," to provide resources for permanent improvements to Lot 23 at Smale Riverfront Park.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

23. [202500741](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 4/9/2025, **AUTHORIZING** the payment of \$197,899.95 from General Fund Enterprise Software and Licenses Non-Departmental non-personnel operating budget account no. 050x952x0000x7418 to CGI Technologies and Solutions, Inc. for software licenses and maintenance services for the period of March 1, 2025 to February 28, 2026, pursuant to the attached then and now certificate from the Director of Finance.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

24. [202500742](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 4/9/2025, **AUTHORIZING** the City Manager to apply for, accept, and appropriate a grant of up to \$500,000 from the Ohio Environmental Protection Agency to assist with the cost of replacing public and private lead service lines at licensed childcare facilities in the Greater Cincinnati Water Works service area; and **AUTHORIZING** the Director of Finance to receive and deposit grant funds for public lead service line replacement into Water Works Capital Permanent Improvement Fund revenue account no. 756x8527, and to receive and deposit grant funds for private lead service line replacement into Water Works Private Lead Service Line Replacement Special Revenue Fund revenue account number 312x8527.

Recommendation BUDGET AND FINANCE COMMITTEE**Sponsors:** City Manager**CLERK OF COUNCIL**

25. [202500746](#) **TERMINATION**, submitted by the Clerk of Council, I hereby recommend the termination of Vanessa Daniel as a Deputy Clerk in the Office of the Clerk of Council pursuant to Article II, Section 5a of the Charter of the City of Cincinnati.

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

26. [202500595](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 4/2/2025, **AMENDING** Ordinance No. 172-2024 to allow the City to use resources from the Ohio Department of Health's Creating Healthy Communities grant for reimbursement of non-personnel expenses that are necessary for executing the Healthy Communities Program.

Recommendation PASS EMERGENCY**Sponsors:** City Manager

27. [202500596](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 4/2/2025, **AMENDING** Ordinance No. 240-2024 to increase the amount of grant funding the City Manager is authorized to accept from the Federal Bipartisan Infrastructure Law Airport Infrastructure Grant program (ALN 20.106) from \$1,250,000 to \$1,400,000 to aid in the development of the Lunken Airport drainage infrastructure plan; and **AUTHORIZING** the Director of Finance to deposit the additional \$150,000 in grant resources into the General Government Grants Fund revenue account no. 404x8554, Department of Transportation and Engineering project account no. 25DRN1.

Recommendation PASS EMERGENCY**Sponsors:** City Manager

28. [202500597](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 4/2/2025, **AUTHORIZING** the City Manager to accept and appropriate a donation of \$24,252 from Hamilton County to capital improvement program project account no. 980x232x242343, "Downtown Infrast. Coord. & Implemtn.," to provide resources to the City for the design, fabrication and installation of 23 pedestrian wayfinding maps and directional signs that have been updated to include the Black Music Walk of Fame, which are installed throughout the riverfront area, as well as the neighborhoods of Downtown, Over-The-Rhine, Mt. Adams, and the West End; and **AUTHORIZING** the Director of Finance to deposit the donation into capital improvement program project account no. 980x232x242343, "Downtown Infrast. Coord. & Implemtn."

Recommendation PASS EMERGENCY**Sponsors:** City Manager

2025 00740
Date: April 9, 2025

To: Councilmember Mark Jeffreys
From: Emily Smart Woerner, City Solicitor EESW
Subject: **Federal Employee Resolution**

Transmitted herewith is a resolution captioned as follows:

RECOGNIZING the federal employees of the Cincinnati region and **EXPRESSING** the opposition of the Mayor and Council to federal policies that undermine the federal workforce and its services.

EESW/CNS(dbr)
Attachment
418/361

EESW

RESOLUTION NO. _____ - 2025

RECOGNIZING the federal employees of the Cincinnati region and **EXPRESSING** the opposition of the Mayor and Council to federal policies that undermine the federal workforce and its services.

WHEREAS, the federal government is the nation's largest employer and a major contributor to the regional economy of the Cincinnati metropolitan area, employing thousands of dedicated workers across critical agencies and functions; and

WHEREAS, as of November 2024, the federal government employed over three million people nationwide—representing 1.87 percent of the civilian workforce—and that number includes hundreds of our neighbors, friends, and family members here in Greater Cincinnati; and

WHEREAS, the John Weld Peck Federal Building, constructed in 1964 and long a cornerstone of federal service delivery in downtown Cincinnati, houses vital agencies such as the Internal Revenue Service, U.S. Army Corps of Engineers, Alcohol and Tobacco Tax and Trade Bureau, National Labor Relations Board, and the Department of Homeland Security's Citizenship and Immigration Services, and is now scheduled to be sold, disrupting services and displacing employees; and

WHEREAS, the federal government mandated that all federal departments and agencies submit reorganization plans by March 13, 2025 that include sweeping layoffs, targeting nearly all 220,000 probationary federal employees, nearly nine percent of the federal workforce; and

WHEREAS, tens of thousands of federal employees have already been laid off in recent weeks, many with little to no notice, affecting workers at every level of government and threatening the continued delivery of essential services; and

WHEREAS, the Consumer Financial Protection Bureau, a vital agency created to protect American consumers from predatory financial practices, has been ordered to cease operations entirely; and

WHEREAS, the Department of Veterans Affairs has recently dismissed over 1,000 employees, further jeopardizing timely and adequate care and support for our nation's veterans; and

WHEREAS, nearly 200 employees at the Environmental Protection Agency working on environmental justice initiatives have been placed on leave, while similar cuts are being pursued at the Department of Justice and other agencies committed to equity and public health; and

WHEREAS, the United States Postal Service ("USPS"), established in 1792, continues to serve as an indispensable public service—delivering to more than 154 million residential and twelve million business addresses six days a week—and faces increasing threats of privatization and merger under Executive Order proposals that would move it under the U.S. Department of Commerce; and

WHEREAS, the 1971 Postal Reorganization Act affirms that the USPS “shall be operated as a basic and fundamental service” and that it is to be “supported by the people,” providing reliable and universal access to all communities; and

WHEREAS, both the National Active and Retired Federal Employees Association and the Office of Personnel Management have raised concerns about the long-term effects of these workforce reductions, including delays in veterans’ benefits, social security claims, disaster response, and infrastructure projects; and

WHEREAS, the City recognizes the invaluable contributions of our federal workers and stands ready to assist impacted employees by connecting them with job opportunities within the City’s workforce and affiliated partners; now, therefore,

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

Section 1. That the Mayor and this Council firmly oppose recent federal policies that result in mass layoffs, arbitrary workforce reductions, and the privatization or dismantling of critical public agencies—actions which destabilize families, harm local economies, and erode public trust in government.

Section 2. That the City extends its deepest appreciation to all federal employees who serve our nation with integrity, diligence, and professionalism, and reaffirms its support for their continued employment and service within our community.

Section 3. That this resolution be spread upon the minutes of Council and that copies be forwarded to the following individuals through the office of Councilmember Mark Jeffreys:

- Everett Kelley, President, American Federation of Government Employees, Local 2031
- Brian Griffin, Executive Secretary-Treasurer, Cincinnati AFL-CIO Labor Council
- Ted Thompson, President, National Association of Letter Carriers, Branch 43
- The U.S. Postal Service Board of Governors

Passed: _____, 2025

Aftab Pureval, Mayor

Attest: _____
Clerk

Submitted by Councilmember Mark Jeffreys

April 9, 2025

TO: Mayor and Members of City Council 202500634

FROM: Sheryl M. M. Long, City Manager

SUBJECT: **EMERGENCY ORDINANCE — 2026 Urban Forestry Special Assessment Determination**

Attached is an emergency ordinance captioned:

DETERMINING to proceed with a special assessment for the Urban Forestry Program for the calendar year 2026, for the control of blight and disease of shade trees and for planting, maintaining, trimming, and removing shade trees in the public right-of-way in the City of Cincinnati's Urban Forestry Maintenance District.

The Urban Forestry assessment must be enacted by City Council every year to assure funding for street tree maintenance and planting. An ordinance must be approved by City Council to proceed with the street tree program in accordance with the resolution of necessity previously passed by City Council.

February 20, 2025, Council passed Resolution No. 07-2025 pursuant to Ohio Revised Code (O.R.C.) declaring the necessity of assessing \$0.31 per front foot for the control of blight and disease of shade trees within the public right-of-way. No objections were filed to the special assessment.

This transmittal is the second step of a three-step process to establish the special urban forestry assessment for the City of Cincinnati for 2026.

The Administration recommends the adoption of this emergency ordinance.

Attachment I – Emergency Ordinance

cc: Jason Barron, Director of Parks
C. Courtney, Division Manager Natural Resources
G. Dienno, Supervisor of Urban Forestry
H. Fairbanks, CFO Parks

EMERGENCY

KKF

- 2025

DETERMINING to proceed with a special assessment for the Urban Forestry Program for the calendar year 2026 for the control of blight and disease of shade trees and for planting, maintaining, trimming, and removing shade trees in the public right-of-way in the City of Cincinnati's Urban Forestry Maintenance District.

WHEREAS, on February 20, 2025, Council passed Resolution No. 7-2025 pursuant to R.C. Section 727.12, declaring the necessity of continuing the Urban Forestry Program for the control of blight and disease of shade trees and for planting, maintaining, trimming, and removing shade trees in the public right-of-way in the City's Urban Forestry Maintenance District, for the calendar year 2026; and

WHEREAS, under Resolution 7-2025, Council also authorized the assessment of properties within the Urban Forestry Maintenance District at the rate of \$0.31 per front foot, and the estimated assessments were prepared and placed on file in the Office of the Clerk of Council; and

WHEREAS, no objections were filed to the special assessment pursuant to R.C. Section 727.15; now, therefore,

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

Section 1. That Council is determined to proceed with the Urban Forestry Program for the control of blight and disease of shade trees within the public right-of-way and for planting, maintaining, trimming, and removing shade trees along the streets of the City of Cincinnati's Urban Forestry Maintenance District for the year 2026 as set out and approved in accordance with the provisions of Resolution No. 7-2025.

Section 2. That Council accepts and approves the report and recommendation of the Assessment Equalization Board.

Section 3. That Council approves and adopts the estimated assessments, as prepared and filed in the Office of the Clerk of Council.

Section 4. That no claim for damages has been filed pursuant to R.C. Section 727.18.

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 pass this ordinance determining the need to proceed with the assessment before Council passes the levying ordinance required by statute by the deadline.

Passed: _____, 2025

Aftab Pureval, Mayor

Attest: _____
Clerk

April 9, 2025

TO: Mayor and Members of City Council 202500638

FROM: Sheryl M. M. Long, City Manager

SUBJECT: **ORDINANCE — 2026 Urban Forestry Special Assessment Determination**

Attached is an ordinance captioned:

LEVYING a special assessment for the Urban Forestry Program for the calendar year 2026, for control of blight and disease of shade trees and for planting, maintaining, trimming, and removing shade trees within the public right-of-way in the City of Cincinnati's Urban Forestry Maintenance District.

The Urban Forestry assessment must be enacted by City Council every year to assure funding for street tree maintenance and planting. An ordinance must be approved by City Council to proceed with the street tree program in accordance with the resolution of necessity previously passed by City Council.

February 20, 2025, Council passed Resolution No. 07-2025 pursuant to Ohio Revised Code (O.R.C.) declaring the necessity of assessing \$0.31 per front foot for the control of blight and disease of shade trees within the public right-of-way. No objections were filed to the special assessment.

This transmittal is the third and final step of a three-step process to establish the special urban forestry assessment for the City of Cincinnati for 2026.

The Administration recommends the adoption of this ordinance.

Attachment I – Ordinance

cc: Jason Barron, Director of Parks
C. Courtney, Division Manager Natural Resources
G. Dienno, Supervisor of Urban Forestry
H. Fairbanks, CFO Parks

KKF

- 2025

LEVYING a special assessment for the Urban Forestry Program for the calendar year 2026 for control of blight and disease of shade trees and for planting, maintaining, trimming, and removing shade trees within the public right-of-way in the City of Cincinnati's Urban Forestry Maintenance District.

WHEREAS, on February 20, 2025, Council passed Resolution No. 7-2025 pursuant to R.C. Section 727.12, declaring the necessity of continuing the Urban Forestry Program for the control of blight and disease of shade trees and for planting, maintaining, trimming, and removing shade trees in the public right-of-way in the City's Urban Forestry Maintenance District, for the calendar year 2026; and

WHEREAS, under Resolution 7-2025, Council also authorized the assessment of properties within the Urban Forestry Maintenance District at the rate of \$0.31 per front foot, and the estimated assessments were prepared and placed on file in the Office of the Clerk of Council; and

WHEREAS, notice of the passage of the resolution was published in a newspaper of general circulation as required by law, and notice by certified mail has been completed to the property owners for whom the assessment amount exceeds \$500; and

WHEREAS, there are no outstanding objections to the estimated assessments; and

WHEREAS, on _____, 2025, Council passed Ordinance No. ____-2025 determining to proceed with the special assessment; and

WHEREAS, Council has determined that the actual cost of the Urban Forestry Program ("Program") does not exceed the estimated cost for the Program for the year 2026; now, therefore,

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

Section 1. That there is levied, in accordance with R.C. Chapter 727, an assessment of \$0.31 per front foot upon the property abutting the public right-of-way and streets within the Urban Forestry Maintenance District, which includes all territory within, and coextensive with, the City's boundaries, for the portion of the cost and expense of said shade tree program for the Urban Forestry Maintenance District for the year 2026.

Section 2. That it is determined that said assessments do not exceed the special benefits resulting from said Urban Forestry Program and do not exceed any statutory limitations.

Section 3. That the special assessment against each lot and parcel of land shall be payable in one annual installment to the Treasurer of Hamilton County, Ohio at the same time and in the same manner as real property taxes, due and payable in December 2025, are paid.

Section 4. That the City Treasurer and the Clerk of Council are directed to certify said assessments to the Auditor of Hamilton County, Ohio to be placed by the Auditor on the Tax List and collected in the same manner as real property taxes are collected for December 2025, as provided by law.

Section 5. That said assessments, when collected, shall be placed into a fund to pay the cost and expense of the Urban Forestry Program and shall be paid out upon proper vouchers in payment of such cost and expense.

Section 6. That the following costs shall be paid out of a fund provided to pay the City's portion of the cost and expense of the shade tree program: the cost of street intersections, any uncollectible assessments on property owned by the federal government or the State of Ohio, assessments on property owned by the City, and any portion of the cost not specifically assessed.

Section 7. That the Clerk of Council is directed to cause notice of this ordinance to be published once in a newspaper of general circulation within the City.

Section 8. That this ordinance shall take effect and be in force from and after the earliest time allowed by law.

Passed: _____, 2025

Aftab Pureval, Mayor

Attest: _____
Clerk

Date: 4/9/2025

To: Mayor and Members of City Council
From: Sheryl M. M. Long, City Manager
Subject: **SPECIAL EVENT PERMIT APPLICATION: Fourth of July at Washington Park**

202500649

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

The particulars of the requested event are as indicated:

EVENT NAME/TITLE: Fourth of July at Washington Park
EVENT SPONSOR/PRODUCER: Washington Park Management Group LLC
CONTACT PERSON: Alex Mangas
LOCATION: Washington Park
DATE(S) AND TIME(S): 07/04/2025 6:00pm—07/04/2025 10:00pm
EVENT DESCRIPTION: Neighborhood Fourth of July celebration at Washington Park.
Highlights include: food trucks, a band and fireworks.
ANTICIPATED ATTENDANCE: 1,000
ALCOHOL SALES: ☒ YES. ☐ NO.
TEMPORARY LIQUOR PERMIT HOLDER IS: 3CDC

cc: Colonel Teresa A. Theetge, Police Chief

Date: 04/09/2025

To: Mayor and Members of City Council 202500650
From: Sheryl M. M. Long, City Manager
Subject: **SPECIAL EVENT PERMIT APPLICATION: Queen City Triathlon, Duathlon & Aquabike**

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

The particulars of the requested event are as indicated:

EVENT NAME/TITLE: Queen City Triathlon, Duathlon & Aquabike
EVENT SPONSOR/PRODUCER: Greenswell LLC
CONTACT PERSON: Craig Thompson
LOCATION: Yeatman's Cove, Sawyer Point, Columbia Parkway, Ohio River
DATE(S) AND TIME(S): 06/22/2025 5:00am—06/22/2025 12:30pm
EVENT DESCRIPTION: Map of Transition Area and site Map: Participants would Start event with Swim in Ohio River, transition from swim to bike at Sawyer, complete prescribed bike course, transition from bike to run at Sawyer, complete their prescribed run course, and then Finish.
ANTICIPATED ATTENDANCE: 1,000
ALCOHOL SALES: ☐ YES. ☒ NO.
TEMPORARY LIQUOR PERMIT HOLDER IS:

cc: Colonel Teresa A. Theetge, Police Chief

Date: 04/09/2025

To: Mayor and Members of City Council 202500652
From: Sheryl M. M. Long, City Manager
Subject: **SPECIAL EVENT PERMIT APPLICATION: Making Strides Against Breast Cancer**

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

The particulars of the requested event are as indicated:

EVENT NAME/TITLE: Making Strides Against Breast Cancer
EVENT SPONSOR/PRODUCER: American Cancer Society
CONTACT PERSON: Melanie Schmid
LOCATION: Yeatman's Cove, Sawyer Point, Mehring Way, Transit Center
DATE(S) AND TIME(S): 10/18/2025 8:00am—10/18/2025 12:00pm
EVENT DESCRIPTION: 5k walk and run for the American Cancer Society Making Strides Against Breast Cancer fundraiser
ANTICIPATED ATTENDANCE: 20,000
ALCOHOL SALES: ☐ YES. ☒ NO.
TEMPORARY LIQUOR PERMIT HOLDER IS:

cc: Colonel Teresa A. Theetge, Police Chief

Date: 4/9/2025

To: Mayor and Members of City Council
From: Sheryl M. M. Long, City Manager
Subject: **SPECIAL EVENT PERMIT APPLICATION: Healthy Wealthy Wise**

202500653

In accordance with Cincinnati Municipal Code, Chapter 765; Devona Thomas has submitted a Special Event Permit Application Form to the Chief of Police. The Special Event Permit Application has been reviewed by the following department(s): Cincinnati Fire Department, Metro, Cincinnati Police Special Events Unit, Traffic and Engineering Department, Traffic and Road Operations Department and The Health Department. There are no objections to issuing the Special Events Permit.

The particulars of the requested event are as indicated:

EVENT NAME/TITLE: Healthy Wealthy Wise
EVENT SPONSOR/PRODUCER: Devona Thomas
CONTACT PERSON: Devona Thomas
LOCATION: 652 Rockdale Ave
DATE(S) AND TIME(S): 5/17/2025 0700am - 700pm
EVENT DESCRIPTION: Community Health Fair
ANTICIPATED ATTENDANCE: 300
ALCOHOL SALES: ☐ YES. ☒ NO.
TEMPORARY LIQUOR PERMIT HOLDER IS:

cc: Colonel Teresa A. Theetge, Police Chief

Date: April 9, 2025

To: Mayor and Members of City Council

From: Sheryl M. M. Long, City Manager

202500654

Subject: Liquor License – TRFO

FINAL RECOMMENDATION REPORT

OBJECTIONS: The Cincinnati Police Department and the Downtown Residents Council

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

APPLICATION: 4148498
PERMIT TYPE: TRFO
CLASS: D5J
NAME: INTERSTADIA DEVELOPMENT LLC
DBA: HYDE AT THE BANKS
36 W FREEDOM WAY
CINCINNATI, OH 45202

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

On March 10, 2025, the Downtown Residents Council was notified and does object.

Police Department Recommendation

☐ Objection ☐ No Objection

David M. Laing, Assistant City Prosecutor

Law Department - Recommendation

☐ Objection ☐ No Objection

MUST BE RECEIVED BY OHIO DIVISION OF LIQUOR CONTROL BY: April 29, 2025.

Date: April 9, 2025

To: Mayor and Members of City Council

From: Sheryl M. M. Long, City Manager

202500655

Subject: Liquor License – NEW

FINAL RECOMMENDATION REPORT

OBJECTIONS: None

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

APPLICATION: 4947907
PERMIT TYPE: NEW
CLASS: D5J
NAME: KWS CALHOUN LLC
DBA: ROWDY PAW
245 CALHOUN ST
CINCINNATI, OH 45219

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

On March 10, 2025, the CUF Neighborhood Association was notified and does not object.

Police Department Recommendation

☐ Objection ☐ No Objection

David M. Laing, Assistant City Prosecutor

Law Department - Recommendation

☐ Objection ☐ No Objection

MUST BE RECEIVED BY OHIO DIVISION OF LIQUOR CONTROL BY: April 15, 2025.

Date: April 9, 2025

To: Mayor and Members of City Council

From: Sheryl M. M. Long, City Manager

202500656

Subject: Liquor License – TRFL

FINAL RECOMMENDATION REPORT

OBJECTIONS: None

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

APPLICATION: 44548850001
PERMIT TYPE: TRFL
CLASS: D1 D2 D3 D3A
NAME: KC CAFÉ BAR LLC
DBA: NONE LISTED
719 E MCMILLAN ST
CINCINNATI, OH 45206

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

On March 10, 2025, the Walnut Hills Area Council was notified and does not object.

Police Department Recommendation

☐ Objection ☐ No Objection

David M. Laing, Assistant City Prosecutor

Law Department - Recommendation

☐ Objection ☐ No Objection

MUST BE RECEIVED BY OHIO DIVISION OF LIQUOR CONTROL BY: April 29, 2025.

April 9, 2025

To: Mayor and Members of City Council

202500688

From: Sheryl M. M. Long, City Manager

Subject: Ordinance – Department of Economic Inclusion: 2025 Business Enterprise Expo Donations

Attached is an Ordinance captioned:

AUTHORIZING the City Manager and employees of the Department of Economic Inclusion (“Department”) to solicit and accept donations of money, in-kind contributions, participation fees, and other things of value from the business community, individual benefactors, and other appropriate sources for the City’s 2025 Business Enterprise Expo; **AUTHORIZING** the Director of Finance to deposit the donated funds into Special Events Fund 314; and **AUTHORIZING** the Department to hold resources donated pursuant to this ordinance, which exceed the total 2025 Business Enterprise Expo expenses, in Special Events Fund 314 to be utilized for future business development events hosted by the Department.

This Ordinance authorizes the City Manager and employees of the Department of Economic Inclusion (DEI) to solicit and accept donations of money, in-kind contributions, participation fees, and other things of value from the Cincinnati business community, individual benefactors, and other appropriate sources for the City’s 2025 Business Enterprise Expo. This Ordinance also authorizes the Director of Finance to deposit donated funds into Special Events Fund 314. Finally, it authorizes DEI to hold donated resources that exceed the total cost of the 2025 Business Enterprise Expo in Special Events Fund 314 to be utilized for future DEI business development events.

DEI is in the early stages of planning the 2025 Business Enterprise Expo for the fall of 2025. This annual event allows DEI-certified businesses to meet larger businesses within the City, promote peer-to-peer networking, and strengthen the relationship between DEI and the City’s business community. DEI will also certify new businesses. Previous events had over 300 attendees and seventy business participants.

Soliciting and accepting donations for the 2025 Business Enterprise Expo is in accordance with the “Collaborate” goal to “[w]ork in synergy with the Cincinnati community” and strategy to “[u]nite our communities” as described on pages 209-211 of Plan Cincinnati (2012).

The Administration recommends passage of this Ordinance.

cc: Andrew M. Dudas, Budget Director
Steve Webb, Finance Director

Attachment



AUTHORIZING the City Manager and employees of the Department of Economic Inclusion (“Department”) to solicit and accept donations of money, in-kind contributions, participation fees, and other things of value from the business community, individual benefactors, and other appropriate sources for the City’s 2025 Business Enterprise Expo; **AUTHORIZING** the Director of Finance to deposit the donated funds into Special Events Fund 314; and **AUTHORIZING** the Department to hold resources donated pursuant to this ordinance, which exceed the total 2025 Business Enterprise Expo expenses, in Special Events Fund 314 to be utilized for future business development events hosted by the Department.

WHEREAS, the Department of Economic Inclusion (“Department”) is in the early stages of planning the 2025 Business Enterprise Expo, which the Department will tentatively host in the fall of 2025; and

WHEREAS, the 2025 Business Enterprise Expo will allow Department-certified businesses (subcontractors) to meet larger businesses (prime contractors) within the City, promote peer-to-peer networking, and strengthen the relationship between the Department and the City’s business community; and

WHEREAS, the Department also will certify new businesses at the 2025 Business Enterprise Expo; and

WHEREAS, the Department has hosted three previous Business Enterprise Expos, all of which had over 300 attendees and seventy business participants; and

WHEREAS, the Department works with event sponsors and donors to coordinate the best use of donated resources; and

WHEREAS, any resources donated pursuant to this ordinance, which exceed the total 2025 Business Enterprise Expo expenses, will be held in Special Events Fund 314 to be utilized for future business development events hosted by the Department; and

WHEREAS, soliciting and accepting donations for the 2025 Business Enterprise Expo is in accordance with the “Collaborate” goal to “[w]ork in synergy with the Cincinnati community” and strategy to “[u]nite our communities” as described on pages 209-211 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 Department of Economic Inclusion (“Department”) are authorized to solicit and accept donations of money, in-kind contributions,

participation fees, and other things of value from the business community, individual benefactors, and other appropriate sources for the City's 2025 Business Enterprise Expo.

Section 2. That the Director of Finance is authorized to deposit the donated funds into Special Events Fund 314.

Section 3. That the Department is authorized to hold resources donated pursuant to this ordinance, which exceed the total 2025 Business Enterprise Expo expenses, in Special Events Fund 314 to be utilized for future business development events hosted by the Department.

Section 4. That the proper City officials are authorized to do all things necessary and proper to comply with the terms of Section 1 through 3.

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

Passed: _____, 2025

Aftab Pureval, Mayor

Attest: _____
Clerk

April 9, 2025

To: Mayor and Members of City Council 202500689

From: Sheryl M. M. Long, City Manager

Subject: **Emergency Ordinance – Health: Waste Reduction Innovation Grant**

Attached is an Emergency Ordinance captioned:

AUTHORIZING the City Manager to apply for, accept, and appropriate a grant of up to \$15,000 from Hamilton County ReSource’s Waste Reduction Innovation grant program to purchase and install community freezers and associated supplies in the Hartwell and Winton Hills Recreation Centers; and **AUTHORIZING** the Director of Finance to deposit the grant funds into Public Health Research Fund revenue account no. 350x8571.

Approval of this Emergency Ordinance authorizes the City Manager to apply for, accept, and appropriate a grant of up to \$15,000 from Hamilton County ReSource’s Waste Reduction Innovation grant program to purchase and install community freezers and associated supplies in the Hartwell and Winton Hills Recreation Centers. This Ordinance further authorizes the Finance Director to deposit the grant funds into Public Health Research Fund revenue account no. 350x8571.

The grant requires a 34.66 percent in-kind local match valued at up to \$5,199.67, which the City will satisfy by assigning an existing Food Equity Coordinator from the Healthy Communities Program to implement the community freezer program. No additional FTEs/full time equivalents are required to accept this grant.

Acceptance of this grant is in accordance with the “Sustain” goal to “[b]ecome a healthier Cincinnati” as described on page 181 of Plan Cincinnati (2012).

The reason for the emergency is the immediate need to accept the funds within the deadline established by the grant and deploy the grant resources in a timely manner.

The Administration recommends passage of this Emergency Ordinance.

cc: Andrew M. Dudas, Budget Director
Steve Webb, Finance Director



Attachment

EMERGENCY

AEP

- 2025

AUTHORIZING the City Manager to apply for, accept, and appropriate a grant of up to \$15,000 from Hamilton County ReSource’s Waste Reduction Innovation grant program to purchase and install community freezers and associated supplies in the Hartwell and Winton Hills Recreation Centers; and **AUTHORIZING** the Director of Finance to deposit the grant funds into Public Health Research Fund revenue account no. 350x8571.

WHEREAS, a Waste Reduction Innovation grant is available from Hamilton County ReSource to reduce waste in Hamilton County; and

WHEREAS, through its Healthy Communities Program, the City will use the grant funds to expand upon its Waste Reduction Innovation pilot program by installing community freezers at the Hartwell and Winton Hills Recreation Centers; and

WHEREAS, the City will work with community partners Food for the Soul and La Soupe to stock the community freezers with meals that are produced from rescued food, with the goal of addressing food waste and insecurity; and

WHEREAS, the community freezers will be placed in an indoor public space at each location for community members to access without screening or judgment; and

WHEREAS, the grant requires a 34.66 percent in-kind local match valued at up to \$5,199.67, which the City will satisfy by assigning an existing Food Equity Coordinator from the Healthy Communities Program to implement the community freezer program; and

WHEREAS, there are no new FTEs/full-time equivalents associated with the grant; and

WHEREAS, acceptance of the grant is in accordance with the “Sustain” goal to “[b]ecome a healthier Cincinnati” as described on page 181 of Plan Cincinnati (2012); now, therefore,

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

Section 1. That the City Manager is authorized to apply for, accept, and appropriate a grant of up to \$15,000 from Hamilton County ReSource’s Waste Reduction Innovation grant program to purchase and install community freezers and associated supplies in the Hartwell and Winton Hills Recreation Centers.

Section 2. That the Director of Finance is authorized to deposit the grant funds into Public Health Research Fund revenue account no. 350x8571.

Section 3. That the proper City officials are authorized to do all things necessary and proper to comply with the terms of the grant and Sections 1 and 2.

Section 4. That this ordinance shall be an emergency measure necessary for the preservation of the public peace, health, safety, and general welfare and shall, subject to the terms of Article II, Section 6 of the Charter, be effective immediately. The reason for the emergency is the immediate need to accept the funds within the deadline established by the grant and deploy the grant resources in a timely manner.

Passed: _____, 2025

Aftab Pureval, Mayor

Attest: _____
Clerk

April 9, 2025

To: Mayor and Members of City Council

202500690

From: Sheryl M. M. Long, City Manager

Subject: Ordinance – Health: UnitedHealthcare Services Grant

Attached is an Ordinance captioned:

AUTHORIZING the City Manager to apply for, accept, and appropriate a grant of up to \$12,000 from UnitedHealthcare Services, Inc. to fund an on-site retinal screening program at the Bobbie Sterne Health Center; and **AUTHORIZING** the Director of Finance to deposit the grant resources into Public Health Research Fund revenue account no. 350x8571.

Approval of this Ordinance authorizes the City Manager to apply for, accept, and appropriate a grant of up to \$12,000 from UnitedHealthcare Services, Inc. to fund an on-site retinal screening program at the Bobbie Sterne Health Center. This Ordinance further authorizes the Finance Director to deposit the grant funds into Public Health Research Fund revenue account no. 350x8571.

The Cincinnati Health Department has already applied for this grant, and United Healthcare has already selected the Cincinnati Health Department as the federally qualified health center in Hamilton County to receive this grant, with program activities to be carried out at the Bobbie Sterne Health Center, but no grant funds will be accepted without the approval of the City Council.

No additional FTEs/full time equivalents or local matching funds are associated with this grant.

Acceptance of this grant is in accordance with the “Sustain” goal to “[b]ecome a healthier Cincinnati” as described on page 181 of Plan Cincinnati (2012).

The Administration recommends passage of this Ordinance.

cc: Andrew M. Dudas, Budget Director
Steve Webb, Finance Director

Attachment



AUTHORIZING the City Manager to apply for, accept, and appropriate a grant of up to \$12,000 from UnitedHealthcare Services, Inc. to fund an on-site retinal screening program at the Bobbie Sterne Health Center; and **AUTHORIZING** the Director of Finance to deposit the grant resources into Public Health Research Fund revenue account no. 350x8571.

WHEREAS, a one-time grant of up to \$12,000 is available to a federally qualified health center (“FQHC”) in Hamilton County from UnitedHealthcare Services, Inc. (“United”) to purchase a retinal imager and enable on-site retinal screening for diabetic patients; and

WHEREAS, this program aims to improve access to comprehensive diabetes care by addressing the high rate of incomplete eye exams among Hamilton County residents with diabetes, with a particular focus on reducing racial disparities in care; and

WHEREAS, retinal screening is a key component of evidence-based diabetes management and helps identify and prevent vision complications associated with diabetic retinopathy; and

WHEREAS, grant activities include the planning, implementation, and evaluation of a retinal screening initiative with a formal quality improvement component, which will involve data collection, progress tracking, and the development of a referral pathway to follow-up eye care when needed to improve outcomes for diabetic patients; and

WHEREAS, the City already applied for this grant and United has already selected the City as the grant recipient, with program activities to be carried out at the Bobbie Sterne Health Center, but no grant funds will be accepted without approval by Council; and

WHEREAS, this grant does not require matching funds, and there are no new FTE/full time equivalents associated with this grant; and

WHEREAS, acceptance of this grant is in accordance with the “Sustain” goal to “[b]ecome a healthier Cincinnati” as described on page 181 of Plan Cincinnati (2012); now, therefore,

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

Section 1. That the City Manager is authorized to apply for, accept, and appropriate a grant of up to \$12,000 from UnitedHealthcare Services, Inc. to fund an on-site retinal screening program at the Bobbie Sterne Health Center.

Section 2. That the Director of Finance is authorized to deposit the grant resources into Public Health Research Fund revenue account no. 350x8571.

Section 3. That the proper City officials are authorized to do all things necessary and proper to comply with the terms of the grant and Sections 1 and 2.

Section 4. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed: _____, 2025

Aftab Pureval, Mayor

Attest: _____
Clerk

April 9, 2025

To: Mayor and Members of City Council

202500691

From: Sheryl M. M. Long, City Manager

Subject: Emergency Ordinance – CMO: Best Point Funding Agreement

Attached is an Emergency Ordinance captioned:

AUTHORIZING the City Manager to execute a Funding Agreement with The Children’s Home of Cincinnati, Ohio dba Best Point Education & Behavioral Health (“Best Point”) to provide one-time operational support for its youth mental health urgent care program; **AUTHORIZING** the transfer and appropriation of \$250,000 from the unappropriated surplus of Cincinnati Health District Fund 416 to the Cincinnati Health Department’s Cincinnati Health District Fund non-personnel operating budget account no. 416x261x7200 to provide one-time operational support to Best Point for its youth mental health urgent care program; and **DECLARING** such expenditure to serve a public purpose.

This Emergency Ordinance authorizes the City Manager to execute a Funding Agreement with Best Point Education & Behavioral Health (“Best Point”) to provide one-time operational support for its youth mental health urgent care program. This Emergency Ordinance also authorizes the transfer and appropriation of \$250,000 from the unappropriated surplus of Cincinnati Health District Fund 416 to the Cincinnati Health Department’s Cincinnati Health District Fund non-personnel operating budget account no. 416x261x7200 to provide one-time operational support to Best Point. Finally, this Emergency Ordinance declares this expenditure to serve a public purpose.

The youth mental health urgent care program operated by Best Point addresses a critical gap in the mental health care system by providing immediate, specialized care for children and families experiencing mental health crises. Best Point’s youth mental health urgent care program offers a compassionate and effective alternative to emergency department visits for youth experiencing mental health crises.

Providing one-time operational support to Best Point’s youth mental health urgent care program is in accordance with the “Sustain” goal to “[b]ecome a healthier Cincinnati” as described on page 181 of Plan Cincinnati (2012).

The reason for the emergency is the immediate need to execute a Funding Agreement with Best Point to ensure access to youth mental health urgent care services in Cincinnati.

The Administration recommends passage of this Emergency Ordinance.

cc: Andrew M. Dudas, Budget Director
Steve Webb, Finance Director

Attachment



EMERGENCY

IMD

- 2025

AUTHORIZING the City Manager to execute a Funding Agreement with The Children's Home of Cincinnati, Ohio dba Best Point Education & Behavioral Health ("Best Point") to provide one-time operational support for its youth mental health urgent care program; **AUTHORIZING** the transfer and appropriation of \$250,000 from the unappropriated surplus of Cincinnati Health District Fund 416 to the Cincinnati Health Department's Cincinnati Health District Fund non-personnel operating budget account no. 416x261x7200 to provide one-time operational support to Best Point for its youth mental health urgent care program; and **DECLARING** such expenditure to serve a public purpose.

WHEREAS, the youth mental health urgent care program operated by The Children's Home of Cincinnati, Ohio dba Best Point Education & Behavioral Health ("Best Point") addresses a critical gap in the mental health care system by providing immediate, specialized care for children and families experiencing mental health crises; and

WHEREAS, Best Point's youth mental health urgent care program offers a compassionate and effective alternative to emergency department visits for youth experiencing mental health crises; and

WHEREAS, Cincinnati Children's Hospital and Medical Center reports that up to 45 percent of the approximately 7,500 annual psychiatric assessments conducted in its emergency department do not result in hospital admission, highlighting a need for alternative mental health resources like the youth mental health urgent care program; and

WHEREAS, providing one-time operational support to Best Point's youth mental health urgent care program is in accordance with the "Sustain" goal to "[b]ecome a healthier Cincinnati" as described on page 181 of Plan Cincinnati (2012); now, therefore,

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

Section 1. That the City Manager is authorized to execute a Funding Agreement with The Children's Home of Cincinnati, Ohio dba Best Point Education & Behavioral Health ("Best Point") to provide one-time operational support for its youth mental health urgent care program.

Section 2. That the transfer and appropriation of \$250,000 from the unappropriated surplus of Cincinnati Health District Fund 416 to the Cincinnati Health Department's Cincinnati

Health District Fund non-personnel operating budget account no. 416x261x7200 is authorized to provide one-time operational support to Best Point for its youth mental health urgent care program.

Section 3. That providing one-time operational support to Best Point for its youth mental health urgent care program is declared to serve a public purpose because it promotes public health by supporting access to mental health care and offering an alternative resource to emergency room visits for youth in Cincinnati.

Section 4. That the proper City officials are authorized to do all things necessary and proper to carry out the provisions of Section 1 through 3.

Section 5. That this ordinance shall be an emergency measure necessary for the preservation of the public peace, health, safety, and general welfare and shall, subject to the terms of Article II, Section 6 of the Charter, be effective immediately. The reason for the emergency is the immediate need to execute a Funding Agreement with Best Point to ensure access to youth mental health urgent care services in Cincinnati.

Passed: _____, 2025

Aftab Pureval, Mayor

Attest: _____
Clerk

*Interdepartmental
Correspondence Sheet*

April 9, 2025

TO: Mayor and Members of City Council

202500692

FROM: Sheryl M.M. Long, City Manager

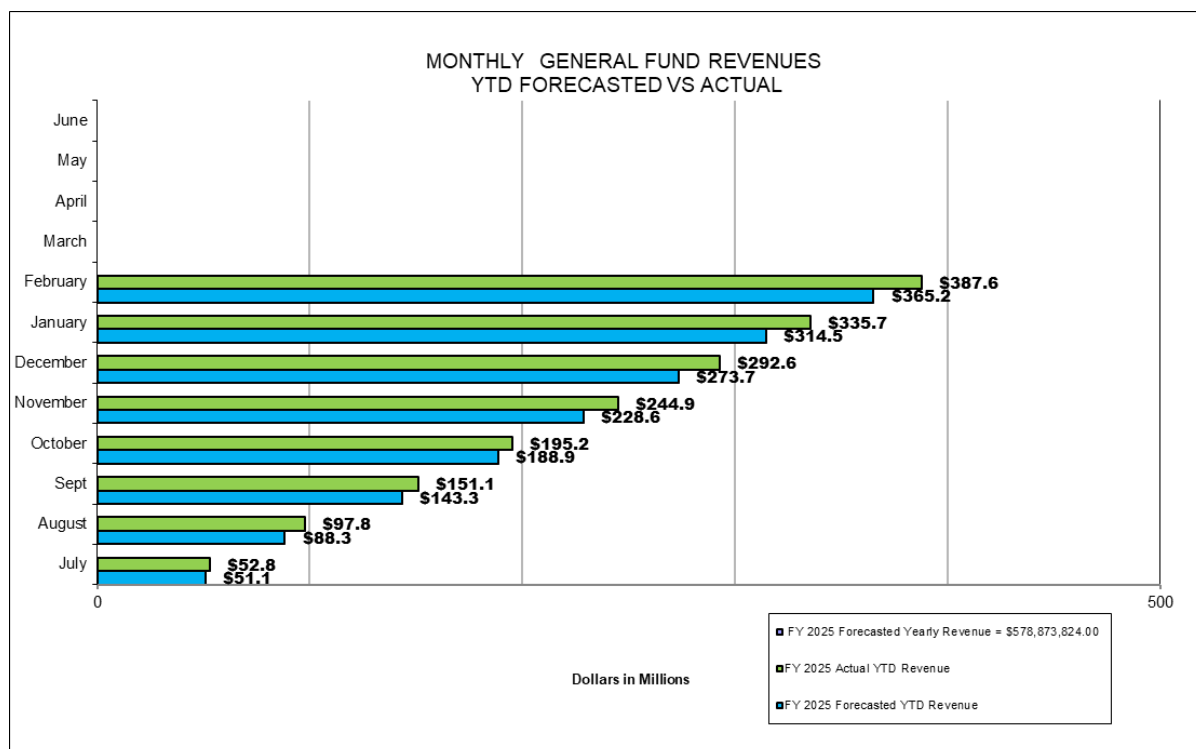
SUBJECT: Department of Finance Reports for the Month Ended February 28, 2025

***FEBRUARY 2025
MONTHLY FINANCIAL REPORTS***

The following report provides an update on the City of Cincinnati's financial condition as of the month ending February 28, 2025. This report represents the eighth report for the new 2025 fiscal year, ending June 30, 2025. Variances are based on current year estimates and prior year activity in attached schedules.

A more detailed explanation of revenues and expenditures is attached for review, including reports comparing the current year's actual revenue vs. forecasted revenue and prior year's actual revenue vs. current year actual revenue. Both of those reports are presented on a monthly and year-to-date basis.

The chart below portrays the performance of actual revenue collected against the forecasted revenue collected through February 28, 2025 and shows that actual revenue of \$387.6 million was above forecasted revenue of \$365.2 million by \$22.4 million.



The major revenue components of the General Fund are listed in the table below. This table highlights the year-to-date variance (favorable and unfavorable) in General Fund revenue collections as compared to forecasted revenue collections. Each major category that differs significantly from forecasted collections will be discussed in further detail.

GENERAL FUND REVENUE SOURCES

	FAVORABLE VARIANCE	(UNFAVORABLE) VARIANCE	PERCENTAGE VARIANCE
General Property Tax	215,174		0.51%
City Income Tax	10,178,887		4.48%
Admissions Tax	1,658,597		21.96%
Short Term Rental Excise Tax	282,897		22.69%
Licenses & Permits	1,091,940		5.30%
Fines, Forfeitures, & Penalties		(\$177,988)	-5.14%
Investment Income	3,936,245		52.62%
Local Government	349,294		3.31%
Casino	23,111		0.31%
Police	1,165,117		21.34%
Buildings and Inspections	92,918		2.39%
Fire		(\$698,367)	-9.33%
Parking Meter	13		0.04%
Other	4,222,426		20.20%
	23,216,619	(\$876,355)	
Difference	22,340,264		

General Fund (favorable variance) is \$22.4 million above the amount forecasted through February in the FY 2025 Budget. This is the eighth month's report for the fiscal year. What follows is an explanation of significant variances of individual General Fund revenue components.

Income Taxes (favorable variance) is \$10.2 million above the forecasted amount. Higher net profits are contributing to the variance. Withholdings are also coming in higher than anticipated.

Admissions Tax (favorable variance) is up \$1.7 million above the forecasted amount. An extra home football game, increase in concert events, and new revenue from marketplace facilitators make up the variance in this category.

Short Term Rental Tax (favorable variance) is up \$283k above the forecasted amount. The number of short term rentals and the use of the rentals is trending higher than expected so far this fiscal year.

Investment Income (favorable variance) is \$3.9 million above the forecasted amount. Reinvestment rates are trending higher than expected and more cash is being actively managed than originally planned to take advantage of the current market conditions.

Police (favorable variance) is \$1.2 million above the forecasted amount. Detail revenues are exceeding estimates so far this year.

Fire (unfavorable variance) is \$698k below the forecasted amount. CFD's EMS collector has started to submit payments again since the cyberattack earlier this calendar year. This variance should decrease in the coming months as more receipts are received, however, the revenue may not reach estimated amount due to lingering effects of the cyberattack.

Other (favorable variance) is up \$4.2 million from the forecasted amount. An unexpected payment from the County and the reclassification of the Mercy clawback payment to this revenue category represent a large portion of this variance. In addition, there are many other revenue sources in this category which fluctuate monthly. The Finance Department will monitor this category closely.

Restricted Funds:

Parking Systems Facilities (favorable variance) is up \$783k from the forecasted amount. Special events have created higher demand than estimated and there was a receipt that was made this year from a prior year billing that increased the variance. Parking systems are also experiencing more activity as businesses are establishing hybrid work schedules.

Convention Center (favorable variance) is \$1.5 million above the forecasted amount. New revenue is not estimated for FY 2025 as no events will be taking place, however the facility's final receipts for FY 2024 were received this fiscal year. TOT revenue is also exceeding estimates.

Sawyer Point (favorable variance) is up \$304k from the forecasted amount. Parking revenue at the park has increased from last year which is leading to a positive variance.

Submitted herewith are the following Department of Finance reports:

1. Comparative Statement of Revenue (Actual, Forecast and Prior Year) as of February 28, 2025.
2. Audit of the City Treasurer's Report for the month ended January 31, 2025.
3. Statement of Balances in the various funds as of February 28, 2025.

By approval of this report, City Council appropriates the revenues received in the various restricted funds on the attached Statement of Balances and as stated in greater detail on the records maintained by the Department of Finance, Division of Accounts & Audits. Such revenues are to be expended in accordance with the purposes for which the funds were established.

c: William "Billy" Weber, Assistant City Manager
Steve Webb, Finance Director

April 9, 2025

To: Mayor and Members of City Council

From: Sheryl M. M. Long, City Manager 202500705

Subject: Ordinance – Amending Administrative Code to Amend Term Limits

Attached is an Ordinance captioned:

MODIFYING Article XV, “Retirement System,” of the Administrative Code of the City of Cincinnati by **AMENDING** Section 1, “Board of Trustees,” to revise the limitation on the terms of board members and to harmonize the Administrative Code with the provisions of the Collaborative Settlement Agreement reached in *Sunyak, et. Al. v. City of Cincinnati, et. Al.*, Case Number 1:11-cv-445 in the U.S. District Court, Southern District of Ohio, Western Division.

To help ensure a healthy Cincinnati Retirement System Board of Trustees, one with fresh members, institutional knowledge, and active participation.

Ordinance changes:

- a. Incumbents members may return to the CRS Board after taking a term off (4 years).
- b. Allow temporary appointments, up to 300 days, to fill vacancies on the Board until a new Board member is elected.
- c. If waiting for a successor, Board member can extend their term up to 180 days if the election process began at least 120 days before a board member’s term expires to avoid delays.

Cc: Jon Salstrom, Retirement Director
William “Billy” Weber, Assistant City Manager

MODIFYING Article XV, “Retirement System,” of the Administrative Code of the City of Cincinnati by **AMENDING** Section 1, “Board of Trustees,” to revise the limitation on the terms of board members and to harmonize the Administrative Code with the provisions of the Collaborative Settlement Agreement reached in Sunyak, et. al. v. City of Cincinnati, et. al., Case Number 1:11-cv-445 in the U.S. District Court, Southern District of Ohio, Western Division.

WHEREAS, on May 7, 2015, the City entered into a Collaborative Settlement Agreement (“CSA”) to resolve multiple consolidated court cases against the City that were pending in the U.S. District Court for the Southern District of Ohio, Western Division, Case Number 1:11-cv-445; and

WHEREAS, the terms of the CSA prevail over conflicting provisions of Article XV of the Administrative Code; and

WHEREAS, harmonizing the Administrative Code to the terms of the CSA and current policies and procedures of the Cincinnati Retirement System provides increased clarity and transparency; and

WHEREAS, the Cincinnati Retirement System Board (“Board”) wants to amend the limitation on the number of terms which board members may serve to provide flexibility and continuity in Board membership and to maintain attendance of a sufficient number of Board members for quorum; and

WHEREAS, the Board has voted to amend the limitation on the number of terms that board members may serve to provide that members may serve a maximum of three consecutive terms, after which board members must wait at least four years before they are eligible to serve again; now, therefore,

BE IT ORDAINED by the Council of the City of Cincinnati, State of Ohio, with three-fourths of its members concurring:

Section 1. That Section 1, “Board of Trustees,” of Article XV, “Retirement System,” of the Administrative Code of the City of Cincinnati is amended as follows:

ARTICLE XV. – RETIREMENT SYSTEM

Sec. 1. Board of Trustees.

- a) The general administration and responsibility for the proper operation of the retirement system shall be vested in a board of trustees. The board of trustees shall consist of nine members:

- i. Four members with qualifications specified in subsection (b) shall be appointed by the Mayor with the advice and consent of Council.
 - ii. Two members, who shall be employee members of the system, shall be elected by deferred members and active members, as defined in Sections 203-1-D and 203-1-A2, who are not currently receiving a retirement benefit.
 - iii. Three members, who shall be retired members of the system, shall be elected by persons who are receiving retirement allowances, optional benefits, or survivor benefits from the system.
- b) At least two of the ~~appointed~~ members who are appointed to of the board pursuant to Article XV, Section 1(a)(i) shall have the following qualifications:
- i. Baccalaureate degree from an accredited college or university in finance, economics, business, or other field of study involving financial management; or
 - ii. A minimum of ten years of experience in pension administration, pension actuarial practice, institutional investment management, employee benefits/investment law, banking, asset/liability management for an insurance company, or university or college professor with a focus on fiduciary or trust fund law or quantitative background in financial theory or actuarial math.
 - iii. The appointed member shall not have any business, personal, or family interests related to the city or the retirement system that would constitute a conflict of interest, or that would create the appearance of a conflict of interest, with the duties of a trustee. Being a member of the Cincinnati Retirement System or a beneficiary of the Cincinnati Retirement System shall not constitute a conflict of interest.
 - iv. Residency shall not be considered as a qualification for any appointed member.
 - v. A current or former elected city official appointed as a member of the board pursuant to this section does not have to meet the requirements of subsection b)i and b)ii of this section. No more than two current or former elected city officials appointed as members of the board pursuant to this section shall be eligible to simultaneously serve as members of the board.
- c) Board members shall have terms of the following lengths ~~serve four-year terms, except that:~~
- i. Mayoral appointees: Members who are appointed to the board pursuant to Article XV, Section 1(a)(i) may have a term of any length of time not exceeding four years. ~~when the Mayor makes initial appointments to the board under this Article, the Mayor shall appoint two members to serve~~

four-year terms, and two members to serve two-year terms, so that the terms overlap to establish continuity in board membership from year to year.

- ii. Elected members: Members who are elected to the board pursuant to Article XV, Section 1(a)(ii) or (iii) shall serve a term of four years for the initial election of the board members elected pursuant to subsection a)ii of this section, the active employee candidate with the highest vote total shall serve a four-year term and the active employee candidate with the next highest vote total shall serve a two-year term.
- iii. for the initial election of the board members elected pursuant to subsection a)iii of this section, the two retiree candidates with the two highest vote totals shall serve four-year terms and the retiree candidate with the third highest vote total shall serve a two-year term.
- d) Term limits: Each No board member may serve up to three four-year terms either consecutive or non-consecutive, except that persons serving two-year terms upon their initial appointments to the board may serve the initial term and two subsequent four-year terms consecutive terms consisting of more than twelve years. Appointment to an unexpired term shall be counted against the term limitation except that an interim term of no more than 300 days as provided under Article XV, Section (1)(f) shall not be counted against the term limitation under this subsection. A board member shall not be eligible for appointment or election to a subsequent term if serving the full subsequent term will cause the board member to exceed the twelve-year limitation.
- e) Effect of break in service: Re-election or re-appointment to the board after a break in service of less than four years shall be treated as a consecutive term and will be counted against the term limitation under Article XV, Section (1)(d). A board member who reaches the term limit in Article XV, Section 1(d) becomes eligible to serve on the board again four years after the board member left the board. If elected or appointed after the four-year break in service, a new term limit of no more than twelve consecutive years shall apply.
- ef) Each board member shall hold office from the first date of the term until the end of the term for which the member was appointed or elected. Any member appointed to fill a vacancy occurring before the expiration of the term for which the member's predecessor was appointed shall hold office for the remainder of the unexpired term. Any member shall continue in office after the expiration date of the member's term until the member's successor takes office, or until a period of thirty180 days has elapsed, whichever occurs first. The election process shall begin at least 120 days prior to the end of an active board member's term.
- i. Appointed members: A vacancy on the board shall be filled in the same manner as the original appointment. If a vacancy occurs in the middle of a term, the member appointed to fill the vacancy shall serve the remainder of the vacated term.

- ii. ~~Elected members: If the remaining portion of the unexpired term is nine months or less, the position will remain vacant until the next regularly-scheduled election. If the remaining portion of the unexpired term is more than nine months, an election to elect a new board member shall be held in accordance with the election rules promulgated by the board.~~If a vacancy occurs in the position of a board member and the remaining portion of the member's unexpired term is 300 days or less no election shall be held to fill the unexpired term. If a vacancy occurs in the position of a board member and the remaining portion of the member's unexpired term is more than 300 days, an election shall be held to fill the unexpired term.
- iii. If a vacancy occurs in the position of a board member elected pursuant to Article XV, Section 1(a)(ii) the remaining active member shall select an active member of the system as an interim replacement to serve until the term ends or until an active member is elected to fill the vacancy.
- iv. If a vacancy occurs in the position of a board member elected pursuant to Article XV, Section 1(a)(iii) the remaining retiree members shall select a retiree member of the system as an interim replacement to serve until the term ends or until a retiree member is elected to fill the vacancy.
- fg) An entity authorized to appoint or elect a member under subsection a) shall remove its appointee or representative from the board for any act of misconduct involving the trustee's duties, including breach of fiduciary duty and failure to properly discharge the duties of the trustee, to the extent permitted by state law.
- gh) The board shall meet regularly and shall convene other meetings at the request of the chairperson or a majority of the members. A member who fails to attend at least two-thirds of the regular and special meetings of the board during any two-year period forfeits membership on the board.
- hi) The board shall report to council at least annually on the following issues:
 - i. Success at meeting the investment and funding objectives.
 - ii. Investment performance and attribution.
 - iii. Compliance with conflict of interest and ethics policies.
 - iv. Compliance with benefit delivery policies.
 - v. Results of external and internal audit findings and follow-up efforts.
 - vi. Board member attendance, travel, and educational efforts.
- ij) The board shall vote to disqualify any candidate from seeking election to the board or any member from remaining as a board trustee for any of the following reasons:

- i. Finding of dishonesty in any civil proceeding or disciplinary decision.
- ii. Conviction of a felony for an act committed while the candidate or member was an adult.
- iii. Failure to comply with election requirements established by the board.

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

Passed: _____, 2025

Aftab Pureval, Mayor

Attest: _____
Clerk

Deletions are indicated by strikethrough; additions are indicated by underline.

March 6, 2025

Hon. Aftab Pureval Mayor
City of Cincinnati
801 Plum St., Suite 150
Cincinnati, OH 45202

Members of City of Cincinnati City Council c/o Clerk of Council
City of Cincinnati
801 Plum St., Suite 308
Cincinnati, OH 45200

Subject: Summary of Changes to Municipal Code on Term Limits – Article XV, “Cincinnati Retirement System”

Overview:

Article XV, Section 1 of the Administrative Code aligns the term limits and governance of the Cincinnati Retirement System (CRS) Board of Trustees with the provisions of the 2015 Collaborative Settlement Agreement (CSA). The Board of Trustees proposes amending Article XV, Section 1 to provide increased flexibility, continuity, and transparency in Board operations.

Key Changes:

1. Term Lengths:
 - In the previous version, mayoral appointees served fixed four-year terms, with initial appointments staggered for continuity.
 - The updated ordinance allows mayoral appointees to have terms of any length up to four years rather than a mandatory four-year term.
 - Elected members continue to serve four-year terms.
2. Board Member Term Limits & Break in Service:
 - Members may serve up to three consecutive four-year terms (12 years total).
 - After reaching the limit, members must wait at least four years before becoming eligible for reappointment or re-election.
3. Appointments and Elections:
 - Allow temporary appointments, up to 300 days, to fill vacancies on the Board until a new Board member is elected.
4. Holdover Period & Election Process
 - Previously, Board members could stay in office for up to 30 days after their term expired while awaiting a successor.
 - The revised ordinance extends this to 180 days and specifies that elections must begin at least 120 days before a board member’s term expires to avoid delays.

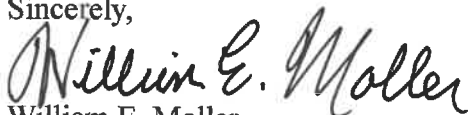
5. Governance Enhancements:

- Develop methods to increase potential candidate interest in elected CRS Board positions. CRS staff will add this to the education conducted with city employees, including new employee orientation, mid-career, and those entering retirement. An example of a pre-election communication to CRS members is attached. In addition, the number of required nomination signatures is reduced from 25 to 15.

Impact:

These amendments ensure compliance with the CSA, enhance board stability, and maintain a sufficient number of active board members for quorum. By implementing structured term limits and governance requirements, the CRS Board can effectively oversee the pension system while allowing fresh leadership over time.

Sincerely,



William E. Moller

Chair, Cincinnati Retirement System Board

cc: Sheryl Long, City Manager
William Weber, Assistant City Manager
Jon Salstrom, CRS Executive Director

Attachment (Memorandum – Trustee Roles, Responsibilities and Upcoming Elections)

MEMORANDUM

To: CRS Members

Subject: CRS Board of Trustees – Roles, Responsibilities, and Upcoming Election

Dear CRS Members,

To encourage participation in the next CRS Board of Trustees election, this brief description of roles and responsibilities is provided.

The CRS Board of Trustees plays a vital role in overseeing the financial health and governance of the Retirement System. As stewards of the CRS Trust, the Board has exclusive authority for approving the CRS budget, investment policy, asset allocation strategy, and investments to ensure the system's long-term sustainability. Committees of the CRS Board include the following: Investment Committee, Governance Committee, Benefits Committee, Performance Evaluation Committee, Elections Committee, and 115 Healthcare Trust Subcommittee.

Board Composition

The CRS Board consists of nine (9) members:

- **2 Active Employee Representatives**
- **3 Retiree Representatives**
- **4 Mayoral Appointees**

Active and Retiree Trustees are elected by their respective peers and serve four-year terms. These elections are staggered, ensuring continuity and stability within the Board. The CRS Board holds meetings each month with time commitment averaging 5-10 hours per month.

Fiduciary Responsibility

All Board members are entrusted with a fiduciary duty to act in the best interest of the CRS active and retired membership. This includes making sound financial decisions and maintaining transparency in governance.

Upcoming Election

The next Active Trustee election is scheduled for **Spring 2026**. Members are encouraged to stay informed and participate in the electoral process to ensure strong representation on the Board.

For more information, please visit the CRS Board of Trustees website: <https://www.cincinnati-oh.gov/retirement/crs-board-of-trustees/>

Thank you for your attention and commitment to the success of the CRS.

April 9, 2025

To: Mayor and Members of City Council

202500719

From: Sheryl M. M. Long, City Manager

Subject: Ordinance – Recovery of Cost Related to Nuisances

Attached is an Ordinance captioned:

MODIFYING the provisions of Title XVI, “Neighborhood Quality of Life Uniform Code,” and Title VX, “Code Compliance and Hearings,” of the Cincinnati Municipal Code by **ORDAINING** new Section 1601-95, “Cost of Abating a Public Nuisance,” and **AMENDING** Section 1501-27, “Civil Proceedings,” to provide additional remedies to recover costs of abating public nuisances or enforcement.

The city departments enforcing ordinances to protect the public from nuisances work to have the people responsible for creating the nuisances abate them. These nuisances include demolition of unsafe buildings, weed cutting, litter clean up, graffiti removal and other nuisances harmful to communities. When a violator will not timely abate a nuisance having exhausted available enforcement remedies, the city must step in to abate the nuisance and face collecting the costs. This ordinance clarifies the methods and legal remedies the city may use to recover costs when the people responsible for nuisances refuse to pay for municipal abatement voluntarily.

It is important for the City of Cincinnati to summarily abate nuisances timely to minimize the harm to neighborhoods when owners fail to comply. This ordinance will give the city the options to more effectively hold the offenders responsible for the high costs of abatement. The ability to see that those individual violators rather than the public pay abatement costs will serve as a deterrent to repeat violations. And higher rates of recovery of abatement costs and associated expenses will help ensure resources are available to cover the rising costs of municipal nuisance abatement in the future.

The Administration recommends passage of this Ordinance.

CC: Art Dahlberg, Buildings and Inspections Director
William “Billy” Weber, Assistant City Manager

MODIFYING the provisions of Title XVI, “Neighborhood Quality of Life Uniform Code,” and Title XV, “Code Compliance and Hearings,” of the Cincinnati Municipal Code by **ORDAINING** new Section 1601-95, “Cost of Abating a Public Nuisance,” and **AMENDING** Section 1501-27, “Civil Proceedings,” to provide additional remedies to recover costs of abating public nuisances or enforcement.

WHEREAS, ensuring safe and clean communities and securing and maintaining the condition of City neighborhoods are core functions of the City; and

WHEREAS, the City expends significant public funds for direct action to abate hazards and threats to the public, as well as to enforce health and safety laws; and

WHEREAS, the City’s enforcement efforts require disproportionate expenditure of time and resources achieving compliance for particular actors and Council desires to ensure the burden of enforcement falls on those who threaten public health, safety, and welfare; and

WHEREAS, Council finds it necessary to provide the City with all appropriate tools necessary to ensure flexibility to combat all threats to its communities; now, therefore,

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

Section 1. That new Section 1601-95, “Cost of Abating a Public Nuisance,” of the Cincinnati Municipal Code is ordained as follows:

Sec. 1601-95. - Cost of Abating a Public Nuisance.

- (a) Whenever there exists a public nuisance; a condition or action that adversely affects the health, safety, or welfare of any person; a condition or activity lacking a required or necessary permit or license, the City may recover the total cost associated with obtaining compliance; abating the condition; or enforcement using any method authorized by law from the responsible party including but not limited to one or more of the following methods:
 - (1) Invoice the party responsible;
 - (2) Place a lien on the benefitted property in accordance with the process set forth in Ohio Revised Code Sections 715.26, 715.261, and 731.54 or any successor sections;

- (3) Obtain a judgment from the responsible party, property owner, or person in control of the benefitted property at the time the costs were incurred through a civil action;
 - (4) File a lien against and pursue a foreclosure of the benefitted property in accordance with the process set forth in Ohio Revised Code Sections 323.65 to 323.79, and 715.261(B)(3) or any successor sections; or
 - (5) Invoice the property owner or person in control of the benefitted property pursuant to the quarterly fee schedule established under Section 1101-85 of the CMC.
- (b) For the purposes of this section, the following words and phrases shall have the following meaning:
- (1) “Public nuisance” shall mean any premises, property, lot, structure, building, chattel, vehicle, animal, condition, or activity, which is dangerous, hazardous, diseased, dilapidated, decayed, unsafe, or unsanitary; detrimental to the public health, safety, and welfare, or well-being of the surrounding area; or otherwise not in compliance with any building, housing, zoning, fire, safety, air pollution, environmental, health, or sanitation ordinance or statute.
 - (2) “Responsible party” means any individual, firm, corporation, association, partnership, agent, operator, trust, estate, syndicate, cooperative, or any entity recognized by law, or anyone: (i) in charge or in control of land, a structure, or chattel where there is a public nuisance; (ii) responsible for the creation, existence, commission, and/or maintenance of a condition or action that adversely affects the health, safety, or welfare of any person; or (iii) responsible for the creation, existence, commission, and/or maintenance of a condition or activity lacking a required or necessary permit or license.
 - (3) “Total cost” means the sum of the following costs incurred or borne by the City: any costs related to the use of employees, materials, or equipment of the City; any accrued quarterly code enforcement monitoring fees resulting from abatement activities associated with Section 1101-64(2)(a)(iv); any costs related to contracts for labor, materials, or equipment; and any costs related to issuance or service of notice or publication required under this chapter. “Total cost” includes, but is not limited to, any attorney’s fees, costs of inspection, administrative and support staff fees, property maintenance costs, court costs, title search fees, process server fees, and skip tracing expenses; any costs of police, fire, and medical services provided to respond, abate, prosecute, litigate, obtain compliance, or enforce; any costs of collection or prosecution, including discovery and deposition expenses; and any costs of providing emergency temporary housing authorized by this Code.

Section 2. That Section 1501-27, “Civil Proceedings,” of the Cincinnati Municipal Code is amended as follows:

Sec. 1501-27. - Civil Proceedings.

- (a) Whenever an officer charged with the enforcement of the Cincinnati Municipal Code is satisfied that a provision that officer is charged to enforce, or that an order or direction made in pursuance of the enforcement of this Code has not been complied with, or is being disregarded, or a law in force in the City applicable to the same subject matter, has been violated or is about to be violated, or there exist conditions that adversely affect the health, safety, or welfare of the public, the City Solicitor is authorized to institute civil proceedings. Civil proceedings may be brought in the name of the City, and may include claims for injunction, mandatory relief, restraining orders, damages, the appointment of a receiver, recovery of any reasonable cost incurred by the City abating the condition or enforcement of this Code, and such other relief as may be allowed in law or equity.
- (b) Institution of civil proceedings does not exclude criminal proceedings as may be authorized by the Cincinnati Municipal Code or charging a person with a civil offense as authorized by this Title.
- (c) Any person found to have violated, attempted to violate, created the imminent threat of a violation, or committed chronic violations of this Code or other law or regulation the City or its officials are charged to enforce shall be enjoined from the violation.
- (d) Treble damages and costs as authorized under the CMC may be awarded to the City for any injury or damages suffered by the City if sustained as a consequence of a willful violation, failure, or omission.

Section 3. 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 4. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed: _____, 2025

Aftab Pureval, Mayor

Attest: _____
Clerk

Deletions are indicated by strikethrough; additions are indicated by underline.

April 9, 2025

To: Mayor and Members of City Council

From: Sheryl M. M. Long, City Manager

Subject: **Emergency Ordinance – Office of Human Relations (OHR):
Greater Cincinnati Foundation Grant**

Attached is an Emergency Ordinance captioned:

AUTHORIZING the City Manager to accept and appropriate a grant of \$1,000 from the Greater Cincinnati Foundation Harry F. and Mary Ann Fry Fund into City Manager's Office General Fund non-personnel operating budget account no. 050x101x7200 to provide resources for the operation of the City's Office of Human Relations; and **AUTHORIZING** the Director of Finance to deposit the grant resources into General Fund revenue account no. 050x8572.

This Emergency Ordinance authorizes the City Manager to accept and appropriate a grant of \$1,000 from the Greater Cincinnati Foundation Harry F. and Mary Ann Fry Fund into City Manager's Office General Fund non-personnel operating budget account no. 050x101x7200 to provide resources for the operation of the City's Office of Human Relations. This Emergency Ordinance also authorizes the Director of Finance to deposit the grant funds into General Fund revenue account no. 050x8572.

There was no application process for the grant, as the Foundation approached the City to offer the grant. City Council authorization is required to accept and appropriate the grant. The grant does not require local matching resources or new FTEs/full time equivalents.

This Emergency Ordinance 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 page 207-212 of Plan Cincinnati (2012).

The reason for the emergency is the immediate need to accept grant resources in a timely manner.

The Administration recommends passage of this Emergency Ordinance.

cc: Andrew M. Dudas, Budget Director
Steve Webb, Finance Director

Attachment



EMERGENCY

MSS

-2025

AUTHORIZING the City Manager to accept and appropriate a grant of \$1,000 from the Greater Cincinnati Foundation Harry F. and Mary Ann Fry Fund to City Manager's Office General Fund non-personnel operating budget account no. 050x101x7200 to provide resources for the operation of the City's Office of Human Relations; and **AUTHORIZING** the Director of Finance to deposit the grant resources into General Fund revenue account no. 050x8572.

WHEREAS, a grant of \$1,000 is available from the Greater Cincinnati Foundation Harry F. and Mary Ann Fry Fund to provide resources for the operation of the City's Office of Human Relations; and

WHEREAS, the grant did not require an application, because the Foundation approached the City to offer the grant, which is how Fry Fund grants have been offered in previous years; and

WHEREAS, the grant requires no matching funds, and there are no new FTEs/full time equivalents associated with the grant; and

WHEREAS, accepting this grant 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); now, therefore,

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

Section 1. That the City Manager is authorized to accept and appropriate a grant of \$1,000 from the Greater Cincinnati Foundation Harry F. and Mary Ann Fry Fund to City Manager's Office General Fund non-personnel operating budget account no. 050x101x7200 to provide resources for the operation of the City's Office of Human Relations.

Section 2. That the Director of Finance is authorized to deposit the grant resources into General Fund revenue account 050x8572.

Section 3. That the proper City officials are authorized to do all things necessary and proper to carry out the terms of the grant and Sections 1 and 2.

Section 4. That this ordinance shall be an emergency measure necessary for the preservation of the public peace, health, safety, and general welfare and shall, subject to the terms

of Article II, Section 6 of the Charter, be effective immediately. The reason for the emergency is the immediate need to accept grant resources in a timely manner.

Passed: _____, 2025

Aftab Pureval, Mayor

Attest: _____
Clerk

April 9, 2025

To: Mayor and Members of City Council

202500722

From: Sheryl M. M. Long, City Manager

**Subject: Emergency Ordinance – Department of Public Services (DPS):
Appropriation of Obsolete Fleet Sales and Subrogation
Proceeds**

Attached is an Emergency Ordinance captioned:

AUTHORIZING the transfer and appropriation of \$145,786.02 from the unappropriated surplus of Miscellaneous Permanent Improvement Fund 757 to capital improvement program project account no. 980x981x232522 “Fleet Replacements – Obsolete,” to acquire automotive and motorized equipment funded by the sale and subrogation proceeds of obsolete automotive and motorized equipment.

This Emergency Ordinance authorizes the transfer and appropriation of \$145,786.02 from the unappropriated surplus of Miscellaneous Permanent Improvement Fund 757 to capital improvement program project account no. 980x981x232522 “Fleet Replacements – Obsolete,” for the purpose of acquiring automotive and motorized equipment funded by the sale and subrogation proceeds of obsolete automotive and motorized equipment.

Between November 2024 and February 2025, the Department of Public Services collected \$145,786.02 from the disposal or auction of obsolete equipment and proceeds of subrogation payments for damage to City vehicles, which was deposited in Miscellaneous Permanent Improvement Fund 757.

Acquiring fleet replacements funded by the sale and subrogation proceeds of obsolete automotive and motorized equipment is in accordance with the “Sustain” goal to “[m]anage our financial resources” as described on pages 199-205 of Plan Cincinnati (2012).

The reason for the emergency is the immediate need to acquire necessary automotive and motorized equipment.

The Administration recommends passage of this Emergency Ordinance.

cc: Andrew M. Dudas, Budget Director
Steve Webb, Finance Director



Attachment

EMERGENCY

AEP

- 2025

AUTHORIZING the transfer and appropriation of \$145,786.02 from the unappropriated surplus of Miscellaneous Permanent Improvement Fund 757 to capital improvement program project account no. 980x981x232522, “Fleet Replacements – Obsolete,” to acquire automotive and motorized equipment funded by the sale and subrogation proceeds of obsolete automotive and motorized equipment.

WHEREAS, between November 2024 and February 2025, the Department of Public Services collected \$145,786.02 from the disposal or auction of obsolete equipment and proceeds of subrogation payments for damage to City vehicles, which was deposited in Miscellaneous Permanent Improvement Fund 757; and

WHEREAS, acquiring fleet replacements funded by the sale and subrogation proceeds of obsolete automotive and motorized equipment is in accordance with the “Sustain” goal to “[m]anage our financial resources” as described on pages 199-205 of Plan Cincinnati (2012); now, therefore,

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

Section 1. That the transfer and appropriation of \$145,786.02 from the unappropriated surplus of Miscellaneous Permanent Improvement Fund 757 to capital improvement program project account no. 980x981x232522, “Fleet Replacements – Obsolete,” is authorized to acquire automotive and motorized equipment funded by the sale and subrogation proceeds of obsolete automotive and motorized equipment.

Section 2. That the proper City officials are authorized to do all things necessary and proper to carry out the terms of Section 1.

Section 3. That this ordinance shall be an emergency measure necessary for the preservation of the public peace, health, safety, and general welfare and shall, subject to the terms

of Article II, Section 6 of the Charter, be effective immediately. The reason for the emergency is the immediate need to acquire necessary automotive and motorized equipment.

Passed: _____ 2025

Aftab Pureval, Mayor

Attest: _____
Clerk

April 9, 2025

To: Mayor and Members of City Council

From: Sheryl M.M. Long, City Manager

202500732

Subject: Emergency Ordinance – Approving and Authorizing a CRA Tax Abatement with 33 W. Fourth St, LLC

Attached is an Emergency Ordinance captioned:

APPROVING AND AUTHORIZING the City Manager to execute a Community Reinvestment Area Tax Exemption Agreement with 33 W. Fourth St, LLC, thereby authorizing a twelve-year tax exemption for 100 percent of the value of improvements made to real property located at 33 W. Fourth Street in the Downtown neighborhood of Cincinnati, in connection with the remodeling of an existing building into approximately 41,737 square feet of commercial space including a boutique hotel with approximately 44 guest rooms, at a total construction cost of approximately \$12,400,000.

STATEMENT

HOTELS: The addition of these hotel rooms will relieve Cincinnati's existing and worsening hotel demand issue; a healthy hotel room supply benefits residents by increasing tourist's spending within city-limits instead of regional alternatives and decreasing necessity for the widespread proliferation of short-term-rentals (STR), ultimately allowing for more STR to long-term housing conversion.

BACKGROUND/CURRENT CONDITIONS

The project involves the renovation of 33 West Fourth Street located in the Central Business District. The three to four-story building is vacant and has long been in a state of disrepair, with barricade orders dating back to 2015. 33 W Fourth St. LLC, an affiliate of Blue Suede Hospitality Group, plans to renovate the building resulting in a new 42,000 square foot, 44-room boutique hotel with 1,200 square feet of additional commercial retail space on the first floor. 33 W Fourth St. LLC submitted a Commercial Community Reinvestment Area (CRA) application seeking City incentives to support the renovation and of the building in October of 2024.

DEVELOPER INFORMATION

Established in 2022, Blue Suede Hospitality Group (BSHG) has acquired and developed eight underutilized buildings into operating boutique hotels in Florida, New York, Virginia, Michigan, and Tennessee. BSHG is represented by Founder Kenneth Lipschutz

and Director Adam Nadler. This will be BSHG's first project in Ohio and the Cincinnati market.

RECOMMENDATION

The Administration recommends approval of this Emergency Ordinance.

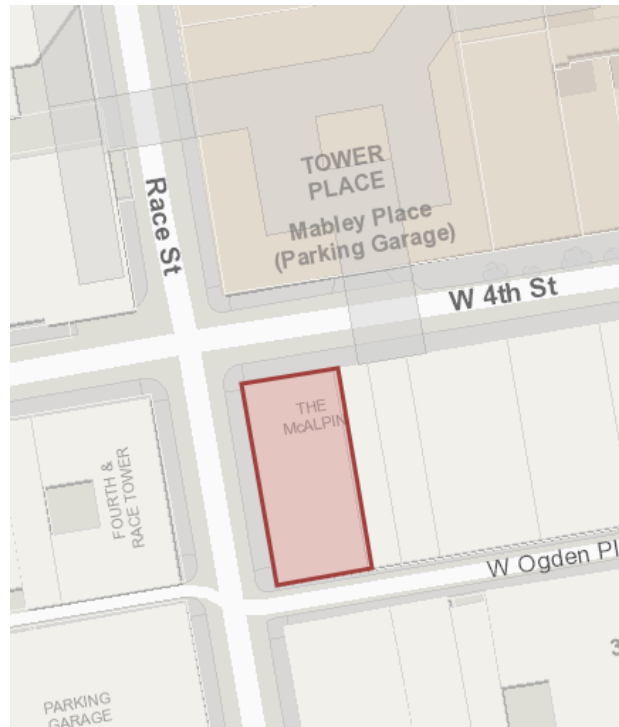
Attachment: Project Outline and Proposed Incentive

Copy: Markiea L. Carter, Director, Department of Community & Economic Development

Project Outline

Project Name	33 W. Fourth St. CRA
Street Address	33 W. Fourth St.
Neighborhood	Central Business District
Property Condition	Vacant Building
Project Type	Renovation
Project Cost	Hard Construction Costs: \$12.4MM Acquisition Costs: \$1.9MM Soft Costs: \$2.5MM Total Project Cost: \$16.8MM
Private Investment	Private Financing: \$0 Developer Equity: \$14.2MM
Sq. Footage by Use	Hotel: 40,500 SF (44 rooms) Commercial: 1,237 SF
Jobs and Payroll	Created FTE Positions: 6 Total Payroll for Created FTE Positions: \$360,000 Average Salary for Created FTE Positions: \$60,000 Construction FTE Positions: 57 Total Payroll for Construction FTE Positions: \$4.0MM
Location and Transit	Located within the West Fourth Street Historic District Transit Score: 80
Community Engagement	None reported.
Plan Cincinnati Goals	Compete Initiative Area Goal 2 (p. 114-120), Sustain Initiative Area Goal 2 (p.193-198)

Project Image and Site Map



Proposed Incentive

Incentive Terms	12-year, net 52%
Incentive Application Process	Commercial CRA – Downtown Streetcar Area (Non-LEED)
“But For”	Without Abatement: 6.6% return (avg. over term) With Abatement: 6.9% return (avg. over term) Project would not proceed without an abatement.
Environmental Building Certification	Non-LEED
VTICA	Streetcar VTICA – 15%
SBE/MBE/WBE Goals	SBE Goal of 30%
Other Incentives & Approvals	\$1.3MM in State Historic Tax Credits secured. Also seeking \$2.4MM in Federal Historic Tax Credits.

Potential Taxes Forgone & Public Benefit

Taxes Forgone	Value
Annual Net Incentive to Developer	\$54,574
Total Term Incentive to Developer	\$654,891
City's Portion of Property Taxes Forgone (Term)	\$208,688
City's TIF District Revenue Forgone (Term)	\$919,366

Public Benefit		Value
CPS PILOT	Annual	\$34,634
	Total Term	\$415,604
VTICA	Annual	\$15,743
	Total Term	\$188,911
Income Tax Total Term (Maximum)		\$149,760
Total Public Benefit (CPS PILOT, VTICA , Income Tax)		\$754,275

Total Public Benefit ROI*	\$1.15
City's ROI**	\$0.13

* This figure represents the total dollars returned for public purposes (City/Schools/Other) over the benefit received.

**This figure represents the total dollars returned for City/ over the City's property taxes forgone.

EMERGENCY

MAH

- 2025

APPROVING, AND AUTHORIZING the City Manager to execute a Community Reinvestment Area Tax Exemption Agreement with 33 W. Fourth St, LLC, thereby authorizing a twelve-year tax exemption for 100 percent of the value of improvements made to real property located at 33 W. Fourth Street in the Downtown neighborhood of Cincinnati, in connection with the remodeling of an existing building into approximately 41,737 square feet of commercial space including a boutique hotel with approximately 44 guest rooms, at a total construction cost of approximately \$12,400,000.

WHEREAS, to encourage the development of real property and the acquisition of personal property, Council by Ordinance No. 274-2017 passed on September 27, 2017, designated the area within the corporate boundaries of the City of Cincinnati as a “Community Reinvestment Area” pursuant to Ohio Revised Code (“R.C.”) Sections 3735.65 through 3735.70 (the “Statute”); and

WHEREAS, Ordinance No. 275-2017 passed by Council on September 27, 2017, as amended by Ordinance No. 339-2018, passed by Council on October 31, 2018, sets forth certain additional policies, conditions, and limitations regarding newly constructed or remodeled commercial and residential structures in the Community Reinvestment Area; and

WHEREAS, effective October 23, 2017, the Director of Development of the State of Ohio determined that the area within the corporate boundaries of the City of Cincinnati contains the characteristics set forth in the Statute and confirmed such area as a Community Reinvestment Area under the Statute; and

WHEREAS, 33 W. Fourth St, LLC (the “Company”) desires to remodel an existing building on real property at 33 W. Fourth Street located within the corporate boundaries of the City of Cincinnati into approximately 41,737 square feet of commercial space including a boutique hotel with approximately 44 guest rooms (the “Improvements”), provided that the appropriate development incentives are available to support the economic viability of the Improvements; and

WHEREAS, to provide an appropriate development incentive for the Improvements, the City Manager has recommended a Community Reinvestment Area Tax Exemption Agreement, in substantially the form of Attachment A to this ordinance, to authorize a real property tax exemption for the Improvements in accordance with the Statute; and

WHEREAS, the property is located within the Cincinnati City School District; and

WHEREAS, the Board of Education of the Cincinnati City School District (the “Board of Education”), pursuant to that certain Tax Incentive Agreement effective as of April 28, 2020 (as may be amended, the “Board of Education Agreement”), has approved exemptions of up to 100 percent of Community Reinvestment Area projects, waived advance notice and the right to

review such projects, and waived sharing or allocation of municipal income taxes in connection with such projects; and

WHEREAS, pursuant to the Board of Education Agreement, the Company has entered into (or will enter into) an agreement with the Board of Education requiring the Company to pay the Board of Education amounts equal to 33 percent of the exempt real property taxes; and

WHEREAS, the City's Department of Community and Economic Development estimates that the real property tax exemption for the Improvements will provide an annual net benefit to the Company in the amount of approximately \$54,574.23; and

WHEREAS, the Company has represented that it has entered into (or will enter into) a voluntary tax incentive contribution agreement with a third-party organization for amounts equal to 15 percent of the exempt real property taxes, which funds shall be committed by the third-party organization to support the streetcar that specially benefits the property; and

WHEREAS, the Improvements do not involve relocation of part or all of the Company's operations from another county or municipal corporation in Ohio or, if there is relocation, notice has been given per R.C. Section 3735.673; now, therefore,

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

Section 1. That Council approves a Community Reinvestment Area Tax Exemption Agreement with 33 W. Fourth St, LLC (the "Agreement"), thereby authorizing a twelve-year tax exemption for 100 percent of the assessed value of improvements to be made to real property located at 33 W. Fourth Street in Cincinnati, as calculated by the Hamilton County Auditor, in connection with the remodeling of an existing building into approximately 41,737 square feet of commercial space including a boutique hotel with approximately 44 guest rooms, to be completed at a total construction cost of approximately \$12,400,000.

Section 2. That Council authorizes the City Manager:

- (i) to execute the Agreement on behalf of the City of Cincinnati (the "City") in substantially the form of Attachment A to this ordinance;
- (ii) to submit on behalf of Council annual reports on the Agreement to the Director of the Ohio Department of Development, in accordance with Ohio Revised Code Section 3735.672, and to the Board of Education of the Cincinnati City School District, as necessary; and
- (iii) to take all necessary and proper actions to fulfill the City's obligations under the Agreement.

Section 3. That this ordinance shall be an emergency measure necessary for the preservation of the public peace, health, safety, and general welfare and shall, subject to the terms of Article II, Section 6 of the Charter, be effective immediately. The reason for the emergency is the immediate need to allow the remodeling described in this ordinance and the corresponding revitalization of the City of Cincinnati and the benefits to the City's economic welfare to begin at the earliest possible time.

Passed: _____, 2025

Aftab Pureval, Mayor

Attest: _____
Clerk

Community Reinvestment Area Tax Exemption Agreement

This Community Reinvestment Area Tax Exemption Agreement (this "Agreement") is made and entered into as of the Effective Date (as defined on the signature page hereof) by and between the CITY OF CINCINNATI, an Ohio municipal corporation (the "City"), and 33 W. FOURTH ST, LLC, a Delaware limited liability company (the "Company").

Recitals:

- A. The City, through the adoption of Ordinance No. 274-2017 on September 27, 2017, designated the entire City of Cincinnati as a Community Reinvestment Area to encourage the development of real property and the acquisition of personal property in that area, pursuant to Ohio Revised Code Sections 3735.65 through 3735.70 (the "Statute").
- B. In accordance with the Statute, the Ohio Director of Development has forwarded to the City the Director's determination dated October 23, 2017, stating that the findings contained in Ordinance No. 274-2017 are valid and that the entire City is a Community Reinvestment Area under the Statute. By such determination, the Director of Development of the State of Ohio determined that the area within the corporate boundaries of the City of Cincinnati contains the characteristics set forth in the Statute and confirmed such area as a Community Reinvestment Area under the Statute.
- C. The Council of the City of Cincinnati has also passed Ordinance No. 275-2017 as of September 27, 2017, as amended by Ordinance No. 339-2018, passed on October 31, 2018, Ordinance No. 370-2020, passed on November 12, 2020, Ordinance No. 24-2022, passed on February 2, 2022, and Ordinance No. 28-2024, passed on January 31, 2024 (as amended, the "Commercial Policy Ordinance"), which sets forth certain additional policies, conditions and limitations regarding newly constructed or remodeled commercial and residential structures in the Community Reinvestment Area.
- D. The Company is the sole owner of certain real property within the City, located at 33 W. Fourth Street, Cincinnati, Ohio 45202 (the "Property"), as further described in Exhibit A (Legal Description of Property) hereto. Notwithstanding the foregoing, the Property shall not include any residential condominiums being developed in connection with the Project (as defined below) (the "Excluded Property"), and the Company acknowledges and agrees that the City's Community Reinvestment Area program entails separate applications by the owner of any residential condominium units included within the Project. For the avoidance of doubt, the Excluded Property shall not be exempt under this Agreement; however, this provision shall not be deemed to prohibit any owners from time to time of any Excluded Property from separately applying for a tax abatement in accordance with applicable law.
- E. The Company has proposed to remodel a building located on the Property, within the boundaries of the City of Cincinnati, as more fully described in Section 1 herein (the "Project"), provided that the appropriate development incentives are available to support the economic viability of the Project.
- F. The Statute provides that if any part of a project is to be used for commercial or industrial purposes, including projects containing five or more dwelling units, in order to be eligible for tax exemption the City and the Company must enter into an agreement pursuant to Ohio Revised Code Section 3735.671 prior to commencement of construction or remodeling.
- G. The City, having appropriate authority under the Statute for this type of project, agrees (as provided herein and subject to all conditions herein) to provide the Company with the tax exemption incentives stated herein, available under the Statute, for development of the Project.

- H. The Company has submitted to the City an application for this tax exemption agreement (the "Application"), a copy of which is attached hereto as Exhibit B, and has remitted with the Application the City application fee of One Thousand Two Hundred Fifty Dollars (\$1,250) made payable to the City.
- I. The Director of the City's Department of Community and Economic Development has recommended approval of the Application on the basis that the Company is qualified by financial responsibility and business experience to create and preserve employment opportunities and improve the economic climate of the City.
- J. The Board of Education of the Cincinnati City School District (the "Board of Education"), pursuant to that certain *Tax Incentive Agreement* effective as of April 28, 2020, has approved exemptions of up to one hundred percent (100%) of Community Reinvestment Area projects, waived advance notice and right to review such projects, and waived sharing or allocation of municipal income taxes in connection with such projects.
- K. The Company has entered into (or will enter into) an agreement with the Board of Education requiring the Company to pay the Board of Education amounts equal to thirty-three percent (33%) of the full amount of exempt real property taxes that would have been paid to Hamilton County if this Agreement were not in effect (the "Board of Education Agreement").
- L. The Company represents and warrants to the City that the Company and its major tenants, if any, do not intend to relocate part or all of their operations to the City from another county or municipal corporation in the State of Ohio (the "State").
- M. The Company represents that within the past three (3) years neither the Company, any related member of the Company, nor any entity to which the Company is a successor has discontinued operations at a project site in the State during the term of a property tax exemption agreement (under Ohio Revised Code Section 3735.671, 5709.62, 5709.63 or 5709.632) applicable to that site, and the Company acknowledges that misrepresentation hereunder will result in voiding of this Agreement.
- N. The Company represents and warrants to the City that the Company is not subject to an Enterprise Zone Agreement with the City of Cincinnati for the Property or the Project.
- O. City Council passed (i) Motion No. 201401368 on November 19, 2014, establishing a tax incentive policy that incentivizes each applicant for a real property tax abatement in the neighborhoods of Downtown and OTR to enter into a voluntary tax incentive contribution agreement with a third-party organization ("VTICA") for an amount equal to a percentage of the real property taxes that would have been payable on the abated property but for the City-authorized tax abatement (the "VTICA Contribution"), which funds shall be committed by a third-party organization to support the streetcar that specially benefits the abated property, and (ii) Motion No. 201501592 on December 16, 2015, which established that the VTICA Contribution to be recognized by the Director of the Department of Community and Economic Development is 15% of the real property taxes that would have been payable on the abated property but for the City-authorized tax abatement. The Commercial Policy Ordinance confirmed that such motions have not been superseded and remain the will of Council.
- P. The Company acknowledges that the Streetcar will specially benefit the Project due to (a) the Streetcar's enhancement of public transit options in such neighborhoods and (b) the anticipated increase in property values attributable to public investment in Streetcar infrastructure.
- Q. The Company represents and warrants to the City that the Company has entered or will enter into a VTICA and shall pay the VTICA Contribution each year for the full term of the abatement.

- R. This Agreement has been authorized by Ordinance No. _____-2025, passed by Cincinnati City Council on _____, 2025.
- S. In determining to recommend and authorize this Agreement, the Department of Community and Economic Development and City Council, respectively, have acted in material reliance on the Company's representations in the Application and herein regarding the Project including, but not limited to, representations relating to the number of jobs to be created and/or retained by the Company, the Board of Education Agreement, the VTICA Contribution, and the Project's effect in promoting the general welfare of the people of Cincinnati by, for example, encouraging the development of real property located in the Community Reinvestment Area and thereby promoting economic growth and vitality in Cincinnati.

NOW, THEREFORE, pursuant to Ohio Revised Code Section 3735.67(A) and in conformity with the format required under Ohio Revised Code Section 3735.671, in consideration of the mutual covenants contained herein and the benefit to be derived by the parties from the execution hereof, the parties agree as follows:

Section 1. Project. Upon issuance of the necessary zoning and building approvals, the Company agrees to remodel the existing building on the Property into approximately 41,737 square feet of commercial space including a boutique hotel with approximately 44 guest rooms (the "Improvements") at an estimated aggregate cost of \$12,400,000 to commence after the execution of this Agreement and to be completed no later than September 30, 2027; *provided*, however, that the Director of the Department of Community and Economic Development (the "Housing Officer") may, in his or her discretion, extend such deadline for a period of up to 12 months by written notice if, in the Director's judgment, the Company is proceeding in good faith towards completion. The remodeling shall be in compliance with applicable building code requirements and zoning regulations. In addition to the foregoing, (A) the Project shall comply with the Americans with Disabilities Act, together with any and all regulations or other binding directives promulgated pursuant thereto (collectively, the "**ADA**"), and (B) if (i) any building(s) within the Project is subject to the accessibility requirements of the ADA (e.g., by constituting a "place of public accommodation" or another category of structure to which the ADA is applicable) and (ii) such building(s) is not already required to meet the Contractual Minimum Accessibility Requirements (as defined below) pursuant to the ADA, applicable building code requirements, or by any other legal requirement, then the Company shall cause such building(s) to comply with the Contractual Minimum Accessibility Requirements in addition to any requirements pursuant to the ADA and the applicable building code or legal requirement. As used herein, "**Contractual Minimum Accessibility Requirements**" means that a building shall, at a minimum, include (1) at least one point of entry (as used in the ADA), accessible from a public right of way, with respect to which all architectural barriers (as used in the ADA) to entry have been eliminated, and (2) if such accessible point of entry is not a building's primary point of entry, conspicuous signage directing persons to such accessible point of entry.

Section 2. Real Property Tax Exemption. Subject to the satisfaction of the conditions set forth in this Agreement, the City approves exemption from real property taxation, pursuant to and to the fullest extent authorized by the Statute, of one hundred percent (100%) of the amount by which the Improvements increase the assessed value of the Property as determined by the Hamilton County Auditor, for a period of twelve (12) years, provided that the Company shall have entered into the Board of Education Agreement. Within 120 days after completion of the Project (unless otherwise extended in writing by the City's Housing Officer), the Company must file the appropriate application for tax exemption with the City's Housing Officer. The Company is solely responsible to take this action. Upon receipt of the application for tax exemption, the City will proceed with the exemption authorized by this Agreement. In accordance with Ohio Revised Code Section 3735.67, the exemption is conditioned on verification by the Housing Officer of (A) the completion of remodeling, (B) the cost of remodeling, (C) the facts asserted in the application for exemption and (D) if a remodeled structure is a structure of historical or architectural significance as designated by the City, state or federal government, that the appropriateness of the remodeling has been certified in writing by the appropriate agency. If the required verification is made, the Housing Officer will forward the exemption application to the Hamilton County Auditor with the necessary certification by the Housing Officer. Subject to the conditions set forth in this Agreement, the

exemption commences the first tax year for which the Improvements would first be taxable were the Improvements not exempted from taxation. The dates provided in this paragraph refer to tax years in which the subject property is assessed, as opposed to years in which taxes are billed. No exemption shall commence after tax year 2028 nor extend beyond the earlier of (i) tax year 2039 or (ii) the end of the twelfth (12th) year of exemption.

Section 3. Use; Maintenance; Inspections. The Company shall use the Property solely for the purposes described in Section 1 hereof and shall properly maintain and repair the Property throughout the period of tax exemption authorized herein. The Company authorizes the Housing Officer, or the Housing Officer's designees, to enter upon the Property as reasonably required to perform property inspections in accordance with Ohio Revised Code Section 3735.68.

Section 4. Compliance with Board of Education Agreement. As a condition of the tax exemption authorized under this Agreement, the Company agrees to enter into and comply with its obligation under the Board of Education Agreement.

Section 5. Duty of Company to Pay Taxes. As required by Ohio Revised Code Section 3735.671(B)(3), the Company shall pay such real property taxes as are not exempted under this Agreement and are charged against the Property and shall file all tax reports and returns as required by law. If the Company fails to pay such taxes or file such returns and reports, exemptions from taxation granted or authorized under this Agreement are rescinded beginning with the year for which such taxes are charged or such reports or returns are required to be filed and continuing thereafter.

Section 6. Company Certifications Regarding Non-Delinquency of Tax Obligations. As required by Ohio Revised Code Section 3735.671(B)(4), the Company certifies that at the time this Agreement is executed, the Company does not owe any delinquent real or tangible personal property taxes to any taxing authority of the State, and does not owe delinquent taxes for which the Company is liable under Ohio Revised Code Chapters 5735, 5739, 5741, 5743, 5747 or 5753, or if such delinquent taxes are owed, the Company currently is paying the delinquent taxes pursuant to an undertaking enforceable by the State or an agent or instrumentality thereof, has filed a petition in bankruptcy under 11 U.S.C. §101, et seq., or such a petition has been filed against the Company. For the purposes of this certification, delinquent taxes are taxes that remain unpaid on the latest day prescribed for payment without penalty under the chapter of the Ohio Revised Code governing payment of those taxes.

Section 7. Covenant of Satisfaction of Tax and Other Obligations. In accordance with Ohio Revised Code Section 9.66, (A) the Company affirmatively covenants that it does not owe: (i) any delinquent taxes to the State or to a political subdivision of the State; (ii) any moneys to the State or a State agency for the administration or enforcement of any environmental laws of the State; or (iii) any other moneys to the State, a State agency or a political subdivision of the State that are past due, regardless of whether the amounts owed are being contested in a court of law or not; (B) the Company authorizes the City and/or the State to inspect the personal financial statements of the Company, including tax records and other similar information not ordinarily open to public inspection; and (C) the Company authorizes the Ohio Environmental Protection Agency and the Ohio Department of Taxation to release information to the City and or other State departments in connection with the above statements. As provided by statute, a knowingly false statement under this section may be prosecuted as a first degree misdemeanor under Ohio Revised Code Section 2921.13, may render the Company ineligible for any future economic development assistance from the State or any political subdivision of the State, and will result in the City requiring the Company's repayment of any assistance provided by the City in connection with the Project.

Section 8. City Cooperation. As required by Ohio Revised Code Section 3735.671(B), upon specific request from the Company, the City shall perform such acts as are reasonably necessary or appropriate to effect, claim, reserve and maintain exemptions from taxation granted under this Agreement including, without limitation, joining in the execution of all documentation and providing any necessary certificates required in connection with such exemptions.

Section 9. Continuation of Exemptions. As provided in Ohio Revised Code Section 3735.671(B)(7), if for any reason the City revokes the designation of the City of Cincinnati as a Community Reinvestment Area, entitlements granted under this Agreement shall continue for the number of years specified under this Agreement, unless the Company materially fails to fulfill its obligations under this Agreement and the City terminates or modifies the exemptions from taxation authorized pursuant to this Agreement.

Section 10. City Not Liable. The Company acknowledges that the exemption authorized in this Agreement is subject to approval and implementation by the appropriate state and/or county taxing authorities. The Company acknowledges that the City does not give any guarantee or assurance that the exemption approved in this Agreement will be so approved, and the Company agrees that in no event shall the Company seek to hold the City liable in any way in the event such exemption is not granted or implemented.

Section 11. Business Enterprise Program.

A. Compliance with Business Enterprise Program. The policy of the City is that a fair share of contracts be awarded to Small Business Enterprises (as such term is defined in Cincinnati Municipal Code ("CMC") Section 323-1-S, "SBEs"), which includes SBEs owned by minorities and women ("MBEs" and "WBEs", respectively, as used within CMC Chapter 324, and collectively with SBEs, "Certified Firms"). Pursuant to CMC Section 323-11, the City's annual goal for SBE participation shall be thirty percent (30%) of the City's total dollars spent for construction (as such term is defined in CMC Section 323-1-C4), supplies (as such term is defined in CMC Section 323-1-S5), services (as such term is defined in CMC Section 323-1-S) and professional services (as such term is defined in CMC Section 323-1-P2). Accordingly, the Company shall use its best efforts and take affirmative steps to achieve (i) the City's goal of voluntarily meeting thirty percent (30%) SBE participation, and (ii) a sub-goal, being the Company's Project-specific voluntary commitment, of meeting the City's economic inclusion program goals to achieve a standard of no less than: seventeen percent (17%) MBE participation; and 10% WBE participation. A list of SBEs, MBEs, and WBEs may be obtained from the City's Department of Economic Inclusion. The Company may refer interested firms to the City's Department of Economic Inclusion for review and possible certification as an SBE, MBE, or WBE. The Company shall comply with the provisions of CMC Chapters 323 and 324, including without limitation taking at least the following affirmative steps:

- (i) Including qualified Certified Firms on solicitation lists.
- (ii) Assuring that Certified Firms are solicited whenever they are potential sources. The Company must advertise, on at least two separate occasions, both in local minority publications and in other local newspapers of general circulation, invitations to Certified Firms to provide services, to supply materials, or to bid on construction contracts, as applicable.
- (iii) When economically feasible, dividing total requirements into small tasks or quantities so as to permit maximum Certified Firm participation.
- (iv) If any subcontracts are to be let, the Company shall require the prime contractor (if different from the Company) to take the above affirmative steps.
- (v) Prior to the commencement of work under any subcontracts, the Company shall provide to the City a list of such subcontractors, including information as to the dollar amount of the subcontracts and such other information as may be requested by the City. The Company shall update the report monthly.
- (vi) The Company shall periodically document its best efforts and affirmative steps to meet the above Certified Firm participation goals by submitting such information as may be requested from time to time by the City.

B. Remedies for Noncompliance with Business Enterprise Program. Failure of the Company or its contractors and subcontractors to take the affirmative steps specified above, to provide fair and equal opportunity to Certified Firms, or to provide technical assistance to Certified Firm as may be necessary to reach Certified Firm participation as set out in CMC Chapters 323 and 324 may be construed by the City as failure of the Company to use its best efforts, and, in addition to other remedies under this Agreement, may be a cause for the City to file suit in Common Pleas Court to enforce specific performance of the terms of this Section. The provisions of CMC Sections 323-99 and 324-99 are hereby incorporated by reference into this Agreement.

Section 12. Jobs. The Company represents that, as of the date of the execution of this Agreement, the Company has no existing employment at the Property or in the State.

Section 13. Job Creation and Retention.

A. Jobs to be Created by Company. The Company agrees to use its best efforts to create (i) 6 full-time permanent jobs, and (ii) 57 full-time temporary construction jobs at the Property in connection with the Project. In the case of the construction jobs, the job creation and retention period shall be concurrent with remodeling, and in the case of the other jobs described herein, the job creation period shall begin upon completion of remodeling and shall end three (3) years thereafter. Notwithstanding the foregoing, all jobs created by the Project (during construction and after) will comply with the City's living wage policy as reflected in CMC Chapter 317, which rates shall be adjusted annually in accordance with such chapter.

B. Company's Estimated Payroll Increase. The Company's increase in the number of employees will result in approximately (i) \$360,000 of additional annual payroll with respect to the full-time permanent jobs, and (ii) \$4,000,000 of additional annual payroll prior to the completion of the Project with respect to the full-time temporary construction jobs.

C. Community Reinvestment Area Employment. The Company shall (i) adopt hiring practices to ensure that at least twenty-five percent (25%) of the new employees shall be residents of the City of Cincinnati and (ii) give preference to residents of the City relative to residents of the State who do not reside in the City when hiring new employees under this Agreement.

D. Posting Available Employment Opportunities. To the extent allowable by law, the Company shall use its best efforts to post available employment opportunities within the Company's organization or the organization of any subcontractor working with the Company with the Ohio Means Jobs Center, 1916 Central Parkway, Cincinnati, Ohio 45214-2305, through its Employer Services Unit Manager at 513-746-7200.

Section 14. Equal Employment Opportunity. This Agreement is subject to the City's Equal Employment Opportunity Program contained in CMC Chapter 325. The Equal Employment Opportunity Clause in CMC Section 325-9 is incorporated by reference in this Agreement. The term "Company" is substituted for "Contractor" throughout CMC Section 325-9 in the context of this Agreement.

Section 15. Compliance with Immigration and Nationality Act. In the performance of its obligations under this Agreement, the Company agrees to comply with the provisions of the Immigration and Nationality Act codified at 8 U.S.C. §§ 1324a(a)(1)(A) and (a)(2). Any noncompliance with such provisions shall be solely determined by either the federal agencies authorized to enforce the Immigration and Nationality Act or the U.S. Attorney General, in accordance with Executive Order 12989 of the U.S. President dated February 13, 1996, and as amended by Executive Order 13465 of the U.S. President dated June 6, 2008.

Section 16. Default. As provided in Ohio Revised Code Section 3735.671(B)(7), if the Company materially fails to fulfill its obligations under this Agreement, or if the City determines that the certification as to delinquent taxes required by this Agreement (Section 6 hereof) or the covenant of

satisfaction of tax and other obligations (Section 7 hereof) is fraudulent, the City may terminate or modify the exemptions from taxation granted or authorized under this Agreement and may require the repayment by the Company of the amount of taxes that would have been payable had the Improvements not been exempted from taxation pursuant to this Agreement. A modification of exemption may be in the form of reduction in the number of years that eligible property is exempt and/or a reduction in the exemption percentage. The City shall provide written notice to the Company prior to finding the Company in default under this section. The notice shall provide the Company with not less than thirty (30) days to cure the default prior to City termination or modification of the exemptions under this Agreement. The City may extend the cure period as reasonably necessary under the circumstances. In the event of such termination or modification, the City is authorized to so notify the appropriate taxing authorities in order to effect the termination or modification. If repayment of previously exempt taxes is required by the City under this Section, such amount shall be paid as directed by the City within thirty (30) days of written demand. The City may secure repayment of such taxes by a lien on the Property in the amount required to be repaid. Such a lien shall attach, and may be perfected, collected, and enforced, in the same manner as a mortgage lien on real property, and shall otherwise have the same force and effect as a mortgage lien on real property. Amounts due and not paid when due under this Section 16 shall bear interest at the rate specified in Ohio Revised Code Section 1343.03(A) (as in effect on the date of the City's payment demand).

Section 17. Annual Review and Report. As required by Ohio Revised Code Sections 3735.671(B)(5) and 5709.85, the Company shall provide to the City's Tax Incentive Review Council (or to the City Manager if so requested by the City) any information reasonably required by the Council or the City Manager to evaluate the Company's compliance with this Agreement, including returns filed pursuant to Ohio Revised Code Section 5711.02 if requested by the Council or City Manager. The performance of the Company's obligations stated in this Agreement shall be subject to annual review by the City's Tax Incentive Review Council (the "Annual Review and Report"). The Company shall submit information for the Annual Review and Report to the City no later than March 1 of each year.

Section 18. Revocation.

A. Generally. Pursuant to Ohio Revised Code Section 3735.68, the housing officer shall make annual inspections of the properties within the community reinvestment area upon which are located structures or remodeling for which an exemption has been granted under Ohio Revised Code Section 3735.67. If the housing officer finds that the property has not been properly maintained or repaired due to the neglect of the Company, the housing officer may revoke the exemption at any time after the first year of exemption. If the Company has materially failed to fulfill its obligations under this Agreement, or if the owner is determined to have violated division (C) of Ohio Revised Code Section 3735.671 (see Section 18(B) of this Agreement), City Council, subject to the terms of the agreement, may revoke the exemption at any time after the first year of exemption. The housing officer or City Council shall notify the county auditor and the Company that the tax exemption no longer applies. If the housing officer or legislative authority revokes a tax exemption, the housing officer shall send a report of the revocation to the community reinvestment area housing council and to the tax incentive review council established pursuant to section 3735.69 or 5709.85 of the Revised Code, containing a statement of the findings as to the maintenance and repair of the property, failure to fulfill obligations under the written agreement, or violation of division (C) of Ohio Revised Code Section 3735.671, and the reason for revoking the exemption.

B. Prior Statutory Violations. The Company represents and warrants to the City that it is not prohibited by Ohio Revised Code Section 3735.671(C) from entering into this Agreement. As required by Ohio Revised Code Section 3735.671(B)(7), exemptions from taxation granted or authorized under this Agreement shall be revoked if it is determined that the Company, any successor to the Company or any related member (as those terms are defined in division (C) of Ohio Revised Code Section 3735.671) has violated the prohibition against entering into this Agreement under division (C) of Ohio Revised Code Section 3735.671 or under Ohio Revised

Code Sections 5709.62, 5709.63, or 5709.632 prior to the time prescribed by that division or either of those sections.

Section 19. False Statements; Penalties; Material Representations.

A. Generally. As required in connection with Ohio Revised Code Section 9.66(C), the Company affirmatively covenants that it has made no false statements to the State or the City in the process of obtaining approval for this Agreement. If any representative of the Company has knowingly made a false statement to the State or the City to obtain approval for this Agreement, or if the Company fails to provide any information expressly required under the Application, the Company shall be required to immediately return all benefits received under this Agreement (by payment of the amount of taxes exempted hereunder, paid as directed by the City within thirty (30) days of written demand) and the Company shall be ineligible for any future economic development assistance from the State, any State agency or any political subdivision of the State pursuant to Ohio Revised Code Section 9.66(C)(1). Amounts due and not paid under this Section 19 shall bear interest at the rate of twelve percent (12%) per year. Any person who provides a false statement to secure economic development assistance (as defined in Ohio Revised Code Section 9.66) may be guilty of falsification, a misdemeanor of the first degree, pursuant to Ohio Revised Code Section 2921.13(F)(1), which is punishable by fine of not more than One Thousand Dollars (\$1,000) and/or a term of imprisonment of not more than six (6) months.

B. Material Representations – Board of Education Agreement and VTICA. The Parties acknowledge and agree that a material failure by the Company to comply with its representations concerning the Board of Education Agreement or VTICA Contribution shall constitute an event of default for purposes of Section 16 (*Default*) and the basis for revocation under Section 18 (*Revocation*). Subject to the terms of the VTICA, if the VTICA is unenforceable for reasons of infeasibility or otherwise, the Company shall enter into alternative arrangements providing for the economic equivalent of the VTICA Contribution in order to support the streetcar. Such arrangements may include, but are not limited to, providing for the economic equivalent of the VTICA Contribution through formation of a special improvement district. For purposes of this Section 19.B, alternative arrangements must result in services substantially similar to those that would have been supported through the VTICA and at a value that is the economic equivalent of the VTICA Contribution, which value shall not be required to exceed the VTICA Contribution amount that would have been payable by the Company. Any determination of infeasibility or mechanism for providing alternative arrangements is subject to approval by the City at its sole discretion. Nothing in this Section 19.B shall operate to limit the City's enforcement authority under this Agreement including, without limitation, Section 16, Section 18, and Section 19.A.

Section 20. Conflict of Interest. The Company covenants that, to the Company's knowledge, no employee of the City has any personal interest, direct or indirect, in any matters pertaining to the Project, and the Company agrees to take appropriate steps to prevent any employee of the City from obtaining any such interest throughout the term of this Agreement.

Section 21. Annual Fee. The Company shall pay an annual fee of Five Hundred Dollars (\$500) or one percent (1%) of the annual taxes exempted under this Agreement, whichever is greater, but not to exceed Two Thousand, Five Hundred Dollars (\$2,500) per annum. This fee is due with submission of the information for Annual Review and Report by March 1 of each year.

Section 22. Discontinued Operations. As provided in Ohio Revised Code Section 3735.671(C), if, prior to the expiration of the term of this Agreement, the Company discontinues operations at the Project so that the Property is no longer being used for the purposes described in Section 1 hereof, then the Company, its successors, and any related member shall not enter into an agreement under Ohio Revised Code Sections 3735.671, 5709.62, 5709.63 or 5709.632, and no legislative authority shall enter into such an agreement with the Company, its successors or any related member prior to the expiration of three (3) years after the discontinuation of operations. As used in this

Section 22, “successors” and “related member” shall have the meanings set forth in Ohio Revised Code Section 3735.671(C).

Section 23. Notices. Unless otherwise specified herein, each party shall address written notices, demands and communications in connection with this Agreement to the other party as follows (or to such other address as is communicated in accordance with this Section):

To the City:

City of Cincinnati
Attention: Director of the Department of Community and Economic Development
Centennial Plaza Two, Suite 700
805 Central Avenue
Cincinnati, Ohio 45202

To the Company:

33 W. Fourth St, LLC
Attn: Kenneth Lipschutz
10 Sterling Boulevard, Suite 302
Englewood, New Jersey 07631

If the Company sends a notice to the City alleging that the City is in default under this Agreement, the Company shall simultaneously send a copy of such notice to: City Solicitor, City of Cincinnati, 801 Plum Street, Room 214, Cincinnati, Ohio 45202.

Section 24. Acknowledgment of City Participation. The Company agrees to acknowledge the support of the City on construction signs, project and exhibition signage, and any publicity such as that appearing on the internet, television, cable television, radio, or in the press or any other printed media. In identifying the City as a Project partner, the Company shall use either the phrase “Project Assistance by the City of Cincinnati” or a City of Cincinnati logotype or other form of acknowledgement that has been approved in advance in writing by the City.

Section 25. Entire Agreement. This Agreement and the Exhibits attached hereto constitute the entire agreement between the City and the Company with respect to the subject matter herein, superseding any prior or contemporaneous agreement with respect thereto.

Section 26. Governing Law. This Agreement is entered into and is to be performed in the State. The City and the Company agree that the law of the State of Ohio shall govern the rights, obligations, duties and liabilities of the parties to this Agreement and shall govern the interpretation of this Agreement.

Section 27. Waiver. The City's waiver of any breach by the Company of any provision of this Agreement shall not constitute or operate as a waiver by the City of any other breach of such provision or of any other provisions, nor shall any failure or delay by the City to enforce any provision hereof operate as a waiver of such provision or of any other provision.

Section 28. Severability. This Agreement shall be severable; if any part or parts of this Agreement shall for any reason be held invalid or unenforceable by a court of competent jurisdiction, all remaining parts shall remain binding and in full force and effect.

Section 29. Amendment. This Agreement may be modified or amended only by a written agreement duly executed by the parties hereto or their representatives.

Section 30. Non-Assignment. As required by Ohio Revised Code Section 3735.671(B)(6), this Agreement is not transferable or assignable by the Company without the express written approval of

the City Manager of the City. If the Company has entered into a Board of Education Agreement or VTICA in connection with the Property, the City shall not approve the assignment of this Agreement unless the assignee has assumed the Company's remaining obligations under the Board of Education Agreement and VTICA, as applicable. Failure to assign or otherwise perform the Company's obligations under the Board of Education Agreement or VTICA upon transfer of the Property during the term of the tax abatement authorized by this Agreement shall be basis for revocation of the tax exemption under Section 18.

Section 31. Recording. The City and the Company agree that this Agreement will not be recorded.

Section 32. Legislative Action Required. As provided in Ohio Revised Code Section 3735.671, the Company and the City acknowledge that this Agreement must be approved by formal action of the City Council of the City as a condition for this Agreement to take effect. Notwithstanding anything to the contrary herein, this Agreement shall take effect after the later of the date of such approval or the final date of execution of this Agreement by all parties.

Section 33. Additional Representations and Warranties of Company. The Company represents and warrants that (a) it is duly organized and existing and it has full power and authority to take, and has taken, all action necessary to execute and deliver this Agreement and any other documents required or permitted to be executed or delivered by it in connection with this Agreement, and to fulfill its obligations hereunder; (b) no notices to, or consents, authorizations or approvals of, any person are required (other than any already given or obtained) for its due execution, delivery and performance of this Agreement; and (c) this Agreement has been duly executed and delivered by it and constitutes the legal, valid and binding obligation of the Company.

Section 34. Certification as to Non-Debarment. The Company represents that neither it nor any of its principals is presently debarred by any federal, state, or local government agency. In completing the Project, the Company shall not solicit bids from any contractors or subcontractors who are identified as being debarred by any federal, state, or local government agency. If the Company or any of its principals becomes debarred by any federal, state, or local government agency during the term of this Agreement, the company shall be considered in default under this Agreement.

Section 35. Appeals. Pursuant to Ohio Revised Code Section 3735.70, a person aggrieved under the Statute or this Agreement may appeal to the community reinvestment area housing council, which shall have the authority to overrule any decision of a housing officer. Appeals may be taken from a decision of the council to the court of common pleas of the county where the area is located.

Section 36. Wage Enforcement.

(i) Applicability. Council passed Ordinance No. 22-2016 on February 3, 2016, which ordained Chapter 326 (Wage Enforcement) of the Cincinnati Municipal Code (the "Wage Enforcement Chapter"). The Wage Enforcement Chapter was then amended by Ordinance No. 96-2017, passed May 17, 2017. As amended, the Wage Enforcement Chapter imposes certain requirements upon persons entering into agreements with the City whereby the City provides an incentive or benefit that is projected to exceed \$25,000, as described more particularly in the Wage Enforcement Chapter. Cincinnati Municipal Code Section 326-5 requires that the language below be included in contracts subject to the Wage Enforcement Chapter.

(ii) Required Contractual Language. Capitalized terms used, but not defined, in this clause (ii) have the meanings ascribed thereto in the Wage Enforcement Chapter.

(a) This contract is or may be subject to the Wage Enforcement provisions of the Cincinnati Municipal Code. These provisions require that any Person who has an Agreement with the city or with a Contractor or Subcontractor of that Person shall report all Complaints or Adverse Determinations of Wage Theft and Payroll Fraud (as each of those terms is defined in Chapter 326 of the

Cincinnati Municipal Code) against the Contractor or Subcontractors to the Department of Economic Inclusion within 30 days of notification of the Complaint or Adverse Determination.

(b) If this contract is subject to the Wage Enforcement provisions of Chapter 326 of the Cincinnati Municipal Code, the Person entering into this contract is required to include provisions in solicitations and contracts regarding a Development Site that all employers, Contractors or Subcontractors performing or proposing to perform work on a Development Site provide an initial sworn and notarized "Affidavit Regarding Wage Theft and Payroll Fraud" on a form prescribed by the city manager or his or her designee and, within 30 days of an Adverse Determination or Complaint of Wage Theft or Payroll Fraud, shall provide an "Amended Affidavit Regarding Wage Theft and Payroll Fraud" on a form prescribed by the city manager or his or her designee.

(c) If this contract is subject to the Wage Enforcement provisions of Chapter 326 of the Cincinnati Municipal Code, the Person entering into this contract is required to authorize, and does hereby specifically authorize, any local, state or federal agency, court, administrative body or other entity investigating a complaint of Wage Theft or Payroll Fraud against the Person (collectively "investigative bodies") to release to the City's Department of Economic Inclusion any and all evidence, findings, complaints and determinations associated with the allegations of Wage Theft or Payroll Fraud upon the City's request and further authorizes such investigative bodies to keep the City advised regarding the status of the investigation and ultimate determination. If the investigative bodies require the Person to provide additional authorization on a prescribed form or in another manner, the Person shall be required to provide such additional authorization within 14 days of a request by the City.

(d) If this Agreement is subject to the Wage Enforcement provisions of Chapter 326 of the Cincinnati Municipal Code, the Person entering into this Agreement shall include in its contracts with all Contractors language that requires the Contractors to provide the authorizations set forth in subsection (c) above and that further requires each Contractor to include in its contracts with Subcontractors those same obligations for each Subcontractor and each lower tier subcontractor.

(e) If this Agreement is subject to the Wage Enforcement provisions of Chapter 326 of the Cincinnati Municipal Code, the Person entering into this Agreement shall post a conspicuous notice on the Development Site throughout the entire period work is being performed pursuant to the Agreement indicating that the work being performed is subject to Cincinnati Municipal Code Chapter 326, Wage Enforcement, as administered by the City of Cincinnati Department of Economic Inclusion. Such notice shall include contact information for the Department of Economic Inclusion as provided by the department.

(f) Under the Wage Enforcement provisions, the City shall have the authority, under appropriate circumstances, to terminate this contract or to reduce the incentives or subsidies to be provided under this contract and to seek other remedies, including debarment.

Section 37. Legal Requirements. In completing and operating the Project, the Company shall comply with all applicable statutes, ordinances, regulations, and rules of the government of the United States, State of Ohio, County of Hamilton, and City of Cincinnati.

Section 38. Counterparts and Electronic Signatures. This Agreement may be executed by the parties hereto in two or more counterparts and each executed counterpart shall be considered an original but all of which together shall constitute one and the same instrument. This Agreement may be executed and delivered by electronic signature.

Remainder of this page intentionally left blank. Signature page follows.

Executed by the parties on the dates indicated below, effective as of the later of such dates (the "Effective Date").

CITY OF CINCINNATI,
an Ohio municipal corporation

33 W. FOURTH ST, LLC,
a Delaware limited liability company

By: _____
Sheryl M. M. Long, City Manager

Date: _____, 2025

By: _____

Printed Name: _____

Title: _____

Date: _____, 2025

Authorized by resolution dated _____

Approved as to Form:

Assistant City Solicitor

Certified Date: _____

Fund/Code: _____

Amount: _____

By: _____
Steve Webb, City Finance Director

Exhibit A to CRA Agreement

LEGAL DESCRIPTION OF PROPERTY

Property Address: 33 W. Fourth Street, Cincinnati, Ohio 45202
Parcel No.: 083-0001-0039-00

Situated in the City of Cincinnati, Hamilton County, Ohio, being part of In-Lot Numbers: 237 and 238 on the original plan of the City of Cincinnati and being all of the land heretofore conveyed to Marco Realty, Ltd. by deed recorded in Official Record Volume 6662, page 1520, and being more particularly described as follows:

Beginning at the intersection of the southerly right-of-way line of Fourth Street and the easterly right-of-way of Race Street said point being the northwesterly corner of said tract described in Official Record Volume 6662, page 1520; Thence with the southerly right-of-way of Fourth Street and the northerly line of said tract of land heretofore conveyed to Marco Realty Ltd., N. 73° 33' 00" E., a distance of 70.00 feet to a corner of an existing building, said point being the northwest corner of a tract of land heretofore conveyed to 27 West Fourth Partnership by deed recorded in Official Record Volume 6059, page 37; Thence along the westerly line of said 27 West Fourth Partnership, S. 16° 48' 21" E., a distance of 150.21 feet to a point in the northerly right-of-way of Ogden Place; Thence along the northerly right-of-way line of said Ogden Place, S. 73° 33' 00" W., 70.00 feet to a point at the southwest corner of said tract conveyed to Marco Realty Limited and being in the easterly line of Race Street; Thence with the easterly line of Race Street and the westerly line of said Marco Realty Limited, N. 16° 48' 21" W., a distance of 150.21 feet to the point of beginning; Containing 0.2414 of an acre, more or less.

Exhibit B to CRA Agreement
APPLICATION FOR TAX EXEMPTION
TO BE ATTACHED

April 9, 2025

To: Mayor and Members of City Council

From: Sheryl M. M. Long, City Manager

202500733

**Subject: Emergency Ordinance – DOTE: West Fork Road Landslide
OPWC Emergency Funds Program Grant**

Attached is an Emergency Ordinance captioned:

ESTABLISHING new capital improvement program project account no. 980x233x252348, “West Fork Road OPWC Grant,” to provide resources for an emergency repair due to a landslide occurring along a section of West Fork Road, approximately one-quarter mile west of Montana Avenue; **AUTHORIZING** the City Manager to apply for, accept, and appropriate a grant of up to \$562,120 from the State of Ohio Public Works Commission (“OPWC”) Emergency Funds Program; **AUTHORIZING** the Director of Finance to deposit OPWC grant resources of up to \$562,120 into capital improvement program project account no. 980x233x252348, “West Fork Road OPWC Grant”; and **AUTHORIZING** the City Manager to enter into any agreements necessary for the receipt and administration of the OPWC grant resources.

Approval of this Emergency Ordinance will authorize the City Manager to apply for, accept, and appropriate a grant in the amount of up to \$562,120 from the State of Ohio Public Works Commission (OPWC) Emergency Funds Program. This Emergency Ordinance also authorizes the Director of Finance to deposit those grant resources into newly established capital improvement program project account no. 980x233x252348, “West Fork Road OPWC Grant.” Additionally, this Emergency Ordinance allows the City Manager to enter into any agreements necessary for the receipt and administration of the OPWC grant resources.

The recent landslide along West Fork Road has encroached into the roadway and is expected to cause continued distress if not addressed. Any further progression of the landslide will likely necessitate unplanned emergency lane closures. Grants are available from the Ohio Public Works Commission’s Emergency Funds Program to help assist local governments in addressing immediate threats to public health, safety, and welfare that are posed by failed infrastructure. The OPWC grant resources may be used by the City to repair or stabilize roadways and adjacent infrastructure affected by landslides to ensure continued access and prevent further damage.

The City submitted a pre-application to OPWC for emergency repair funding related to the landslide on West Fork Road. OPWC conditionally approved \$562,120 in funding on March 13, 2025. The OPWC grant requires a ten percent local match of

up to \$62,459, which may be provided by resources in existing capital improvement program project account “Street Improvements.”

Remediation of West Fork Road is in accordance with the “Connect” goal to “[d]evelop an efficient multi-modal transportation system that supports neighborhood livability” and strategy to “[p]lan, design, and implement a safe and sustainable transportation system” as described on pages 127-129 and 135-137 of Plan Cincinnati (2012).

The reason for the emergency is the immediate need to submit the final grant application and accept funding within the timeline necessary to conduct emergency stabilization and roadway repairs.

The Administration recommends passage of this Emergency Ordinance.

cc: Andrew M. Dudas, Budget Director
Steve Webb, Finance Director

Attachment



EMERGENCY

IMD

- 2025

ESTABLISHING new capital improvement program project account no. 980x233x252348, “West Fork Road OPWC Grant,” to provide resources for an emergency repair due to a landslide occurring along a section of West Fork Road, approximately one-quarter mile west of Montana Avenue; **AUTHORIZING** the City Manager to apply for, accept, and appropriate a grant of up to \$562,120 from the State of Ohio Public Works Commission (“OPWC”) Emergency Funds Program; **AUTHORIZING** the Director of Finance to deposit OPWC grant resources of up to \$562,120 into capital improvement program project account no. 980x233x252348, “West Fork Road OPWC Grant”; and **AUTHORIZING** the City Manager to enter into any agreements necessary for the receipt and administration of the OPWC grant resources.

WHEREAS, a recent landslide along West Fork Road, approximately one-quarter mile west of Montana Avenue, has encroached into the roadway and is expected to cause continued distress if not addressed, with any further progression likely to necessitate unplanned emergency lane closures; and

WHEREAS, grants are available from the Ohio Public Work Commission’s (“OPWC”) Emergency Funds Program to assist local governments in addressing immediate threats to public health, safety, and welfare posed by failed infrastructure; and

WHEREAS, OPWC grant resources may be used by the City to repair or stabilize roadways and adjacent infrastructure affected by landslides to ensure continued access and prevent further damage; and

WHEREAS, the City submitted a pre-application to OPWC for emergency repair funding related to the landslide on West Fork Road, and on March 13, 2025, OPWC conditionally approved \$562,120 in funding; and

WHEREAS, the OPWC grant requires a ten percent local match of up to \$62,459, which may be provided from existing resources in capital improvement program project account no. 980x233x232306, “Street Improvements”; and

WHEREAS, the City’s final application for this OPWC grant requires submission of authorizing legislation and certification of the local match by April 18, 2025; and

WHEREAS, there are no new FTEs/full time equivalents associated with this grant; and

WHEREAS, remediation of West Fork Road is in accordance with the “Connect” goal to “[d]evelop an efficient multi-modal transportation system that supports neighborhood livability” and strategy to “[p]lan, design, and implement a safe and sustainable transportation system” as described on pages 127-129 and 135-137 of Plan Cincinnati (2012); now, therefore,

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

Section 1. That the Director of Finance is authorized to establish new capital improvement program project account no. 980x233x252348, “West Fork Road OPWC Grant,” to provide resources for an emergency repair due to a landslide occurring along a section of West Fork Road, approximately one-quarter mile west of Montana Avenue.

Section 2. That the City Manager is authorized to apply for, accept, and appropriate a grant of up to \$562,120 from the State of Ohio Public Works Commission (“OPWC”) Emergency Funds Program.

Section 3. That the Director of Finance is authorized to deposit OPWC grant resources of up to \$562,120 into capital improvement program project account no. 980x233x252348, “West Fork Road OPWC Grant”.

Section 4. That the City Manager is authorized to enter into any agreements necessary for the receipt and administration of the OPWC grant resources.

Section 5. That the proper City officials are authorized to do all things necessary and proper to carry out the terms of the OPWC grant and 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 submit the final grant application and accept funding within the timeline necessary to conduct emergency stabilization and roadway repairs.

Passed: _____, 2025

Attest: _____
Clerk

Aftab Pureval, Mayor

April 9, 2025

To: Mayor and Members of City Council

202500734

From: Sheryl M. M. Long, City Manager

**Subject: Emergency Ordinance – Parks: Cincinnati Parks Foundation
Donation for Lot 23 at Smale Riverfront Park**

Attached is an Emergency Ordinance captioned:

AUTHORIZING the City Manager to accept a donation of up to \$3,500,000 from the Cincinnati Parks Foundation to provide resources for permanent improvements to Lot 23 at Smale Riverfront Park; **AUTHORIZING** the Director of Finance to deposit the donated funds into Parks Private Endowment and Donations Fund 430; **ESTABLISHING** new capital improvement program project account no. 980x203x252039, “Lot 23 Improvements,” to provide resources for permanent improvements to Lot 23 at Smale Riverfront Park; and **AUTHORIZING** the transfer and appropriation of up to \$3,500,000 from Parks Private Endowment and Donations Fund 430 to newly established capital improvement program project account no. 980x203x252039, “Lot 23 Improvements,” to provide resources for permanent improvements to Lot 23 at Smale Riverfront Park.

This Emergency Ordinance authorizes the City Manager to accept resources of up to \$3,500,000 from the Cincinnati Parks Foundation to provide resources for permanent improvements to Lot 23 at Smale Riverfront Park. This Emergency Ordinance also authorizes the transfer and appropriation of up to \$3,500,000 to newly established capital improvement program project account no. 980x203x252039, “Lot 23 Improvements,” to provide resources for permanent improvements to Lot 23 at Smale Riverfront Park.

On March 20, 2025, the Cincinnati Park Board accepted these resources from the Cincinnati Parks Foundation for the completion of Smale Riverfront Park Lot 23. Since the total estimated project cost is \$5,032,879, the Parks Department plans to use up to \$1,500,000 currently available in capital improvement program project account no. 980x203x222001, “Smale Riverfront Park,” and up to \$172,215 currently available in capital improvement program project account no. 980x203x212005, “Smale Riverfront Design,” to cover anticipated costs of this project. There are no new FTEs/full time equivalents associated with this donation.

Providing resources for improvements to Lot 23 at Smale Riverfront Park 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 207-211 of Plan Cincinnati (2012).

The reason for the emergency is the immediate need to accept and appropriate the donated funds so the City can enter into any contracts necessary to avoid project delays.

The Administration recommends passage of this Emergency Ordinance.

cc: Andrew M. Dudas, Budget Director
Steve Webb, Finance Director

Attachment



EMERGENCY

KKF

- 2025

AUTHORIZING the City Manager to accept a donation of up to \$3,500,000 from the Cincinnati Parks Foundation to provide resources for permanent improvements to Lot 23 at Smale Riverfront Park; **AUTHORIZING** the Director of Finance to deposit the donated funds into Parks Private Endowment and Donations Fund 430; **ESTABLISHING** new capital improvement program project account no. 980x203x252039, “Lot 23 Improvements,” to provide resources for permanent improvements to Lot 23 at Smale Riverfront Park; and **AUTHORIZING** the transfer and appropriation of up to \$3,500,000 from Parks Private Endowment and Donations Fund 430 to newly established capital improvement program project account no. 980x203x252039, “Lot 23 Improvements,” to provide resources for permanent improvements to Lot 23 at Smale Riverfront Park.

WHEREAS, Smale Riverfront Park is one of the City’s main regional parks, drawing visitors from not only the City, but from throughout the nation; and

WHEREAS, the Cincinnati Parks Foundation raises funding through endowments and donations that support the operations and capital needs of City parks; and

WHEREAS, this donation from the Cincinnati Parks Foundation is for the completion of Smale Riverfront Park Lot 23, which has a total project cost estimated at \$5,032,879; and

WHEREAS, in addition to this donation from the Foundation, the Parks Department plans to use up to \$1,500,000 currently available in capital improvement program project account no. 980x203x222001, “Smale Riverfront Park,” and up to \$172,215 currently available in capital improvement program project account no. 980x203x212005, “Smale Riverfront Design,” to cover anticipated costs of this project; and

WHEREAS, the Cincinnati Park Board accepted this donation on March 20, 2025; and

WHEREAS, this donation does not require matching funds, and there are no new FTEs/full time equivalents associated with this donation; and

WHEREAS, providing resources for improvements to Lot 23 at Smale Riverfront Park 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 207-211 of Plan Cincinnati (2012); now, therefore,

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

Section 1. That the City Manager is authorized to accept a donation of up to \$3,500,000 from the Cincinnati Parks Foundation to provide resources for permanent improvements to Lot 23 at Smale Riverfront Park.

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 new capital improvement program project account no. 980x203x252039, “Lot 23 Improvements,” is established to provide resources for permanent improvements to Lot 23 at Smale Riverfront Park.

Section 4. That the transfer and appropriation of \$3,500,000 from Parks Private Endowment and Donations Fund 430 to newly established capital improvement program project account no. 980x203x252039, “Lot 23 Improvements,” is authorized to provide resources for permanent improvements to Lot 23 at Smale Riverfront Park.

Section 5. That the proper City officials are authorized to do all things necessary and proper to carry out the terms 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 donated funds so the City can enter into any contracts necessary to avoid project delays.

Passed: _____, 2025

Aftab Pureval, Mayor

Attest: _____
Clerk

April 9, 2025

To: Mayor and Members of City Council

202500741

From: Sheryl M. M. Long, City Manager

Subject: Emergency Ordinance – Budget: Then and Now Payment to CGI Technologies and Solutions, Inc.

Attached is an Emergency Ordinance captioned:

AUTHORIZING the payment of \$197,899.95 from General Fund Enterprise Software and Licenses Non-Departmental non-personnel operating budget account no. 050x952x0000x7418 to CGI Technologies and Solutions, Inc. for software licenses and maintenance services for the period of March 1, 2025 to February 28, 2026, pursuant to the attached then and now certificate from the Director of Finance.

Approval of this Emergency Ordinance authorizes the payment of \$197,899.95 to CGI Technologies and Solutions, Inc from General Fund Enterprise Software and Licenses Non-Departmental non-personnel operating budget account no. 050x952x0000x7418 for software licenses and maintenance services for the period of March 1, 2025 to February 28, 2026, pursuant to the attached then and now certificate from the Director of Finance.

On March 1, 2024, the City entered into a two-year contract extension with CGI Technologies and Solutions, Inc. for software licenses and maintenance services for the City Manager's Office – Office of Budget and Evaluation. The City began receiving software licenses and maintenance services on March 1, 2024, but funds were not encumbered for those services for the second year of the contract prior to March 1, 2025. Pursuant to the terms of the contract, software licenses and maintenance services totaling \$197,899.95 were provided to the City for the period of March 1, 2025 to February 28, 2026 before funds were properly encumbered.

Pursuant to Ohio Revised Code (ORC) Section 5705.41(D)(1), the Director of Finance has issued a certificate, attached to this ordinance, verifying that a sufficient sum was appropriated and in the City Treasury for the purpose of paying such charges under the contract both at the time the contract began and at the time the attached certificate was issued.

The reason for the emergency is the immediate need to pay CGI Technologies and Solutions, Inc. for the outstanding charges in a timely manner.

The Administration recommends passage of this Emergency Ordinance.

cc: Andrew M. Dudas, Budget Director
Steve Webb, Finance Director

Attachments

EMERGENCY

CNS

- 2025

AUTHORIZING the payment of \$197,899.95 from General Fund Enterprise Software and Licenses Non-Departmental non-personnel operating budget account no. 050x952x0000x7418 to CGI Technologies and Solutions, Inc. for software licenses and maintenance services for the period of March 1, 2025 to February 28, 2026, pursuant to the attached then and now certificate from the Director of Finance.

WHEREAS, on March 1, 2024, the City entered into a two-year contract extension with CGI Technologies and Solutions, Inc. (“Contractor”) for software licenses and maintenance services for the City Manager’s Office – Office of Budget and Evaluation; and

WHEREAS, the City Manager’s Office – Office of Budget and Evaluation began receiving software licenses and maintenance services on March 1, 2024, but funds were not encumbered for those services for the second year of the contract prior to March 1, 2025; and

WHEREAS, pursuant to the terms of the contract, Contractor began providing the City Manager’s Office – Office of Budget and Evaluation with software licenses and maintenance services, totaling \$197,899.95 for the period of March 1, 2025 to February 28, 2026, before funds were properly encumbered; and

WHEREAS, pursuant to R.C. Section 5705.41(D)(1), the Director of Finance has issued a certificate, attached to this ordinance, verifying that a sufficient sum was appropriated and in the City Treasury for the purpose of paying such charges under the contract both at the time the contract began and at the time the attached certificate was issued; and

WHEREAS, Council desires to provide payment to Contractor for the City’s outstanding obligation of \$197,899.95 for charges for software licenses and maintenance services from March 1, 2025 to February 28, 2026; now, therefore,

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

Section 1. That the Director of Finance is authorized to pay \$197,899.95 from General Fund Enterprise Software and Licenses Non-Departmental non-personnel operating budget account no. 050x952x0000x7418 to CGI Technologies and Solutions, Inc. for software licenses and maintenance services for the period of March 1, 2025 to February 28, 2026.

Section 2. That the proper City officials are authorized to do all things necessary and proper to carry out the provisions of Section 1.

Section 3. That this ordinance shall be an emergency measure necessary for the preservation of the public peace, health, safety, and general welfare and shall, subject to the terms of Article II, Section 6 of the Charter, be effective immediately. The reason for the emergency is the immediate need to pay CGI Technologies and Solutions, Inc. for the outstanding charges in a timely manner.

Passed: _____, 2025

Aftab Pureval, Mayor

Attest: _____
Clerk

CITY OF CINCINNATI
DIRECTOR OF FINANCE
THEN AND NOW CERTIFICATE

I, Steve Webb, Director of Finance for the City of Cincinnati, state the following:

WHEREAS, the City entered into a two-year contract extension, beginning on March 1, 2024, with CGI Technologies and Solutions, Inc. (“Contractor”) for software licenses and maintenance services for the City Manager’s Office – Office of Budget and Evaluation; and

WHEREAS, the City Manager’s Office – Office of Budget and Evaluation began receiving software licenses and maintenance services on March 1, 2024, but funds were not encumbered for those services for the second year of the contract prior to March 1, 2025; and

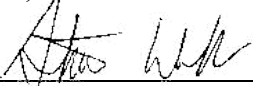
WHEREAS, pursuant to the terms of the contract, Contractor began providing the City Manager’s Office – Office of Budget and Evaluation with software licenses and maintenance services, totaling \$197,899.95 for the period of March 1, 2025 to February 28, 2026, before funds were properly encumbered; and

WHEREAS, Contractor has therefore not been compensated for the services it provided pursuant to the contract in an amount of \$197,899.95;

NOW, THEREFORE,

1. As of March 1, 2025, and as of the date this certificate was executed, I hereby verify that the City Treasury held a sufficient sum that was appropriated and available to pay for goods and services rendered under the City’s contract with CGI Technologies and Solutions, Inc. This verification is conditioned upon and subject to Council’s approval of an ordinance authorizing the drawing of a warrant in payment of amount due to CGI Technologies and Solutions, Inc. during this time period.

Signed,



Steve Webb, Director of Finance
City of Cincinnati

Date: 4/1/25

April 9, 2025

To: Mayor and Members of City Council

202500742

From: Sheryl M. M. Long, City Manager

Subject: Emergency Ordinance – GCWW: Ohio EPA Grant for Lead Service Line Replacement at Licensed Childcare Facilities

Attached is an Emergency Ordinance captioned:

AUTHORIZING the City Manager to apply for, accept, and appropriate a grant of up to \$500,000 from the Ohio Environmental Protection Agency to assist with the cost of replacing public and private lead service lines at licensed childcare facilities in the Greater Cincinnati Water Works service area; and **AUTHORIZING** the Director of Finance to receive and deposit grant funds for public lead service line replacement into Water Works Capital Permanent Improvement Fund revenue account no. 756x8527, and to receive and deposit grant funds for private lead service line replacement into Water Works Private Lead Service Line Replacement Special Revenue Fund revenue account number 312x8527.

This Emergency Ordinance authorizes the City Manager to apply for, accept, and appropriate grant resources in the amount of up to \$500,000 from the Ohio Environmental Protection Agency (OEPA) for the purpose of assisting with the cost of replacing public and private lead service lines at licensed childcare facilities in the Greater Cincinnati Water Works (GCWW) service area.

Childcare facilities are a high priority for lead service line replacement due to the vulnerability of children under age six to the hazardous effects of lead. GCWW identified 113 licensed childcare facilities in the service area that require either partial or full lead service line replacement including, but not limited to, the neighborhoods of Avondale, Bond Hill, Carthage, College Hill, CUF, Mt. Auburn, North Avondale, East Price Hill, West Price Hill, Westwood, Sedamsville, Spring Grove Village, South Fairmount, South Cumminsville, and the West End.

The City already applied for the grant, and the grant was awarded on February 27, 2025, but no grant funds will be accepted without approval by the City Council. This grant does not require matching funds, and there are no new FTEs/full time equivalents associated with this grant.

Replacing public and private lead service lines at licensed childcare facilities in the GCWW service area is in accordance with the “Sustain” goal to “[b]ecome a healthier Cincinnati” and strategy to “[c]reate a healthy environment and reduce energy consumption” as described on pages 181-186 of Plan Cincinnati (2012).

The reason for the emergency is the need to immediately accept grant resources and begin work to remove lead service lines to protect children from the risk of lead exposure.

The Administration recommends passage of this Emergency Ordinance.

cc: Andrew M. Dudas, Budget Director
Steve Webb, Finance Director



Attachment

EMERGENCY

KKF

-2025

AUTHORIZING the City Manager to apply for, accept, and appropriate a grant of up to \$500,000 from the Ohio Environmental Protection Agency to assist with the cost of replacing public and private lead service lines at licensed childcare facilities in the Greater Cincinnati Water Works service area; and **AUTHORIZING** the Director of Finance to receive and deposit grant funds for public lead service line replacement into Water Works Capital Permanent Improvement Fund revenue account no. 756x8527, and to receive and deposit grant funds for private lead service line replacement into Water Works Private Lead Service Line Replacement Special Revenue Fund revenue account no. 312x8527.

WHEREAS, funding is available from the Ohio Environmental Protection Agency in the form of a grant to public water systems for lead service line replacement projects; and

WHEREAS, Greater Cincinnati Water Works (“GCWW”) identified 113 licensed childcare facilities in the GCWW service area that require either partial or full lead service line replacement including, but not limited to, facilities in the neighborhoods of Avondale, Bond Hill, Carthage, College Hill, CUF, Mt. Auburn, North Avondale, East Price Hill, West Price Hill, Westwood, Sedamsville, Spring Grove Village, South Fairmount, South Cumminsville, and the West End; and

WHEREAS, childcare facilities are a high priority for lead service line replacement due to the vulnerability of children under age six to the hazardous effects of lead; and

WHEREAS, the City has already applied for the grant, and the grant was awarded on February 27, 2025, but no grant funds will be accepted without approval by Council; and

WHEREAS, this grant does not require matching funds, and there are no new FTEs/full time equivalents associated with this grant; and

WHEREAS, replacing public and private lead service lines at licensed childcare facilities in the GCWW service area is in accordance with the “Sustain” goal to “[b]ecome a healthier Cincinnati” and strategy to “[c]reate a healthy environment and reduce energy consumption” as described on pages 181-186 of Plan Cincinnati (2012); now, therefore,

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

Section 1. That the City Manager is authorized to apply for, accept, and appropriate a grant of up to \$500,000 from the Ohio Environmental Protection Agency to assist with the cost of replacing public and private lead service lines at licensed childcare facilities in the Greater Cincinnati Water Works service area.

Section 2. That the Director of Finance is authorized to receive and deposit grant funds for public lead service line replacement into Water Works Capital Permanent Improvement Fund revenue account no. 756x8527, and to receive and deposit grant funds for private lead service line replacement into Water Works Private Lead Service Line Replacement Special Revenue Fund revenue account no. 312x8527.

Section 3. That the proper City officials are authorized to do all things necessary and proper to carry out the terms of the grant and Sections 1 through 2.

Section 4. That this ordinance shall be an emergency measure necessary for the preservation of the public peace, health, safety, and general welfare and shall, subject to the terms of Article II, Section 6 of the Charter, be effective immediately. The reason for the emergency is the need to immediately accept grant resources and begin work to remove lead service lines to protect children from the risk of lead exposure.

Passed: _____, 2025

Aftab Pureval, Mayor

Attest: _____
Clerk

City of Cincinnati

Council



Melissa Autry, CMC
Clerk of Council

202505146

Office of the Clerk

April, 2025

801 Plum Street, Suite 308
Cincinnati, Ohio 45202
Phone (513) 352-3246
Fax (513) 352-2578

Termination

I hereby recommend the termination of Vanessa Daniel as a Deputy Clerk in the Office of the Clerk of Council pursuant to Article II, Section 5a of the Charter of the City of Cincinnati.


Melissa Autry, CMC
Clerk of Council

April 2, 2025

To: Mayor and Members of City Council

202500595

From: Sheryl M. M. Long, City Manager

Subject: Emergency Ordinance – Health: Amend Ordinance No. 0172-2024

Attached is an Emergency Ordinance captioned:

AMENDING Ordinance No. 172-2024 to allow the City to use resources from the Ohio Department of Health's Creating Healthy Communities grant for reimbursement of non-personnel expenses that are necessary for executing the Healthy Communities Program.

This Emergency Ordinance would amend Ordinance No. 0172-2024 to allow the City to use resources from the Ohio Department of Health (ODH)'s Creating Healthy Communities grant for reimbursement of non-personnel expenses that are necessary for executing the Healthy Communities Program.

On May 30, 2024, the City Council approved Ordinance No. 0172-2024, which authorized the City Manager to apply for, accept, and appropriate a grant, effective FY 2025, of up to \$120,000 from the State of Ohio Department of Health Creating Healthy Communities Program to reimburse existing staff for their work on the Healthy Communities Program.

The grant also allows for reimbursement of non-personnel expenses that assist the Cincinnati Health Department (CHD) in implementing the Healthy Communities Program. CHD seeks to utilize the grant funds for these non-personnel expenses, so amending Ordinance No. 0172-2024 is necessary to authorize this use of grant funds.

The reason for the emergency is the immediate need to authorize the use of grant funds for non-personnel expenses necessary for executing the Healthy Communities Program.

The Administration recommends passage of this Emergency Ordinance.

cc: Andrew M. Dudas, Budget Director
Steve Webb, Finance Director

Attachment

AMENDING Ordinance No. 172-2024 to allow the City to use resources from the Ohio Department of Health’s Creating Healthy Communities grant for reimbursement of non-personnel expenses that are necessary for executing the Healthy Communities Program.

WHEREAS, the Healthy Communities Program, a Cincinnati Health Department (“CHD”) initiative, advances health equity in Cincinnati through education, policy, and partnerships, addressing nutrition, physical activity, tobacco use, mental health, and other key health priorities; and

WHEREAS, on May 30, 2024, Council passed Ordinance No. 172-2024, which authorized the City Manager to apply for, accept, and appropriate a grant, effective FY 2025, of up to \$120,000 from the State of Ohio Department of Health Creating Healthy Communities Program to reimburse existing staff for their work on the Healthy Communities Program; and

WHEREAS, the grant also allows for reimbursement of non-personnel expenses related to the Healthy Communities Program, and CHD seeks to utilize the grant funds for these non-personnel expenses; and

WHEREAS, amending Ordinance No. 172-2024 is necessary to authorize the use of grant funds for non-personnel expenses necessary for executing the Healthy Communities Program; now, therefore;

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

Section 1. That Section 1 of Ordinance No. 172-2024, passed by Council on May 30, 2024, is amended as follows:

Section 1. That the City Manager is hereby authorized to apply for, accept, and appropriate a grant, effective FY 2025, of up to \$120,000 from the State of Ohio Department of Health Creating Healthy Communities Program ~~program~~ to reimburse the City for personnel and non-personnel expenses related to existing staff for their work on the Healthy Communities program.

Section 2. That all terms of Ordinance No. 172-2024 not amended or repealed by this ordinance 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 authorize the use of grant funds for non-personnel expenses necessary for executing the Healthy Communities Program.

Passed: _____, 2025

Aftab Pureval, Mayor

Attest: _____
Clerk

Deletions are indicated by strikethrough; additions are indicated by underline.

April 2, 2025

To: Mayor and Members of City Council

202500596

From: Sheryl M. M. Long, City Manager

**Subject: Emergency Ordinance – DOTE: Lunken Drainage Plan
Amending Ordinance No. 0240-2024**

Attached is an Emergency Ordinance captioned:

AMENDING Ordinance No. 240-2024 to increase the amount of grant funding the City Manager is authorized to accept from the Federal Bipartisan Infrastructure Law Airport Infrastructure Grant program (ALN 20.106) from \$1,250,000 to \$1,400,000 to aid in the development of the Lunken Airport drainage infrastructure plan; and **AUTHORIZING** the Director of Finance to deposit the additional \$150,000 in grant resources into the General Government Grants Fund revenue account no. 404x8554, Department of Transportation and Engineering project account no. 25DRN1.

Approval of this Emergency Ordinance amends Ordinance No. 0240-2024 to increase the amount of grant funding the City Manager is authorized to accept from the Federal Bipartisan Infrastructure Law Airport Infrastructure Grant (BIL/AIG) program (ALN 20.106) from \$1,250,000 to \$1,400,000. The program will aid in the development of the Lunken Airport drainage infrastructure plan. This Emergency Ordinance also authorizes the Director of Finance to deposit the additional \$150,000 in grant resources into Department of Transportation and Engineering General Government Grants Fund project account no. 25DRN1.

On June 12, 2024, the City Council passed Ordinance No. 0240-2024, which authorized the City Manager to accept and appropriate grant funding from the Federal Bipartisan Infrastructure Law Airport Infrastructure Grant program. The Ordinance also authorized the Director of Finance to deposit grant resources into a Department of Transportation and Engineering (“DOTE”) project account no. 25DRN1.

The cost estimate for the Lunken Airport drainage infrastructure plan has been updated to reflect current construction pricing trends. The federal participation grant match has also increased from 90 percent to 95 percent. After these changes, the BIL/AIG program will now contribute up to \$1,400,000 in grant funds to develop the Lunken Airport drainage infrastructure plan.

The BIL/AIG program will still require a local share, but the local grant match has been reduced from ten percent to five percent, which will be covered by resources available in the Department of Transportation & Engineering’s General Aviation

Fund non-personnel operating budget account no. 104x234x7200, effective FY 2025. There are no new FTEs/full time equivalents associated with this grant.

Developing a drainage infrastructure plan for Lunken Airport is in accordance with the “Connect” goal to “[d]evelop a regional transportation system that promotes economic vitality” as described on page 139 of Plan Cincinnati (2012).

The reason for the emergency is the immediate need to accept and appropriate additional grant resources to meet established project timelines.

The Administration recommends passage of this Emergency Ordinance.

cc: Andrew M. Dudas, Budget Director
Steve Webb, Finance Director



Attachment

EMERGENCY

KKF

- 2025

AMENDING Ordinance No. 240-2024 to increase the amount of grant funding the City Manager is authorized to accept from the Federal Bipartisan Infrastructure Law Airport Infrastructure Grant program (ALN 20.106) from \$1,250,000 to \$1,400,000 to aid in the development of the Lunken Airport drainage infrastructure plan; and **AUTHORIZING** the Director of Finance to deposit the additional \$150,000 in grant resources into the General Government Grants Fund revenue account no. 404x8554, Department of Transportation and Engineering project account no. 25DRN1.

WHEREAS, on June 12, 2024, Council passed Ordinance No. 240-2024, which authorized the City Manager to accept and to appropriate grant funding from the Federal Bipartisan Infrastructure Law Airport Infrastructure Grant (“BIL/AIG”) program and authorized the Director of Finance to deposit grant resources into the General Government Grants Fund revenue account no. 404x8554, Department of Transportation and Engineering (“DOTE”) project account no. 25DRN1; and

WHEREAS, the cost estimate for the Lunken Airport drainage infrastructure plan has been updated to reflect current construction pricing trends and the federal participation grant match has been increased from ninety percent to 95 percent; and

WHEREAS, after these changes, the BIL/AIG program will now contribute up to \$1,400,000 in grant funds to develop the Lunken Airport drainage infrastructure plan; and

WHEREAS, the BIL/AIG program will still require a local share, but the local grant match has been reduced from ten percent to five percent, which will be covered by resources available in DOTE General Aviation Fund non-personnel operating budget account no. 104x234x7200, effective FY 2025; and

WHEREAS, there are no new FTEs/full time equivalents associated with this grant; and

WHEREAS, developing a drainage infrastructure plan for Lunken Airport is in accordance with the “Connect” goal to “[d]evelop a regional transportation system that promotes economic vitality” as described on page 139 of Plan Cincinnati (2012); now, therefore,

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

Section 1. That Section 1 of Ordinance No. 240-2024, passed by Council on June 12, 2024, is amended as follows:

Section 1. That the City Manager is authorized to apply for, accept, and appropriate a grant of up to ~~\$1,250,000~~\$1,400,000, effective FY 2025, from the Federal Bipartisan Infrastructure Law FY 2024 Airport Infrastructure

Grant (“BIL/AIG”) program (ALN 20.106) to aid in the development of the Lunken Airport drainage infrastructure plan.

Section 2. That all terms of Ordinance No. 240-2024 not amended in this ordinance 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 accept and appropriate additional grant resources to meet established project timelines.

Passed: _____, 2025

Aftab Pureval, Mayor

Attest: _____
Clerk

Deletions are indicated by strikethrough; additions are indicated by underline.

April 2, 2025

To: Mayor and Members of City Council

202500597

From: Sheryl M. M. Long, City Manager

**Subject: Emergency Ordinance – DOTE: Black Music Walk of Fame
Pedestrian Wayfinding Donation From Hamilton County**

Attached is an Emergency Ordinance captioned:

AUTHORIZING the City Manager to accept and appropriate a donation of \$24,252 from Hamilton County to capital improvement program project account no. 980x232x242343, “Downtown Infrast. Coord. & Implemtn.,” to provide resources to the City for the design, fabrication and installation of 23 pedestrian wayfinding maps and directional signs that have been updated to include the Black Music Walk of Fame, which are installed throughout the riverfront area, as well as the neighborhoods of Downtown, Over-The-Rhine, Mt. Adams, and the West End; and **AUTHORIZING** the Director of Finance to deposit the donation into capital improvement program project account no. 980x232x242343, “Downtown Infrast. Coord. & Implemtn.”

Approval of this Emergency Ordinance authorizes the City Manager to accept and appropriate a donation of \$24,252 from Hamilton County to capital improvement program project account no. 980x232x242343 “Downtown Infrast. Coord. & Implemtn.” The purpose of this donation is to provide resources for the design, fabrication, and installation of 23 updated pedestrian wayfinding maps and directional signs to include the Black Music Walk of Fame. The Black Music Walk of Fame is installed throughout the riverfront area, as well as the neighborhoods of Downtown, Over-The-Rhine, Mt. Adams, and the West End. This Emergency Ordinance also authorizes the Director of Finance to deposit the donation into the capital improvement program project account no. 980x232x242343 “Downtown Infrast. Coord. & Implemtn.”

The City of Cincinnati is home to the Black Music Walk of Fame, which Hamilton County constructed at the Banks to celebrate the legacy and untold stories of music artists, songwriters, producers, and musicians from Cincinnati, Hamilton County, and Southwest Ohio. The original pedestrian wayfinding maps and signs predated the creation of the Black Music Walk of Fame. The City has already updated the pedestrian wayfinding maps to include the Black Music Walk of Fame, so that visitors could more easily make their way to this important landmark. The donation from Hamilton County will reimburse the City for the fabrication and installation of the 23 new pedestrian wayfinding signs.

Accepting a donation from Hamilton County to update pedestrian wayfinding maps and directional signs to include the Black Music Walk of Fame is in accordance with the “Live” goals to “[b]uild a robust public life” and “[c]reate a more livable community” as well as the strategies to “[d]evelop and maintain inviting and engaging public spaces to encourage social interaction between different types of people” and to “[b]ecome more walkable” as described on pages 147-159 of Plan Cincinnati (2012).

The reason for the emergency is the immediate need to accept the donation as a reimbursement to the City for spending that has already occurred.

The Administration recommends passage of this Emergency Ordinance.

cc: Andrew M. Dudas, Budget Director
Steve Webb, Finance Director



Attachment

EMERGENCY

MSS

-2025

AUTHORIZING the City Manager to accept and appropriate a donation of \$24,252 from Hamilton County to capital improvement program project account no. 980x232x242343, “Downtown Infrast. Coord. & Implemtn.,” to provide resources to the City for the design, fabrication, and installation of 23 pedestrian wayfinding maps and directional signs that have been updated to include the Black Music Walk of Fame, which are installed throughout the riverfront area, as well as the neighborhoods of Downtown, Over-The-Rhine, Mt. Adams, and the West End; and **AUTHORIZING** the Director of Finance to deposit the donation into capital improvement program project account no. 980x232x242343, “Downtown Infrast. Coord. & Implemtn.”

WHEREAS, the City of Cincinnati is home to the Black Music Walk of Fame, which Hamilton County constructed at the Banks to celebrate the legacy and untold stories of musical artists, songwriters, producers, and musicians from Cincinnati, Hamilton County, and Southwest Ohio; and

WHEREAS, the City has installed several pedestrian wayfinding maps throughout the riverfront area, as well as the neighborhoods of Downtown, Over-The-Rhine, Mt. Adams, and the West End; and

WHEREAS, these original maps and signs predated the creation of the Black Music Walk of Fame, which consequently was absent from the pedestrian wayfinding maps; and

WHEREAS, the City has already updated the pedestrian wayfinding maps to include the Black Music Walk of Fame, so that visitors can more easily make their way to this important landmark; and

WHEREAS, Hamilton County is donating \$24,252 to reimburse the City for the fabrication and installation of the 23 new pedestrian wayfinding signs; and

WHEREAS, accepting a donation from Hamilton County to update pedestrian wayfinding maps and directional signs to include the Black Music Walk of Fame is in accordance with the “Live” goals to “[b]uild a robust public life” and “[c]reate a more livable community” as well as the strategies to “[d]evelop and maintain inviting and engaging public spaces to encourage social interaction between different types of people” and to “[b]ecome more walkable” as described on pages 147-159 of Plan Cincinnati (2012); now, therefore,

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

Section 1. That the City Manager is authorized to accept and appropriate a donation of \$24,252 from Hamilton County to capital improvement program project account no. 980x232x242343, “Downtown Infrast. Coord. & Implemtn.,” to provide resources for the design,

fabrication, and installation of 23 pedestrian wayfinding maps and directional signs that have been updated to include the Black Music Walk of Fame, which are installed throughout the riverfront area, as well as the neighborhoods of Downtown, Over-The-Rhine, Mt. Adams, and the West End.

Section 2. That the Director of Finance is authorized to deposit the donation into capital improvement program project account no. 980x232x242343, “Downtown Infrast. Coord. & Implemntn.”

Section 3. That the proper City officials are authorized to do all things necessary and proper to carry out the provisions of Sections 1 and 2.

Section 4. That this ordinance shall be an emergency measure necessary for the preservation of the public peace, health, safety, and general welfare and shall, subject to the terms of Article II, Section 6 of the Charter, be effective immediately. The reason for the emergency is the immediate need to accept the donation as a reimbursement to the City for spending that has already occurred.

Passed: _____, 2025

Aftab Pureval, Mayor

Attest: _____
Clerk