

PROCEEDING/MINUTES OF CITY COUNCIL

...March 21, 2018...

Council convened at 2:00 p.m., Mayor John Cranley, Presiding. Present were Councilmembers Dennard, Landsman, Mann, Murray, Pastor, Sittenfeld, Smitherman (In @2:02 PM) 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 silence 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 Calendar and items presented By-Leaved were disposed of as follows:

Councilmember Seelbach was excused.

MAYOR CRANLEY

Item #: 201800525

ORDINANCE, (EMERGENCY) (AMENDED) submitted by Mayor John Cranley, ENCOURAGING City employees to speak truthfully and candidly if asked to provide testimony or other evidence related to substantive concerns regarding the City Manager's actions and conduct in his role as City Manager; and DECLARING that City Council shall take all necessary steps to protect and preserve the First Amendment rights and the employment rights of any City employees who may be called to testify or otherwise provide evidence in regard to this matter at a special session of City Council being held to conduct a full hearing regarding the employment status of City Manager Harry Black. (VERSION B)

Status/Recommendations:

PASS EMERGENCY

*** PASSED EMERGENCY 0053-2018

MR. SEELBACH	A
MR. SITTENFELD	Y
MR. SMITHERMAN	Y
MR. YOUNG	Y
MS. DENNARD	Y
MR. LANDSMAN	Y
MR. MANN	Y
MS. MURRAY	Y
MR. PASTOR	Y

MAYOR CRANLEY
MR. SMITHERMAN
MS. MURRAY
MS. DENNARD
MR. PASTOR
MR. SEELBACH
MR. MANN
MR. SITTENFELD
MR. LANDSMAN

Item #: 201800505

MOTION, submitted by Mayor Cranley, Vice Mayor Smitherman, Councilmembers

Murray, Dennard, Pastor, Seelbach, Mann, Sittenfeld, Young and Landsman, WE move that the Clerk of Council be registered with the State of Ohio Office of the Attorney General as the public records training designee representing the Mayor and Members of Council for the 2018-2022 term. (STATEMENT ATTACHED)

Status/Recommendations:

ADOPT

*** ADOPTED

MR. SEELBACH	A
MR. SITTENFELD	Y
MR. SMITHERMAN	A
MR. YOUNG	Y
MS. DENNARD	Y
MR. LANDSMAN	Y
MR. MANN	Y
MS. MURRAY	Y
MR. PASTOR	Y

MR. LANDSMAN

Item #: 201800524

ORDINANCE, (AMENDED), (EMERGENCY) submitted by Councilmember Landsman, from Paula Boggs Muething, on 3/21/2018, MODIFYING Chapter 320, "Compliance Guidelines for Construction Contracts Issued by Water Works and the Department of Sewers," of the Cincinnati Municipal Code by enacting new Section 320-1-P3, "Participate," and AMENDING Sections 320-1-C, "City," 320-1-C1, "Construction Contract," 320-1-D, "Director," 320-1-S, "Specialized Construction," 320-3, "Factors in Determination of Lowest and Best Bidder; Breach by Contractor," 320-5, "Apprenticeship Requirements," 320-7, "Pre-Apprenticeship Training Fund" and 320-11 "Violation and Penalty," and REPEALING Section 320-1-M, "MSDGC," of the Cincinnati Municipal Code for the purpose of reconciling the requirements of Chapter 324, "Minority and Women Business Enterprise Program," with those of Chapter 320 and clarifying the requirements regarding a bidder's participation in a qualified apprenticeship program and the administrative responsibility for implementing Chapter 320 and clarifying the application of Chapter 320 to the Metropolitan Sewer District projects; and REPEALING Chapter 318, "Local Hiring Requirements," of the Cincinnati Municipal Code. (VERSION C)

Status/Recommendations:

PASS EMERGENCY

*** PASSED EMERGENCY 0055-2018

MR. SEELBACH	A
MR. SITTENFELD	Y
MR. SMITHERMAN	N
MR. YOUNG	Y
MS. DENNARD	Y
MR. LANDSMAN	Y
MR. MANN	Y
MS. MURRAY	N
MR. PASTOR	N

MR. MANN

Item #: 201800508

COMMUNICATION, submitted by Councilmember Mann, from Cookie Crowley, regarding building new houses in Mt. Adams.

Status/Recommendations:

NEIGHBORHOODS COMMITTEE

Item #: 201800511

COMMUNICATION, submitted by Councilmember Mann from H. Jane Sites, LSW, Ed.D., Program Director, Therapeutic Interagency Program, regarding Torrence Station Development/East End Park land sold to developer.

Status/Recommendations:

NEIGHBORHOODS COMMITTEE

Item #: 201800512

COMMUNICATION, submitted by Councilmember Mann, from Mackenzie Farmer Low, regarding speeding in Pleasant Ridge.

Status/Recommendations:

LAW & PUBLIC SAFETY COMMITTEE

Item #: 201800509

MOTION, submitted by Councilmember Mann, WE MOVE that the Administration provide a funding estimate for installing diaper changing tables in women's and men's restrooms in every Cincinnati Recreation Commission Recreation Center. WE FURTHER MOVE that the Administration provide a funding estimate for designating a space, other than a bathroom, that is shielded from view and free from intrusion from coworkers and the public which may be used by an employee or by a member of the public to express breast milk in every Cincinnati Recreation Commission Recreation Center; WE FURTHER MOVE in partnership with the Cincinnati Parks Department, that the Administration also provide a funding estimate of installing diaper changing tables in the men's and women's restrooms in Cincinnati parks; WE FURTHER MOVE in partnership with the Cincinnati Parks Department, that the Administration provide a funding estimate for designating spaces, other than a bathroom, in every Cincinnati park that is shielded from view and free from intrusion from coworkers or the public, which may be used by an employee or member of the public to express breast milk; WE FURTHER MOVE, in partnership with the Cincinnati Parks Department, that the Administration report on the parks with the highest traffic that would most benefit from installation of changing tables and breast-feeding stations with the aim of implementing these installations in a phased approach. (STATEMENT ATTACHED)

Status/Recommendations:

BUDGET AND FINANCE COMMITTEE

Item #: 201800510

REQUEST, submitted by Councilmember Mann, from Corryville Community Council, regarding 2018-2019 Community Budget Request.

Status/Recommendations:

BUDGET AND FINANCE COMMITTEE

MR. PASTOR

Item #: 201800513

MOTION, submitted by Councilmember Pastor, I move the administration draft an ordinance as a text amendment to Chapter 1411-09 of the Municipal Code to allow buildings constructed prior to the last major zoning code revision (2004 revision) and that are substantially destroyed may be rebuilt to their prior dimensions notwithstanding floor area ratio limitation (FAR) imposed on new construction and not withstanding Section 1447-23 of the Municipal Code governing the rebuild of nonconforming structures in the Downtown Development (DD) Zone.

Status/Recommendations:

ECONOMIC GROWTH & ZONING COMMITTEE

Item #: 201800514

ORDINANCE, (EMERGENCY) submitted by Councilmember Pastor, from Paula Boggs Muething, City Solicitor on 3/9/2018, REPEALING Chapter 318, "Local Hiring Requirement," of the Cincinnati Municipal Code. (VERSION F)

Status/Recommendations:

ECONOMIC GROWTH & ZONING COMMITTEE

MR. SITTENFELD

Item #: 201800515

MOTION, submitted by Councilmember Sittenfeld, WE MOVE that the City Administration provide a report on: (a) the inventory of vacant buildings in the City; (b) the process for vacant building management and enforcement issues and demolition processes by the City; and (c) the efficacy and sufficiency of our VFPR and VBML programs along with room for improvement.

Status/Recommendations:

ECONOMIC GROWTH & ZONING COMMITTEE

MR. SITTENFELD
MR. LANDSMAN
MR. SEELBACH
MS. DENNARD

Item #: 201800526

MOTION, submitted by Councilmember Sittenfeld, Landsman, Seelbach and Dennard, In continuation of the work Vice Mayor Christopher Smitherman has done to require all employees of the City of Cincinnati to complete a sexual and workplace harassment training course as provided through the City's Human Resource Department; WE MOVE that the City Administration provide an immediate update of their review of Administrative Regulation 25 (as noted in attached Motion 201701622, submitted November 29, 2017). WE FURTHER MOVE that the City Administration prepares a report on the feasibility of issuing a city-wide Climate Survey for all City employees, inclusive of part-time employees and interns. WE FURTHER MOVE that the City Administration review, revise and propose a model policy, similar to the City of Phoenix, Arizona (see attached), with regards to how elected officials and appointed positions are held accountable for allegations of sexual harassment and/or assault and to determine if this ought to be a change to an Administration Regulation and/or an addition to the Rules of Council for adoption. WE FURTHER MOVE that once Council has received the recommendations of the City Administration, the policy updates ought to be reviewed by the Cincinnati Task Force to Reduce Gender Based Violence, convened by Councilmember PG Sittenfeld, to ensure the City is following the most up-to-date, survivor-centric policies and protocols. WE FURTHER MOVE that all action stemming from this Motion be taken up in the Major Projects and Smart Government Committee, chaired by Councilmember Greg Landsman.

Status/Recommendations:

LAW & PUBLIC SAFETY COMMITTEE

MR. SITTENFELD
MR. SEELBACH
MR. YOUNG
MR. MANN
MR. LANDSMAN
MS. DENNARD

Item #: 201800516

MOTION, submitted by Councilmembers Sittenfeld, Seelbach, Young, Mann, Landsman and Dennard, WE MOVE that the City Administration prepare a report on the feasibility of piloting a dedicated bus lane during afternoon rush hour going north from Government Square up to Central Parkway.

Status/Recommendations:

EDUCATION, INNOVATION & GROWTH COMMITTEE

MR. SMITHERMAN

Item #: 201800517

ORDINANCE, (EMERGENCY) submitted by Vice Mayor Smitherman, from Paula Boggs Muething, City Solicitor, on 3/8/2018, AUTHORIZING the appropriation of the sum of \$50,000 from the unappropriated surplus of the General Fund 050,111,7200 for the purpose of retaining outside counsel through the City Solicitor's Office to review the City's existing reporting mechanisms for sexual harassment, retaliation, and hostile workplace incidents and to provide a report and recommendations to the Mayor and City Council regarding methods to achieve an improved and enhanced City reporting process.

Status/Recommendations:

LAW & PUBLIC SAFETY COMMITTEE

CITY MANAGER

Item #: 201800475

ORDINANCE submitted by Harry Black, City Manager, on 3/21/2018, authorizing the City Manager to execute a Grant of Easement in favor of Malcolm Shupeck and Neena Sodhi, owners of the single-family residence located at 1236 Tannehill Lane in the Mt. Lookout neighborhood of Cincinnati, for an ingress/egress easement over a portion of the abutting unimproved public right-of-way known as Windisch Avenue, east of Tannehill Lane.

Status/Recommendations:

BUDGET AND FINANCE COMMITTEE

Item #: 201800445

REPORT, dated 3/21/2018, submitted by Harry Black, City Manager, regarding Fine Schedule for Parking Meters. (SEE DOCUMENT #201800069 FOR COMMUNICATION)

Status/Recommendations:

NEIGHBORHOODS COMMITTEE

Item #: 201800474

REPORT, dated 3/21/2018, submitted by Harry Black, City Manager, regarding Special Event Permit Application for March for Our Lives Walk.

Status/Recommendations:

FILE

*** FILED

Item #: 201800480

REPORT, dated 3/21/2018, submitted by Harry Black, City Manager, regarding Special Event Permit Application for Freestore Foodbank Hunger Walk and 5K Run.

Status/Recommendations:

FILE

*** FILED

Item #: 201800481

REPORT, dated 3/21/2018, submitted by Harry Black, City Manager, regarding Fees Paid to the City - Special Event Permits. (SEE DOCUMENT #201800068 FOR MOTION)

Status/Recommendations:

BUDGET AND FINANCE COMMITTEE

CLERK OF COUNCIL

Item #: 201800506

MEMO, submitted by the Clerk of Council from Mayor Cranley calling a special session of Council on Friday, March 16, 2018 at 10:45 a.m. in Council Chambers, 801 Plum Street, Cincinnati, Ohio 45202, Room 300.

Status/Recommendations:

FILE

*** FILED

Item #: 201800507

NOTICE, submitted by the Clerk of Council of a Special Session of Cincinnati City Council on Friday, March 16, 2018 at 10:45 a.m. in Council Chambers, 801 Plum Street, Cincinnati, Ohio 45202, Room 300. The purpose of the meeting is to discuss and take action on a whistleblower protection ordinance. The session has been called by Mayor John Cranley.

Status/Recommendations:

FILE

*** FILED

Item #: 201800502

REGISTRATION, submitted by the Clerk of Council from Legislative Agent J. Douglas Moormann, Consultant, Vice President, 700 Walnut Street, Suite 450, Cincinnati, Ohio 45202. (KROGER)

Status/Recommendations:

FILE

*** FILED

Item #: 201800503

REGISTRATION, submitted by the Clerk of Council from Legislative Agent Kevin Burton, Electrician, Consultant, 6855 East Bend Road, Burlington, Kentucky 41005. (CODE)

Status/Recommendations:

FILE

*** FILED

Item #: 201800504
REGISTRATION, submitted by the Clerk of Council from Legislative Agent Kevin Thomas Burton, Consultant, 6855 East Bend Road, Burlington, Kentucky 41005.

Status/Recommendations:
FILE
*** FILED

Item #: 201800491
STATEMENT, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Christopher S. Seelbach, Councilmember.

Status/Recommendations:
FILE
*** FILED

Item #: 201800492
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

Item #: 201800493
STATEMENT, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Paula B. Muething, City Solicitor/Law Department.

Status/Recommendations:
FILE
*** FILED

Item #: 201800494
STATEMENT, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Kevin R. Flynn, Councilmember. (ETHICS)

Status/Recommendations:
FILE
*** FILED

Item #: 201800495
STATEMENT, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Joel Q. Koopman, Deputy Director of Public Services.

Status/Recommendations:
FILE
*** FILED

Item #: 201800496

STATEMENT, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Nicollette M. Staton, Office of Performance and Data Analytics.

Status/Recommendations:

FILE

*** FILED

Item #: 201800497

STATEMENT, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Clifton Pendergrass, Division Manager.

Status/Recommendations:

FILE

*** FILED

Item #: 201800498

STATEMENT, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Matthew E. Shad, Building & Inspections/Zoning Administrator.

Status/Recommendations:

FILE

*** FILED

Item #: 201800499

STATEMENT, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Steven Schuckman, Superintendent.

Status/Recommendations:

FILE

*** FILED

Item #: 201800500

STATEMENT, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Brandi D. Sanders, Supervising Management Analyst.

Status/Recommendations:

FILE

*** FILED

Item #: 201800501

STATEMENT, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Kim Neal, Citizen Compliant Authority Executive Director.

Status/Recommendations:

FILE

*** FILED

BUDGET AND FINANCE COMMITTEE

Item #: 201800228

ORDINANCE submitted by Harry Black, City Manager, on 2/14/2018, levying assessments for unpaid costs for necessary sidewalk, sidewalk areas, curb, and gutter construction, reconstruction, and repairs which were conducted by the City of Cincinnati in the neighborhood of Northside through its Sidewalk Safety Program, in accordance with Cincinnati Municipal Code Sections 721-149 through 721-169.

Status/Recommendations:

PASS

*** PASSED 0043-2018

MR. SEELBACH	A
MR. SITTENFELD	Y
MR. SMITHERMAN	Y
MR. YOUNG	Y
MS. DENNARD	Y
MR. LANDSMAN	Y
MR. MANN	Y
MS. MURRAY	Y
MR. PASTOR	Y

Item #: 201800385

ORDINANCE submitted by Harry Black, City Manager, on 3/7/2018, authorizing the City Manager to grant encroachment easements over the public right-of-way known as Race Street to ARP Commercial, LLC and Abington Race and Pleasant, LLC, being the owners of units 1-6 and units 7-10, respectively, in the Race and Pleasant Condominium located at 1523-1535 Race Street in the Over-the-Rhine neighborhood of Cincinnati, for stoops and handrails that encroach into the public right-of-way.

Status/Recommendations:

PASS

*** PASSED 0044-2018

MR. SEELBACH	A
MR. SITTENFELD	Y
MR. SMITHERMAN	Y
MR. YOUNG	Y
MS. DENNARD	Y
MR. LANDSMAN	Y
MR. MANN	Y
MS. MURRAY	Y
MR. PASTOR	Y

Item #: 201800386

ORDINANCE submitted by Harry Black, City Manager, on 3/7/2018, authorizing the City Manager to execute a Grant of Encroachment Easement in favor of Hillman Point LLC, owner of the property located at 206 and 212 Wade Street in the Over-the-Rhine neighborhood of Cincinnati, pursuant to which the City will grant an easement to the company over portions of the adjoining public right-of-way known as Wade Street for the construction, use, maintenance, and repair of stairs that encroach upon the right-of-way.

Status/Recommendations:

PASS

*** PASSED 0045-2018

MR. SEELBACH	A
MR. SITTENFELD	Y
MR. SMITHERMAN	Y
MR. YOUNG	Y
MS. DENNARD	Y
MR. LANDSMAN	Y
MR. MANN	Y
MS. MURRAY	Y
MR. PASTOR	Y

Item #: 201800387

ORDINANCE submitted by Harry Black, City Manager, on 3/7/2018, authorizing the City Manager to execute a Grant of Ingress-Egress Easement in favor of Capital Coalition LLC pursuant to which the City will grant an ingress-egress easement over a portion of the City-owned public right-of-way known as Parkside Place in the Mt. Adams neighborhood of Cincinnati, for fair market value, for the installation of stairwells serving the grantee's adjacent property.

Status/Recommendations:

PASS

*** PASSED 0046-2018

MR. SEELBACH	A
MR. SITTENFELD	Y
MR. SMITHERMAN	Y
MR. YOUNG	Y
MS. DENNARD	Y
MR. LANDSMAN	Y
MR. MANN	Y
MS. MURRAY	Y
MR. PASTOR	Y

Item #: 201800391

ORDINANCE submitted by Harry Black, City Manager, on 3/7/2018, authorizing the City Manager to apply for, accept, and appropriate a grant in an amount of up to \$25,000 from the National Recreation and Park Association, in partnership with the Walmart Foundation, for the purpose of supporting children's health and wellness through park and recreation programs focused on children's time spent out of school and their nutritional needs.

Status/Recommendations:

PASS

*** PASSED 0047-2018

MR. SEELBACH	A
MR. SITTENFELD	Y
MR. SMITHERMAN	Y
MR. YOUNG	Y

MS. DENNARD	Y
MR. LANDSMAN	Y
MR. MANN	Y
MS. MURRAY	Y
MR. PASTOR	Y

Item #: 201800429

ORDINANCE submitted by Harry Black, City Manager, on 3/14/2018, authorizing the City Manager to execute a Property Sale Agreement with E. Thomas Arnold and Suzanne L. Arnold for the City's sale of approximately 0.0586 acre of land abutting Herschel Avenue in the Mount Lookout neighborhood of Cincinnati, for assemblage with the purchasers' adjacent property located at 1248 Herschel Avenue.

Status/Recommendations:

PASS

*** PASSED 0048-2018

MR. SEELBACH	A
MR. SITTENFELD	Y
MR. SMITHERMAN	Y
MR. YOUNG	Y
MS. DENNARD	Y
MR. LANDSMAN	Y
MR. MANN	Y
MS. MURRAY	Y
MR. PASTOR	Y

Item #: 201800430

ORDINANCE submitted by Harry Black, City Manager, on 3/14/2018, authorizing the City Manager to execute a Property Sale Agreement with Stephanie Skurow and Frederick Skurow for the City's sale of a portion of the public right-of-way known as Liberty Hill in the Mount Auburn neighborhood of Cincinnati, for assemblage with the purchasers' abutting property located at 545 Liberty Hill.

Status/Recommendations:

PASS

*** PASSED 0049-2018

MR. SEELBACH	A
MR. SITTENFELD	Y
MR. SMITHERMAN	Y
MR. YOUNG	Y
MS. DENNARD	Y
MR. LANDSMAN	Y
MR. MANN	Y
MS. MURRAY	Y
MR. PASTOR	Y

Item #: 201800434

ORDINANCE, submitted by Harry Black, City Manager, on 3/14/2018, authorizing the transfer of and return to source Fund 102 the sum of \$420,000 from various capital improvement program project accounts to decrease and close out certain existing capital improvement program project accounts, according to Section 1 of the attached Schedule of Transfer; ESTABLISHING three Reserve for Capital Projects accounts for the purpose of holding contractually obligated annual payments for capital repairs for the U-Square Garage, VP3 Garage, and the Hampton Inn Garage in Reserve for Capital Projects accounts; and AUTHORIZING the transfer of the sum of \$420,000 from the unappropriated surplus of Fund 102

to the various newly established Reserve for Capital Projects accounts within Parking System Facilities Fund 102 for the purpose of future capital repairs and capital improvements to the parking garage specified by each Reserve for Capital Projects account according to Section 2 of the attached Schedule of Transfer.

Status/Recommendations:

PASS

*** PASSED 0050-2018

MR. SEELBACH	A
MR. SITTENFELD	Y
MR. SMITHERMAN	Y
MR. YOUNG	Y
MS. DENNARD	Y
MR. LANDSMAN	Y
MR. MANN	Y
MS. MURRAY	Y
MR. PASTOR	Y

Item #: 201800441

ORDINANCE (EMERGENCY) submitted by Harry Black, City Manager, on 3/14/2018, authorizing the City Manager to execute a Property Sale and Development Agreement with SFA Properties, LLC pursuant to which the City will vacate and sell to the company a portion of the public right-of-way known as Sloo Street in the Queensgate neighborhood of Cincinnati, together with adjacent City-owned property along Carr Street, for the construction of off-street parking lots to serve the company's new headquarters at 555 Carr Street.

Status/Recommendations:

PASS EMERGENCY

*** PASSED EMERGENCY 0052-2018

MR. SEELBACH	A
MR. SITTENFELD	Y
MR. SMITHERMAN	Y
MR. YOUNG	Y
MS. DENNARD	Y
MR. LANDSMAN	Y
MR. MANN	Y
MS. MURRAY	Y
MR. PASTOR	Y

Item #: 201800442

ORDINANCE submitted by Harry Black, City Manager, on 3/14/2018, accepting a permanent easement granted by Kroger Limited Partnership I to the City of Cincinnati for the construction, maintenance and repair of water mains and appurtenances at 3628-3650 Springdale Road in Colerain Township pursuant to a plat recorded in Plat Book 464, Page 15, Hamilton County, Ohio Recorder's Office.

Status/Recommendations:

PASS

*** PASSED 0051-2018

MR. SEELBACH	A
MR. SITTENFELD	Y
MR. SMITHERMAN	Y
MR. YOUNG	Y
MS. DENNARD	Y
MR. LANDSMAN	Y

MR. MANN Y
MS. MURRAY Y
MR. PASTOR Y

Item #: 201800433

REPORT, dated 3/14/2018, submitted by Harry Black, City Manager, regarding Department of Finance Reports for the month ended January 31, 2018.

Status/Recommendations:

APPROVE & FILE

*** APPROVED AND FILED

Item #: 201800437

REPORT, dated 3/14/2018, submitted by Harry Black, City Manager, regarding Budget Monitoring Report for the Period Ending January 31, 2018.

Status/Recommendations:

APPROVE & FILE

*** APPROVED AND FILED

ECONOMIC GROWTH & ZONING COMMITTEE

Item #: 201800375

COMMUNICATION, (application) submitted by the Clerk of Council from Dale F E Bahr, 969 North Bend Road, Cincinnati, Ohio 45224. (PUBLIC HEARING WILL HELD BEFORE THE ECONOMIC GROWTH & ZONING COMMITTEE ON THURSDAY, MARCH 20, 2018 AT 10:00 A.M.)

Status/Recommendations:

APPROVE & FILE

*** APPROVED AND FILED

Item #: 201800311

ORDINANCE submitted by Harry Black, City Manager, on 2/20/2018, amending the official zoning map of the City of Cincinnati to rezone certain areas in the West End neighborhood located between Patterson, Central Parkway, Linn, and Bank streets, and to the north and south of West McMicken Street from MG "Manufacturing General," and RM-0.7 "Residential Multi-family," and RMX, "Residential Mixed," to the UM "Urban Mix," zoning district.

Status/Recommendations:

PASS

*** PASSED 0054-2018

MR. SEELBACH A
MR. SITTENFELD Y
MR. SMITHERMAN Y
MR. YOUNG Y
MS. DENNARD Y
MR. LANDSMAN Y
MR. MANN Y
MS. MURRAY Y
MR. PASTOR Y

Item #: 201800477

ORDINANCE, (EMERGENCY) submitted by Mayor Cranley, from Paula Boggs Muething, City Solicitor, on 3/12/2018, AUTHORIZING the City Manager and the Director of Greater Cincinnati Water Works to enter into a contract for a construction project for the Clay/14th/13th/Broadway/Bodman water main project (No. 181C909036), where project delay will impact the Department of Transportation and Engineering's scheduled street paving project, scheduled for early summer 2018, or result in the Department of Transportation and Engineering paving the impacted street prior to completion of the water main construction at that location, notwithstanding the provisions of Chapter 318, "local Hiring Requirements," and Chapter 320, "Compliance Guidelines for Construction Contracts Issued by Water Works and the Department of Sewers," of the Cincinnati Municipal Code.

Status/Recommendations:

PASS EMERGENCY

*** PASSED EMERGENCY 0056-2018
MR. SEELBACH A
MR. SITTFELD Y
MR. SMITHERMAN Y
MR. YOUNG Y
MS. DENNARD Y
MR. LANDSMAN Y
MR. MANN Y
MS. MURRAY Y
MR. PASTOR Y

Item #: 201800478

ORDINANCE, (EMERGENCY) submitted by Mayor Cranley, from Paula Boggs Muething, City Solicitor, on 3/12/2018, AUTHORIZING the City Manager and the Director of Greater Cincinnati Water Works to enter into a contract for a construction project for the VCS Phase 2 Water Main Replacement Project (No. 181C909035), where project delay would push construction of GCWW's transmission main tie ins for the Phase II 30-inch water main into the summer months and would also cause significant delays to the Metropolitan Sewer District's Lick Run Consent Decree project, notwithstanding the provisions of Chapter 318, "Local Hiring Requirements," and Chapter 320, "Compliance Guidelines for Construction Contracts Issued by Water Works and the Department of Sewers," of the Cincinnati Municipal Code.

Status/Recommendations:

PASS EMERGENCY

*** PASSED EMERGENCY 0057-2018
MR. SEELBACH A
MR. SITTFELD Y
MR. SMITHERMAN Y
MR. YOUNG Y
MS. DENNARD Y
MR. LANDSMAN Y
MR. MANN Y
MS. MURRAY Y
MR. SEELBACH Y

Item #: 201800518

ORDINANCE, (EMERGENCY) submitted by Councilmember Murray, from Paula Boggs Muething, City Solicitor, on 3/21/2018 MODIFYING Chapter 320, "Compliance Guidelines for Construction Contracts Issued by Water Works and the Department of Sewers," of the Cincinnati Municipal Code by enacting new Section 320-1-P3, "Participate" and AMENDING Sections 320-1-C, "City," "320-1-C1, "Construction Contract," 320-1-D, "Director," 320-1-S, "Specialized Construction," 320-3, "Factors in Determination of Lowest and Best Bidder; Breach by Contractor," 320-5, Apprenticeship Requirements," and 320-11 "Violation and Penalty," and REPEALING Sections 320-1-M, "MSDGC," and 320-7, "Pre-Apprenticeship Training Fund," of the Cincinnati Municipal Code all for the purpose of reconciling the requirements of Chapter 324, "Minority and Women Business Enterprise Program," with those of Chapter 320; increasing the contract value to which Chapter 320 applies; clarifying the requirement regarding a bidder's participation in a qualified apprenticeship program and the administrative responsibility for implementing Chapter 320 and the application of Chapter 320 to the Metropolitan Sewer District projects; and eliminating the requirements for a pre-apprenticeship training fund, and REPEALING Chapter 318, "Local Hiring Requirements," of the Cincinnati Municipal Code. (VERSION B)

Status/Recommendations:

PASS EMERGENCY

*** INDEFINITELY POSTPONED

LAW & PUBLIC SAFETY COMMITTEE

Item #: 201800451

MOTION, submitted by Vice Mayor Smitherman, Councilmembers Sittenfeld, Pastor, Murray and Young, WE MOVE that the City of Cincinnati expand the Shot Spotter technology. WE FURTHER MOVE that the City of Cincinnati Police Department select the next neighborhood where this technology will be used. (STATEMENT ATTACHED)

Status/Recommendations:

ADOPT

*** ADOPTED

MR. SEELBACH	A
MR. SITTFELD	Y
MR. SMITHERMAN	Y
MR. YOUNG	Y
MS. DENNARD	Y
MR. LANDSMAN	Y
MR. MANN	Y
MS. MURRAY	Y
MR. PASTOR	Y

Item #: 201800484

MOTION, *(AMENDED) submitted by Mayor Cranley, WE Move the attached ordinance, which protects First Amendment rights and employment rights regarding any testimony or evidence related to substantive concerns regarding *any individual who is an employing or an appointing authority actions and conduct be adopted by Council. (*AMENDED ON FLOOR OF COUNCIL 3/21/2018)

Status/Recommendations:

ADOPT

*** ADOPTED

MR. SEELBACH	A
MR. SITTENFELD	Y
MR. SMITHERMAN	Y
MR. YOUNG	Y
MS. DENNARD	Y
MR. LANDSMAN	Y
MR. MANN	Y
MS. MURRAY	Y
MR. PASTOR	Y

Item #: 201800482

ORDINANCE, (EMERGENCY) submitted by Mayor Cranley, from Paula Boggs Muething, City Solicitor, on 3/15/2018, ENCOURAGING City employees to speak truthfully and candidly if asked to provide testimony or other evidence related to substantive concerns regarding the City Manager's actions and conduct in his role as City Manager; and DECLARING that City Council shall take all necessary steps to protect and preserve the First Amendment rights and the employment rights of any City employees who may be called to testify or otherwise provide evidence in regard to this matter at a special session of City Council being held to conduct a full hearing regarding the employment status of City Manager Harry Black.

Status/Recommendations:

PASS EMERGENCY

*** INDEFINITELY POSTPONED

MAJOR PROJECTS & SMART GOVERNMENT

Item #: 201800415

MOTION, submitted by Councilmember Pastor, I move that City Council permit me to join the Major Projects and Smart Government Committee.

Status/Recommendations:

ADOPT

*** ADOPTED

MR. SEELBACH	A
MR. SITTENFELD	Y
MR. SMITHERMAN	Y
MR. YOUNG	Y
MS. DENNARD	Y
MR. LANDSMAN	Y
MR. MANN	Y
MS. MURRAY	Y
MR. PASTOR	Y

Item #: 201800423

MOTION, submitted by Councilmembers Murray, Young, Dennard and Vice Mayor Smitherman WE MOVE that the City Administration prepare a report on all possibilities for management and oversight of the streetcar that would make it a more efficient and effective system. The analysis should specifically examine the roles of the City, SORTA and Transdev and provide a recommendation to Council on best way forward for its management structure and operations. (STATEMENT ATTACHED)

Status/Recommendations:

ADOPT

*** ADOPTED

MR. SEELBACH	A
MR. SITTENFELD	Y
MR. SMITHERMAN	Y
MR. YOUNG	Y
MS. DENNARD	Y
MR. LANDSMAN	Y
MR. MANN	Y
MS. MURRAY	Y
MR. PASTOR	Y

Item #: 201800444

MOTION, submitted by Councilmembers Dennard, Seelbach, Young, Sittenfeld and Murray, WE MOVE that any Board or Commission with one or more appointments by the Mayor or City Manager reports to the Clerk of Council with the official term date of every new appointee. WE MOVE that any Board or Commission with one or more appointments by the Mayor or City Manager reports to the Clerk of Council with the official end-term date of every appointee.

Status/Recommendations:

ADOPT

*** ADOPTED

MR. SEELBACH	A
MR. SITTENFELD	Y
MR. SMITHERMAN	Y
MR. YOUNG	Y
MS. DENNARD	Y
MR. LANDSMAN	Y
MR. MANN	Y
MS. MURRAY	Y
MR. PASTOR	Y