

PROCEEDINGS/MINUTES OF CITY COUNCIL

...February 1, 2017...

Council convened at 3:24 p.m., Mayor John Cranley, Presiding. Present were Councilmembers Flynn, Mann, Murray, Seelbach, Simpson, Sittenfeld, Winburn and Young.

Also in attendance were City Manager Harry Black, City Solicitor Paula Boggs Muething and Clerk of Council Melissa Autry.

Council observed a moment of silent prayer and recited the Pledge of Allegiance to the Flag.

There being no objection, Minutes of the previous session of Council were ordered Filed.

Items on the Council Calendar and items presented By-Leaved were disposed of as follows:

Councilmember Smitherman was excused.

MAYOR CRANLEY

Item #: 201700171

APPOINTMENT, submitted by Mayor John Cranley, subject to the consent of Council, I hereby recommend the appointment of Tonya Banks to the Human Services Advisory Board.

Status/Recommendations:

HELD ONE WEEK PURSUANT TO RULE OF COUNCIL

Item #: 201700172

APPOINTMENT, submitted by Mayor John Cranley, subject to the consent of Council, I hereby recommend the appointment of Ellen Katz to the Human Services Advisory Board.

Status/Recommendations:

HELD ONE WEEK PURSUANT TO RULE OF COUNCIL

MR. FLYNN

Item #: 201700158

MOTION, dated 1/30/2017 submitted by Councilmember Flynn, WE MOVE that City Administration identify those items showing on the income side of the ledger, for which and encumbrance is or will be posted this year or shortly thereafter in FY18(as with police details where the money has been paid to the City but the payments to the Police Officers, who earned the detail money, have not yet occurred). WE FURTHER MOVE that the City Administration identify those items contained in the City Manager's Budget Update for FY 2017, the Mayor's additions to the Fy17 Budget, and the Fy16 closeout additions to the FY17 budget, from whatever source, which have not yet been expensed or encumbered or required to be paid by existing contracts. WE FURTHER MOVE that the City Administration put on hold entering into any further contracts regarding expenditures of money in FY17. (STATEMENT ATTACHED)

Status/Recommendations:

BUDGET AND FINANCE COMMITTEE

MR. SEELBACH

Item #: 201700159

RESOLUTION, submitted by Councilmember Seelbach, EXPRESSING the City of Cincinnati's opposition to anti-Semitism; REAFFIRMING the City's commitment to being a place welcoming of all faith; REAFFIRMING that hate crime laws protect those who are victims of crimes solely due to their faith; and further EXPRESSING the City's support for the Jewish community in the City of Cincinnati.

*** Held one week.

Status/Recommendations:

PASS

MS. SIMPSON

Item #: 201700160

RESOLUTION, submitted by Councilmember Yvette Simpson, RECOGNIZING the lifelong contributions of Judge John Andrew West and expressing Council's sincere appreciation for his efforts and accomplishments as an esteemed local leader whose achievements have helped others succeed in the legal profession.

Status/Recommendations:

PASS

*** PASSED 0008-2017

MR. WINBURN	Y
MR. YOUNG	Y
MR. FLYNN	Y
MR. MANN	Y
MS. MURRAY	Y
MR. SEELBACH	Y
MS. SIMPSON	Y
MR. SITTENFELD	Y
MR. SMITHERMAN	A

MR. WINBURN
MR. YOUNG
MS. MURRAY
MR. SEELBACH
MS. SIMPSON

Item #: 201700173

MOTION, submitted by Councilmembers Winburn, Young, Murray, Seelbach and Simpson, WE move that City Council direct the City Manager to develop and execute a plan for the following: 1. Find a temporary location for District 5 police headquarters by May 1, 2017. 2. Identify in the FY 18 capital budget funds to find a location and build a new permanent District 5 Police Facility. 3. Hire an independent, professional building inspector to conduct a thorough and comprehensive inspection of the current District 5 Police Facility in conjunction with the Federal and State Occupational Safety and Health Administration. The City Manager should provide this report to the Budget and Finance Committee within one month of this motion passage. (STATEMENT ATTACHED)

Status/Recommendations:

LAW & PUBLIC SAFETY COMMITTEE

MR. YOUNG

Item #: 201700161

RESOLUTION, submitted by Councilmember Young, EXPRESSING the desire of Council for Cincinnati to be a welcoming and inclusive city for all immigrants to live, work, or visit by declaring the city of Cincinnati to be a sanctuary City; and REQUESTING the Administration to adopt policies that further the City's role as a Sanctuary City.

Status/Recommendations:

PASS

*** PASSED 0009-2017

MR. WINBURN	N
MR. YOUNG	Y
MR. FLYNN	Y
MR. MANN	Y
MS. MURRAY	N
MR. SEELBACH	Y
MS. SIMPSON	Y
MR. SITTFELD	Y
MR. SMITHERMAN	A

CITY MANAGER

Item #: 201700134

ORDINANCE, submitted by Harry Black, City Manager, on 2/1/2017, authorizing the transfer and appropriation of the sum of \$426,066.83 from the Department of Community and Economic Development account no. 050x162x7100 to the Cincinnati Recreation Commission Citizens Summer Job Fund 308, account no. 308x199x7100, for the purpose of operating the Community Development Block Grant Summer Youth Employment Program.

Status/Recommendations:

BUDGET AND FINANCE COMMITTEE

Item #: 201700136

ORDINANCE (EMERGENCY) submitted by Harry Black, City Manager, on 2/1/2017, authorizing the implementation of the labor management agreement between the City of Cincinnati and the Teamsters Local 100; and further AUTHORIZING the City Manager to execute the terms of the new labor management agreement, which is reflected in the tentative agreement attached hereto.

Status/Recommendations:

BUDGET AND FINANCE COMMITTEE

Item #: 201700121

REPORT, dated 2/1/2017, submitted by Harry Black, City Manager, on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for Fuel Cincinnati Inc. DBA (Not Listed), 1424 Main Street. (#2957695, New, D5H) [Objections: None]

Status/Recommendations:

FILE

*** FILED

Item #: 201700122

REPORT, dated 2/1/2017, submitted by Harry Black, City Manager, on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for Please LLC DBA (Not Listed), 1405 Clay Street. (#69648110005, Transfer of Ownership, D5J, D6) [Objections: None]

Status/Recommendations:

FILE

*** FILED

Item #: 201700123

REPORT, dated 2/1/2017, submitted by Harry Black, City Manager, on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for Reading Business Venture LLC DBA Shop Rite, 7911 Reading Road. (#7230877, Transfer of Ownership, C1, C2, D6) [Objections: None]

Status/Recommendations:

FILE

*** FILED

Item #: 201700124

REPORT, dated 2/1/2017, submitted by Harry Black, City Manager, regarding Special Event Permit Application for Tusculum Street Festival.

Status/Recommendations:

FILE

*** FILED

Item #: 201700125

REPORT, dated 2/1/2017, submitted by Harry Black, City Manager, regarding Special Event Permit Application for Bud Light Tailgate Zones.

Status/Recommendations:

FILE

*** FILED

Item #: 201700126

REPORT, dated 2/1/2017, submitted by Harry Black, City Manager, regarding Special Event Permit Application for Cold Nights & Warm Spirits.

Status/Recommendations:

FILE

*** FILED

Item #: 201700127

REPORT, dated 2/1/2017, submitted by Harry Black, City Manager, regarding Special Event Permit Application for Girls on the Run (Spring).

Status/Recommendations:

FILE

*** FILED

Item #: 201700128

REPORT, dated 2/1/2017, submitted by Harry Black, City Manager, regarding Special Event Permit Application for March for Babies.

Status/Recommendations:

FILE

*** FILED

Item #: 201700129

REPORT, dated 2/1/2017, submitted by Harry Black, City Manager, regarding Special Event Permit Application for Redlegs Run.

Status/Recommendations:

FILE

*** FILED

Item #: 201700130

REPORT, dated 2/1/2017, submitted by Harry Black, City Manager, regarding Special Event Permit Application for Reds Community Fund Block Party.

Status/Recommendations:

FILE

*** FILED

Item #: 201700131

REPORT, dated 2/1/2017, submitted by Harry Black, City Manager, regarding Special Event Permit Application for St. Patrick's Day Parade.

Status/Recommendations:

FILE

*** FILED

Item #: 201700138

REPORT, dated 2/1/2017, submitted by Harry Black, City Manager, regarding surplus funding request - Fighting Heroin and Crack Epidemic. (SEE DOCUMENT #201601219 FOR MOTION)

Status/Recommendations:

LAW & PUBLIC SAFETY COMMITTEE

Item #: 201700137

RESOLUTION (LEGISLATIVE) submitted by Harry Black, City Manager, on 2/1/2017, declaring the need for emergency repairs to sidewalks, sidewalk areas, curbs and/or gutters at miscellaneous locations in the City and the need for levying assessments for the cost of such repairs on the abutting properties in accordance with Cincinnati Municipal Code Sections 721-149 through 721-169.

Status/Recommendations:

BUDGET AND FINANCE COMMITTEE

CLERK OF COUNCIL

Item #: 201700162

COMMUNICATION, submitted by the Clerk of Council from Jacqueline Panioto, Clerk, Board of County Commissioners, Hamilton County, Ohio, adopting a resolution seeking the reinstatement of weekly negotiations with the City of Cincinnati regarding the future of MSD.

Status/Recommendations:

FILE

*** FILED

Item #: 201700139

REGISTRATION, (UPDATED) submitted by the Clerk of Council from Legislative Agent Katherine Ott Zehnder, Civil Engineer, c/o 28 Liberty Ship Way, Suite 2815, Sausalito, CA, 94965-3321.

Status/Recommendations:

FILE

*** FILED

Item #: 201700140

REGISTRATION, (UPDATED) submitted by the Clerk of Council from Legislative Agent Kenneth P. Westbrook, Chairman Transit Division and CEO Rail Division, 720 E. Butterfield Road, Suite 300, Lombard, Illinois 60148.

Status/Recommendations:

FILE

*** FILED

Item #: 201700141

REGISTRATION, (UPDATED) submitted by the Clerk of Council from Legislative Agent Transdev North America, Inc., 720 E. Butterfield Road, Suite 300, Lombard, Illinois 60148.

Status/Recommendations:

FILE

*** FILED

Item #: 201700142

REGISTRATION, (UPDATED) submitted by the Clerk of Council from Legislative Agent Charles J. Luken, Attorney/Lobbyist, Calfee, Halter & Griswold, LLP, 255 East Fifth Street, Suite 2800, Cincinnati, Ohio 45202-4728. (JACK CINCINNATI CASINO)

Status/Recommendations:

FILE

*** FILED

Item #: 201700143

REGISTRATION, (UPDATED) submitted by the Clerk of Council from Meghan Glynn, Calfee, Strategic Solutions LLC, Director of Communications, 255 East Fifth Street, Cincinnati, Ohio 45202 (JACK CINCINNATI CASINO LLC)

Status/Recommendations:

FILE

*** FILED

Item #: 201700144

REGISTRATION, (UPDATED) submitted by the Clerk of Council from Legislative Agent Meghan Glynn, Calfee, Strategic Solutions LLC, Director of Communications, 255 East Fifth Street, Cincinnati, Ohio 45202. (Cincinnati NKY International Airport)

Status/Recommendations:

FILE

*** FILED

Item #: 201700145

REGISTRATION, (UPDATED) submitted by the Clerk of Council from Legislative Agent Meghan Glynn, Calfee, Strategic Solutions LLC Director of Communications, 255 East Fifth Street, Cincinnati, Ohio 45202. (KeyCorp & Subsidiaries)

Status/Recommendations:

FILE

*** FILED

Item #: 201700146

REGISTRATION, (UPDATED) submitted by the Clerk of Council from Legislative Agent George T. Glover, Managing Director, Focused Capitol Solutions LLC, 425 Walnut Street, Suite 1800, Cincinnati, Ohio 45202-3957. (People Working Cooperatively Inc.)

Status/Recommendations:

FILE

*** FILED

Item #: 201700147

REGISTRATION, (UPDATED) submitted by the Clerk of Council from Legislative Agent George T. Glover, Managing Director, Focused Capitol Solutions LLC, 425 Walnut Street, Suite 1800, Cincinnati, Ohio 45202-3957. (Motorola Solutions LLC)

Status/Recommendations:

FILE

*** FILED

Item #: 201700148

REGISTRATION, (UPDATED) submitted by the Clerk of Council from Legislative Agent George T. Glover, Managing Director, Focused Capitol Solutions, LLC, 425 Walnut Street, Suite 1800, Cincinnati, Ohio 45202-3957.

Status/Recommendations:

FILE

*** FILED

Item #: 201700149

REGISTRATION, (UPDATED) submitted by the Clerk of Council from Legislative Agent Carrie J. Pastor, Government Affairs Manager, Cincinnati USA Regional Chamber, 3 E. Fourth Street, Suite 200, Cincinnati, Ohio 45202.

Status/Recommendations:

FILE

*** FILED

Item #: 201700150

REGISTRATION, (UPDATED) submitted by the Clerk of Council for Legislative Agent Jason Kershner, Vice President, Government Affairs, Cincinnati USA Regional Chamber, 3 East Fourth Street, Suite 200, Cincinnati, Ohio 45202.

Status/Recommendations:

FILE

*** FILED

Item #: 201700151

REGISTRATION, (UPDATED) submitted by the Clerk of Council from Legislative Agent Edward J. Babbitt, Vice President, Senior Counsel, Western & Southern Financial Group, 400 Broadway, Cincinnati, Ohio 45202.

Status/Recommendations:

FILE

*** FILED

Item #: 201700152

REGISTRATION, (UPDATED) submitted by the Clerk of Council from Legislative Agent Christopher S. Colwell, Consultant, 574 Belle Meade Farm Drive, Loveland, Ohio 45140.

Status/Recommendations:

FILE

*** FILED

Item #: 201700153

REGISTRATION, (UPDATED) submitted by the Clerk of Council from Legislative Agent Charles J. Luken, Attorney/Lobbyist, Calfee, Halter & Griswold, LLP, 255 East Fifth Street, Suite 2800, Cincinnati, Ohio 45202-4728.

Status/Recommendations:

FILE

*** FILED

Item #: 201700154

STATEMENT, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement, Brien K. Phillips, Public Services/Superintendent of Administration.

Status/Recommendations:

FILE

*** FILED

Item #: 201700155

STATEMENT, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Joel Q. Koopman, Deputy Director/Public Services.

Status/Recommendations:

FILE

*** FILED

Item #: 201700156

STATEMENT, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement Sheila R. Hill-Christian, Assistant City Manager.

Status/Recommendations:

FILE

*** FILED

Item #: 201700157

STATEMENT, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Jarrod K. Bolden, Superintendent.

Status/Recommendations:

FILE

*** FILED

BUDGET AND FINANCE COMMITTEE

Item #: 201700094

ORDINANCE (EMERGENCY) submitted by Harry Black, City Manager, on 1/25/2017, authorizing the City manager to execute a Property Sale and Development Agreement with Nassau Avenue Investments, LLC, an affiliate of the Model Group, for the sale, at fair market value, of City-owned property located at 939 E. McMillan Street in the Walnut Hills neighborhood of Cincinnati, to enable the mixed-use redevelopment of the property.

Status/Recommendations:

PASS EMERGENCY

*** PASSED EMERGENCY 0024-2017

MR. WINBURN	Y
MR. YOUNG	Y
MR. FLYNN	Y
MR. MANN	Y
MS. MURRAY	Y
MR. SEELBACH	Y
MS. SIMPSON	Y
MR. SITTENFELD	Y
MR. SMITHERMAN	A

LAW & PUBLIC SAFETY COMMITTEE

Item #: 201700132

RESOLUTION, submitted by Councilmember Christopher Smitherman, EXPRESSING the support of the Mayor and City Council for increasing the amount of the award available from Crime Stoppers of Greater Cincinnati and Northern Kentucky to as much as \$10,000 in private donations for useful information about murders involving a child victim, in order to increase the likelihood of obtaining reliable information and solving the cases, thereby increasing public safety in Cincinnati and the surrounding region.

Status/Recommendations:

PASS

*** PASSED 0010-2017

MR. WINBURN	Y
MR. YOUNG	Y
MR. FLYNN	Y
MR. MANN	Y
MS. MURRAY	Y
MR. SEELBACH	Y
MS. SIMPSON	Y
MR. SITTENFELD	Y
MR. SMITHERMAN	A

TRANSPORTATION & REGIONAL COOPERATION COMMITTEE

Item #: 201700113

ORDINANCE (EMERGENCY) submitted by Harry Black, City Manager, on 1/25/2017, authorizing the City Manager to execute a Lease Agreement with the Southwest Ohio Regional Transit Authority pursuant to which the City will authorize use

of certain public right-of-way adjacent to Ibsen Avenue in the Oakley neighborhood of Cincinnati for use as a Metro Bus Transit Hub.

Status/Recommendations:

PASS EMERGENCY

*** PASSED EMERGENCY 0025-2017

MR. WINBURN Y

MR. YOUNG Y

MR. FLYNN Y

MR. MANN Y

MS. MURRAY Y

MR. SEELBACH Y

MS. SIMPSON Y

MR. SITTENFELD Y

MR. SMITHERMAN A