

PROCEEDINGS/MINUTES OF CITY COUNCIL

...March 15, 2017...

Council convened at 3:34 p.m., Mayor John Cranley, Presiding. Present were Councilmembers Flynn, Mann, Murray, Seelbach, Simpson, Sittenfeld, Smitherman, 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:

MAYOR CRANLEY

Item #: 201700381

APPOINTMENT, submitted by Mayor John Cranley subject to the consent of Council, I hereby recommend the appointment of Dr. Joe N. Hackworth, MD to the Cincinnati Board of Health Commissioners for a three year term.

Status/Recommendations:

CONFIRM

*** CONFIRMED

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

Item #: 201700425

APPOINTMENT, submitted by Mayor John Cranley subject to the consent of Council, I hereby recommend the appointment of John Eby to the Cincinnati Planning Commission for a five year term.

*** Held one week.

Status/Recommendations:

HELD ONE WEEK PURSUANT TO RULE OF COUNCIL

Item #: 201700404

COMMUNICATION, submitted by Mayor John Cranley, from Anzora Adkins, Evanston Community Council, supporting the establishment of a Housing Court in Hamilton County.

Status/Recommendations:
NEIGHBORHOODS COMMITTEE

Item #: 201700405
COMMUNICATION, submitted by Mayor John Cranley, from Hartwell Improvement Association Board of Directors, supporting the Mayor's initiative to establish a full-time housing court for the city of Cincinnati and Hamilton County.

Status/Recommendations:
NEIGHBORHOODS COMMITTEE

Item #: 201700406
COMMUNICATION, submitted by Mayor John Cranley, from Stefanie Sunderland, Executive Director, Cincinnati Northside Community Urban Redevelopment Corporation, regarding Full Time Cincinnati Housing Court.

Status/Recommendations:
NEIGHBORHOODS COMMITTEE

Item #: 201700407
COMMUNICATION, submitted by Mayor John Cranley, from Keith Blake, President, West End Community Council, regarding West End Community Council Support for Housing Court.

Status/Recommendations:
NEIGHBORHOODS COMMITTEE

Item #: 201700408
COMMUNICATION, submitted by Mayor John Cranley, from Marilyn Evans, President and Dana Winn, Vacant Property Action Team, Communities United For Action, regarding a full time housing court in Cincinnati.

Status/Recommendations:
NEIGHBORHOODS COMMITTEE

Item #: 201700409
COMMUNICATION, submitted by Mayor John Cranley, from Larry Eiser, President, WestCURC Board, supporting the housing court.

Status/Recommendations:
NEIGHBORHOODS COMMITTEE

Item #: 201700410

COMMUNICATION, submitted by Mayor John Cranley, from Gary Robbins, President, Spring Grove Village Community Council, regarding Full-time Housing Court.

Status/Recommendations:

NEIGHBORHOODS COMMITTEE

Item #: 201700411

COMMUNICATION, submitted by Mayor John Cranley, from Luke Brockmeier, President Madisonville Community Council, regarding a Housing Court for Hamilton County.

Status/Recommendations:

NEIGHBORHOODS COMMITTEE

Item #: 201700412

COMMUNICATION, submitted by Mayor John Cranley, from H. Drewry Gores, President, The East Walnut Hills Assembly, Inc., supporting the proposed housing court.

Status/Recommendations:

NEIGHBORHOODS COMMITTEE

Item #: 201700413

COMMUNICATION, submitted by Mayor John Cranley, from Patricia Garry, Executive Director, Community Development Corporations Association of Greater Cincinnati, endorsing your proposal to create a Housing Court in Cincinnati.

Status/Recommendations:

NEIGHBORHOODS COMMITTEE

Item #: 201700414

COMMUNICATION, submitted by Mayor John Cranley, from Sara M. Sheets, Executive Director, MCURC, supporting the creation of a full-time Housing Court in Cincinnati.

Status/Recommendations:

NEIGHBORHOODS COMMITTEE

Item #: 201700415

COMMUNICATION, submitted by Mayor John Cranley, from Dan Kasprowicz, President, Kennedy Heights Community Council, proposing a housing court initiative at City Hall.

Status/Recommendations:

NEIGHBORHOODS COMMITTEE

Item #: 201700416

COMMUNICATION, submitted by Mayor John Cranley, from Jennifer Farrell Emerich, Housing Committee Chairperson, Pleasant Ridge Community Council, supporting the creation of a Hamilton County Housing Court.

Status/Recommendations:

NEIGHBORHOODS COMMITTEE

Item #: 201700417

COMMUNICATION, submitted by Mayor John Cranley, from Toni Miller, President, Walnut Hill Area Council, support the concept of a housing court.

Status/Recommendations:

NEIGHBORHOODS COMMITTEE

Item #: 201700418

COMMUNICATION, submitted by Mayor John Cranley, from Ken Smith, Executive Director, Price Hill WILL, regarding proposed Hamilton County Housing Court.

Status/Recommendations:

NEIGHBORHOODS COMMITTEE

Item #: 201700419

COMMUNICATION, submitted by Mayor John Cranley, from Mary Jenkins, President, Westwood Civic Association, supporting the concept of a housing court to address blight and to hold accountable irresponsible and absentee landlords and property owners.

Status/Recommendations:

NEIGHBORHOODS COMMITTEE

Item #: 201700420

COMMUNICATION, submitted by Mayor John Cranley, from Wendy L. O'Neal MWDC Board President, supporting the creation of a Housing Court in Cincinnati/Hamilton County.

Status/Recommendations:

NEIGHBORHOODS COMMITTEE

MR. YOUNG
MS. SIMPSON
MS. MURRAY
MR. SMITHERMAN

Item #: 201700398

MOTION, dated 3/15/2017, submitted by Vice Mayor David Mann, Councilmembers Young, Simpson, Murray and Smitherman, WE MOVE that the Administration update the Community Council directory maintained by DCED quarterly; each quarter, DCED should publish the updated directory on its website and share it with City Council. (STATEMENT ATTACHED)

Status/Recommendations:

NEIGHBORHOODS COMMITTEE

MS. SIMPSON

Item #: 201700399

COMMUNICATION, dated 3/13/2017 submitted by Councilmember Simpson, from Ann Chisko, regarding PRCC Pipeline Handout.

Status/Recommendations:

EDUCATION & ENTREPRENEURSHIP COMMITTEE

Item #: 201700426

COMMUNICATION, submitted by Councilmember Simpson, from Eric T. Prather Sr., regarding replacing FF Willie Jones Leading Fire Cadet Program

Status/Recommendations:

LAW & PUBLIC SAFETY COMMITTEE

Item #: 201700427

COMMUNICATION, submitted by Councilmember Simpson from Brenda Hosken, regarding Firefighter Willie Jones.

Status/Recommendations:

LAW & PUBLIC SAFETY COMMITTEE

Item #: 201700428

COMMUNICATION, submitted by Councilmember Simpson from Tonya Wallace-Mullins, regarding Cincinnati Fire Department Cadet Program.

Status/Recommendations:

LAW & PUBLIC SAFETY COMMITTEE

MS. SIMPSON
MR. YOUNG
MR. SEELBACH

Item #: 201700402

MOTION, dated 3/14/2017 submitted by Councilmembers Simpson, Young and Seelbach, WE MOVE that the Administration pause participation in establishing the Housing Court until the Administration ensures the purpose of the Court is to protect owner-occupied properties from dispossession, while simultaneously holding less vulnerable property owners like investment properties accountable for non-compliance of City code. (STATEMENT ATTACHED)

Status/Recommendations:

NEIGHBORHOODS COMMITTEE

Item #: 201700403

MOTION, dated 3/14/2017 submitted by Councilmembers Simpson, Young and Seelbach, WE DIRECT the Administration to halt all enforcement of citations related to the NEP in Mt. Auburn and East Westwood, excluding any citations on investment properties, until the City resolves all complaints found valid. WE FURTHER DIRECT the administration to develop a plan that doesn't disproportionately affect those property owners that can't immediately afford repairs. (STATEMENT ATTACHED)

Status/Recommendations:

NEIGHBORHOODS COMMITTEE

MR. WINBURN

Item #: 201700394

COMMUNICATION, dated 3/13/2017 submitted by Councilmember Winburn, from Timothy G. Mara, regarding Problem Landlord at 1425-1429 Pleasant Street in OTR. Asking members of Council to take action to impose greater fines and other penalties on chronic violators.

Status/Recommendations:

BUDGET AND FINANCE COMMITTEE

Item #: 201700429

COMMUNICATION, submitted by Councilmember Winburn from John "Satch" Coletta, regarding request for The Shield.

Status/Recommendations:

LAW & PUBLIC SAFETY COMMITTEE

CITY MANAGER

Item #: 201700335

ORDINANCE (EMERGENCY) submitted by Harry Black, City Manager, on 3/8/2017, authorizing the City Manager to apply for and accept a grant of up to \$25,000 through the Federal FY 2017 Certified Local Government Grant Program, which grants are applied for and strictly available to certified local governments in Ohio with demonstrated historic preservation programs, which funds shall be used to provide funding to update the existing Over-the-Rhine Historic District Guidelines document which will thereafter provide a template with which to model user-friendly historic district guidelines for other historic districts within Cincinnati.

Status/Recommendations:

BUDGET AND FINANCE COMMITTEE

Item #: 201700377

ORDINANCE (EMERGENCY) submitted by Harry Black, City Manager, on 3/15/2017, authorizing the City Manager to enter into a Bridge Maintenance Agreement with the Board of County Commissioners of Hamilton County, Ohio with respect to County structural maintenance responsibility on certain bridges located within the corporate limits of the City of Cincinnati from 2017 through 2026.

Status/Recommendations:

TRANSPORTATION & REGIONAL COOPERATION COMMITTEE

Item #: 201700375

REPORT, dated 3/15/2017, submitted by Harry Black, City Manager, regarding Cleinview Avenue retaining wall and hillside movement. (SEE DOCUMENT #201700197 FOR COMMUNICATION)

Status/Recommendations:

NEIGHBORHOODS COMMITTEE

Item #: 201700376

REPORT, dated 3/15/2017, submitted by Harry Black, City Manager, regarding Stanford Poole. (SEE DOCUMENT #201700307 FOR COMMUNICATION)

Status/Recommendations:

NEIGHBORHOODS COMMITTEE

Item #: 201700384

REPORT, dated 3/15/2017, submitted by Harry Black, City Manager, regarding Budget Monitoring for the Period Ending January 31, 2017.

Status/Recommendations:

BUDGET AND FINANCE COMMITTEE

CLERK OF COUNCIL

Item #: 201700395

COMMUNICATION, dated 3/6/2017 submitted by the Clerk of Council from Sherry Poland, Director, Hamilton County Board of Elections, regarding City of Cincinnati Precinct Realignment.

Status/Recommendations:

FILE

*** FILED

Item #: 201700396

STATEMENT, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Richard L. Walker, III, Information Technology Manager.

Status/Recommendations:

FILE

*** FILED

Item #: 201700397

STATEMENT, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Stan V. Ross, Collaborative Agreement Sustainability Manager.

Status/Recommendations:

FILE

*** FILED

Item #: 201700421

STATEMENT, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Christopher S. Seelbach, City of Cincinnati/Councilmember

Status/Recommendations:

FILE

*** FILED

Item #: 201700422

STATEMENT, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Christopher S. Seelbach, Councilmember (ETHICS)

Status/Recommendations:

FILE

*** FILED

BUDGET AND FINANCE COMMITTEE

Item #: 201700386

MOTION, dated 03/10/2017, submitted by Councilmember Winburn, WE MOVE that City Council direct the City Solicitor to draft an ordinance reflecting "Option #2 from item # 201700072 report titled "Baum Street Underground Utilities Project - Supplemental Report". (STATEMENT ATTACHED)

Status/Recommendations:

ADOPT

*** ADOPTED

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

Item #: 201700348

ORDINANCE, submitted by Harry Black, City Manager, on 3/8/2017, establishing capital improvement program project account no. 882x104x171032, "Energy Efficiency Improvements"; and further AUTHORIZING the appropriation of the sum of \$904,000 from the unappropriated surplus of Master Lease Program Fund 882 to the newly established capital improvement program project account no. 882x104x171032, "Energy Efficiency Improvements," for the purpose of implementing various energy improvement City projects financed through a Master Lease Agreement with Creekwood Energy.

Status/Recommendations:

PASS

*** PASSED 0057-2017

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

Item #: 201700389

ORDINANCE (EMERGENCY) submitted by Harry Black, City Manager, on 3/13/2017, to vacate all of Boston Street and the majority of Whatley Street.

Status/Recommendations:

PASS EMERGENCY

*** PASSED EMERGENCY 0058-2017

MS. SIMPSON	Y
MR. SITTENFELD	Y
MR. SMITHERMAN	Y
MR. WINBURN	Y

MR. YOUNG	Y
MR. FLYNN	Y
MR. MANN	Y
MS. MURRAY	Y
MR. SEELBACH	Y

Item #: 201700390

ORDINANCE (EMERGENCY) submitted by Harry Black, City Manager, on 3/13/2017, authorizing the City Manager to execute a Property Sale and Development Agreement with Nehemiah Manufacturing Company LLC pursuant to which the City will sell, for \$1.00, approximately 7.7 acres of undeveloped land on Evans Street in the Lower Price Hill neighborhood of Cincinnati, being a portion of the property commonly known as Metro West Commerce Park, for the company's construction of a new office, manufacturing and warehouse facility.

Status/Recommendations:

PASS EMERGENCY

*** PASSED EMERGENCY 0059-2017

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

Item #: 201700391

ORDINANCE (EMERGENCY) submitted by Harry Black, City Manager, on 3/13/2017, approving and authorizing the City Manager to execute a Community Reinvestment Area Tax Exemption Agreement with NMC Holdings LLC, thereby authorizing a 15-year tax exemption for 90% of the value of the improvements made to real property located at 837 Evans Street in the Lower Price Hill neighborhood of Cincinnati, in connection with the construction of an office, manufacturing and warehouse facility, which construction shall be completed at a total construction cost of approximately \$11,000,000.

Status/Recommendations:

PASS EMERGENCY

*** PASSED EMERGENCY 0060-2017

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

Item #: 201700341

REPORT, dated 3/8/2017, submitted by Harry Black, City Manager, regarding Renewal of Street Lighting Assessment for Group 2 Central Business District (2016-2019).

Status/Recommendations:

APPROVE & FILE
*** APPROVED AND FILED

Item #: 201700349
REPORT, dated 3/8/2017, submitted by Harry Black, City Manager, regarding
Department of Finance Reports for the month ended January 31, 2017.

Status/Recommendations:
APPROVE & FILE
*** APPROVED AND FILED

TRANSPORTATION & REGIONAL COOPERATION COMMITTEE

Item #: 201700401
ORDINANCE, (EMERGENCY) submitted by Councilmember Seelbach, MODIFYING the
provisions of Title V, "Traffic Code" of the Cincinnati Municipal Code by
amending Section 515-11, "Parking Infraction Fines," to increase the fine for
unauthorized stopping and parking along the streetcar track to \$100.(B VERSION)

Status/Recommendations:
PASS EMERGENCY
*** PASSED EMERGENCY 0061-2017
MS. SIMPSON Y
MR. SITTENFELD Y
MS. SIMPSON Y
MR. WINBURN Y
MR. YOUNG Y
MR. FLYNN Y
MR. MANN Y
MS. MURRAY Y
MR. SEELBACH Y