

PROCEEDING/MINUTES OF CITY COUNCIL

...October 3, 2018...

Council convened at 6:04 p.m., Mayor John Cranley, Presiding. Present were Councilmembers Dennard, Landsman, Mann, Murray, Pastor, Seelbach, Sittenfeld, Smitherman and Young.

Also in attendance were Acting City Manager Patrick Duhaney, 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:

MAYOR CRANLEY

Item #: 201801553

ORDINANCE (EMERGENCY), dated 10/03/2018, submitted by Mayor Cranley, AUTHORIZING the transfer and return to source of the sum of \$1,246,000 from capital improvement program project account no. 980x091x190928, "800 MHz Microwave Radio Network Replacement," to the unappropriated surplus of the General Fund 050; AUTHORIZING the appropriation of the sum of \$500,000 from the unappropriated surplus of General Fund 050 to the Community and Economic Development Department's non-personnel operating budget account no. 050x162x7400 for the purpose of providing one-time funding for Bethany House for new housing to address homelessness in the City; AUTHORIZING the appropriation of the sum of \$636,000 from the unappropriated surplus of General Fund 050 to the Cincinnati Police Department's personnel operating budget account no. 050x222x7100 for the purpose of providing one-time funding for the department's next recruit class to start January 2019; AUTHORIZING the appropriation of the sum of \$110,000 from the unappropriated surplus of General Fund 050 to various General Fund personnel operating budget accounts according to the attached Schedule of Transfer for the purpose of providing one-time funding to implement the wage compression recommendations effective January 1, 2019; AUTHORIZING the appropriation of the sum of \$97,737 from the unappropriated surplus of various Restricted Funds to the personnel operating budget accounts of various Restricted Funds according to the attached Schedule of Transfer for the purpose of providing one-time funding to implement the wage compression recommendations effective January 1, 2019; and further AUTHORIZING the transfer and appropriation of up to \$1,246,000, which represents a portion of the remaining proceeds from the sale of City-owned property at 212 W. Fourth Street (including a parking garage known as the Whex Garage) and the northwest corner of Fifth Street and Home Alley (including a garage ramp), from Miscellaneous Permanent Improvement Fund 757 to capital improvement program project account no. 980x091x190928, "800 MHz Microwave Radio Network Replacement."

Status/Recommendations:

BUDGET AND FINANCE COMMITTEE

MS. DENNARD

Item #: 201801542

MOTION, submitted by Councilmember Dennard, Please accept my resignation from the Education, Innovation & Growth Committee.

Status/Recommendations:

MAJOR PROJECTS & SMART GOVERNMENT

MR. LANDSMAN

Item #: 201801551

ORDINANCE (EMERGENCY), dated 10/02/2018, submitted by Councilmember Landsman, AUTHORIZING the City Manager to execute a Property Sale and Development Agreement with Kenkel Family Investment II, LLC pursuant to which the City of Cincinnati will sell, for \$1.00, approximately 6.897 acres of undeveloped land on Evans Street in the Lower Price Hill neighborhood of Cincinnati, being a portion of the property commonly know as Metro West Commerce Park, for the company's construction of a new office, storage, and manufacturing facility to be contribution of \$76,000, an amount equal to the fair market value of the proposed sale property, toward maintaining affordable housing in the West End neighborhood of Cincinnati

Status/Recommendations:

PASSED EMERGENCY

*** PASSED EMERGENCY 0308-2018

MR. SMITHERMAN A

MR. YOUNG Y

MS. DENNARD Y

MR. LANDSMAN Y

MR. MANN Y

MS. MURRAY Y

MR. PASTOR Y

MR. SEELBACH Y

MR. SITTFELD Y

MR. LANDSMAN

MS. DENNARD

Item #: 201801552

MOTION, dated 10/03/2018, submitted by Councilmembers Landsman and Dennard, WE MOVE that the Administration recommend that City Council exercise its discretion under Ordinance No. 275-2017 and approve a 15-year net 60% CRA abatement for the Kingsley + Co. Mt. Auburn hotel investment for the reasons stated herein. This investment warrants a 15-year, net 60% CRA abatement in part because of the nature and size of the investment, and the neighborhood in which the investment will be made, as well as the project's additional commitments to higher wages, local worker hiring preferences, and a youth wellness fund for the neighborhood itself. The census tract where the hotel is being constructed as a 44.4% poverty rate. Over the last five years, the only subsidies that the City has provided in Mt. Auburn have been for housing projects. Kingsley + Co. will create and maintain at least 10 permanent full-time equivalent employees and commit to pay such employees at least \$15.00 per hour and such commitment shall be reflected in the related CRA Agreement. Kingsley + Co. are investing \$14 million into a commercial project in Mr. Auburn. The city's support of this deal will be the first city subsidy of a Mt.

Auburn commercial deal in nearly a decade. Kingsley + Co. is committed to working with its general contractor and neighborhood organizations to identify and hire qualified sub-contractors and laborers from Mt. Auburn, establishing goals as they relate to both inclusion and local hire. Kingsley + Co. through its owner's foundation will use best efforts to provide funding for a youth wellness program at Mt. Auburn's William Howard Taft Elementary School and to work with community stakeholders to create measurable performance goals.

Status/Recommendations:

BUDGET AND FINANCE COMMITTEE

MR. MANN

Item #: 201801543

COMMUNICATION, submitted by Councilmember Mann, from Kathy Garrison, regarding Artsville in Madisonville.

Status/Recommendations:

BUDGET AND FINANCE COMMITTEE

MR. SEELBACH

Item #: 201801545

COMMUNICATION, submitted by Councilmember Seelbach from John Erhardt, regarding Pleasant Ridge Street Safety.

Status/Recommendations:

LAW & PUBLIC SAFETY COMMITTEE

Item #: 201801546

ORDINANCE (EMERGENCY), dated 10/02/2018, submitted by Councilmember Seelbach, ESTABLISHING a new capital improvement program project account no.

980x233x192353, "Liberty Street Improvements" for the purpose of providing resources for improvements to Liberty Street right-of-way, which are intended to improve safety and/or capacity and to support new housing and/or economic development including support labor, materials, tools, and technologies needed to plan, design, build, and inspect these improvements; AUTHORIZING the transfer and appropriation of \$960,000 from unappropriated surplus of Downtown/OTR East Equivalent Fund 483 to the newly established capital improvement program project account no. 980x233x192353, "Liberty Street Improvements"; and further DECLARING expenditures from capital improvement program project account no 980x233x192353, "Liberty Street Improvements," to be for a public purpose.

Status/Recommendations:

BUDGET AND FINANCE COMMITTEE

Item #: 201801541

RESOLUTION, submitted by Councilmember Seelbach, RECOGNIZING and expressing the appreciation of the Mayor and the Council of the City of Cincinnati to Mount Auburn Presbyterian Church for its long-lasting community contributions in the areas of social justice and inclusion for the past 150 years.

Status/Recommendations:

PASS

*** PASSED 0050-2018

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

MR. SITTFELD

Item #: 201801548

ORDINANCE, (EMERGENCY) submitted by Councilmember P.G. Sittenfeld, from Paula Boggs Muething, City Solicitor, on 10/2/2018, AUTHORIZING the transfer of the sum of \$1,680,000 from the unappropriated surplus of General Fund 050 to the unappropriated surplus of Working Capital Reserve Fund 754 for the purpose of increasing the City's working capital reserve; AUTHORIZING the transfer of the sum of \$21,000 from the unappropriated surplus of General Fund 050 to balance sheet reserve account no. 050x2535, "Emergency Reserve," for the purpose of increasing the City's emergency reserve to 0.66% of FY 2018 General Fund revenues; AUTHORIZING the transfer of the sum of \$862,000 from the unappropriated surplus of General Fund 050 to balance sheet reserved account no. 050x2580, "Reserve for Weather Events, Other Emergency and One-Tie Needs, for the purpose of providing resources for unanticipated emergencies including those caused by unusual weather events, in order to increase the City's reserve for this purpose to 1.25% of FY 2018 General Fund revenues: (BALANCE ON FILE IN THE CLERK'S OFFICE)

Status/Recommendations:

BUDGET AND FINANCE COMMITTEE

MR. SITTFELD
MS. DENNARD

Item #: 201801544

RESOLUTION, submitted by Councilmembers Sittenfeld and Dennard, EXPRESSING the City of Cincinnati's support for the recognition of Indigenous Peoples Day to reflect upon the ongoing struggles of indigenous people of this land, and to celebrate the thriving culture and value that all indigenous people add to our City; and URGING other businesses, organizations, and public entities to recognize Indigenous Peoples Day.

Status/Recommendations:

PASS

*** PASSED 0051-2018
MR. SMITHERMAN A
MR. YOUNG Y
MS. DENNARD Y
MR. LANDSMAN Y
MR. MANN R
MS. MURRAY R
MR. PASTOR Y
MR. SEELBACH Y
MR. SITTFELD Y

CITY MANAGER

Item #: 201801471

ORDINANCE, submitted by Patrick A. Duhaney, Acting City Manager, on 9/26/2018, AUTHORIZING the City Manager to execute a Lease Agreement with Talbert Services, Incorporated pursuant to which the City will lease to the company a portion of the unimproved street known as Penniston Court in the Walnut Hills neighborhood of Cincinnati, at fair market rental value, for an initial term of 1 year with two 1-year renewal options, for the construction and use of a parking lot for employees and visitors to the company's adjacent building at 2621 Victory Parkway.

Status/Recommendations:

BUDGET AND FINANCE COMMITTEE

Item #: 201801505

ORDINANCE submitted by Patrick A. Duhaney, Acting City Manager, on 10/03/2018, AUTHORIZING the City Manager to accept and appropriate a grant totaling \$943,000 from the Transportation Alternatives program as awarded by the Ohio-Kentucky-Indiana Regional Council of Governments to existing capital improvement program project account no. 980x233x172373, "Wasson Way Trail Grants," for the purpose of providing resources for Phase 2A of the Wasson Way Trail project; and further AUTHORIZING the City Manager to execute any agreements necessary for the receipt and administration of these grant resources.

Status/Recommendations:

BUDGET AND FINANCE COMMITTEE

Item #: 201801509

ORDINANCE, (Emergency) submitted by Patrick A. Duhaney, Acting City Manager, on 10/03/2018, AUTHORIZING the Board of Park Commissioners to accept the donation of messaging and design services by LPK, a local branding and design firm, to create a new targeted signage strategy to promote improved park behavior, which donation is valued at approximately \$35,000.

Status/Recommendations:

BUDGET AND FINANCE COMMITTEE

Item #: 201801523

ORDINANCE submitted by Patrick A. Duhaney, Acting City Manager, on 10/03/2018, AUTHORIZING the City Manager to apply for grant resources awarded by the Ohio Department of Transportation through the Local Major Bridge Grant program for construction years 2020 and 2021 for the purpose of providing resources for the demolition and construction of portions of the new Western Hills Viaduct.

Status/Recommendations:

MAJOR PROJECTS & SMART GOVERNMENT

Item #: 201801524

ORDINANCE (EMERGENCY) submitted by Patrick A. Duhaney, Acting City Manager, on 10/03/2018, AMENDING Ordinance No. 138-2018 to allow the City administration to accept up to \$210,000 in grant funds from the State of Ohio, Office of the Attorney General as part of the State Victims Assistance Act and federal Victims of Crime Act grant programs.

Status/Recommendations:

BUDGET AND FINANCE COMMITTEE

Item #: 201801525

ORDINANCE (EMERGENCY) submitted by Patrick A. Duhaney, Acting City Manager, on 10/03/2018, AUTHORIZING the transfer of \$27,000 from the Department of Economic Inclusion personnel services account no. 050x281x7100 to contractual services account no. 050x281x7200 for the purpose of funding the cost of temporary personnel needed to cover a vacant position.

Status/Recommendations:

BUDGET AND FINANCE COMMITTEE

Item #: 201801526

ORDINANCE (EMERGENCY) submitted by Patrick A. Duhaney, Acting City Manager, on 10/03/2018, AUTHORIZING the transfer of the sum of \$50,000 from the Cincinnati Parks Department personnel services account no. 050x202x7100 to contractual services account no. 050x202x7200 for the purpose of funding a memorandum of understanding with the Cincinnati Center City Development Corporation (3CDC) for work performed at Ziegler Park and Washington Park.

Status/Recommendations:

BUDGET AND FINANCE COMMITTEE

Item #: 201801527

ORDINANCE (EMERGENCY) submitted by Patrick A. Duhaney, Acting City Manager, on 10/03/2018, ESTABLISHING Interim Development Control Overlay District No. 82, "MLK/I-71 Area," in portions of the Avondale, Corryville, and Walnut Hills neighborhoods as an overlay district for a period of one year, pursuant to Chapter 1431, Interim Development Control Overlay District Regulations, of the

Cincinnati Zoning Code.

Status/Recommendations:

ECONOMIC GROWTH & ZONING COMMITTEE

Item #: 201801529

ORDINANCE (EMERGENCY) submitted by Patrick A. Duhaney, Acting City Manager, on 10/03/2018, APPROVING AND AUTHORIZING the City Manager to execute a Community Reinvestment Area Tax Exemption Agreement with OTR Market Properties, LLC, thereby authorizing a 9-year tax exemption for 91.67% of the value of improvements made to real property located at 1635 Race Street in the Over-the-Rhine neighborhood of Cincinnati, in connection with the remodeling of an existing building into seven residential units and one commercial storefront unit, which remodeling shall be completed at a total construction cost of approximately \$511,000.

Status/Recommendations:

BUDGET AND FINANCE COMMITTEE

Item #: 201801530

ORDINANCE (EMERGENCY) submitted by Patrick A. Duhaney, Acting City Manager, on 10/03/2018, AUTHORIZING the expenditure of funds from capital improvement program project account no. 980x164x181607, "Neighborhood Business District Improvements," for the stabilization of a building owned by the Hamilton County Land Reutilization Corporation located at 3864 Reading Road in the North Avondale neighborhood of Cincinnati; and DECLARING such expenditure to be for a public purpose.

Status/Recommendations:

BUDGET AND FINANCE COMMITTEE

Item #: 201801531

ORDINANCE (EMERGENCY) submitted by Patrick A. Duhaney, Acting City Manager, on 10/03/2018, APPROVING AND AUTHORIZING the City Manager to execute a Community Reinvestment Area Tax Exemption Agreement with Paramount Redevelopment Group, LLC, thereby authorizing a 12-year tax exemption for 100% of the value of improvements made to real property located at 731 E. McMillan Street in the Walnut Hills neighborhood of Cincinnati, in connection with the remodeling of an existing building to include approximately 1,000 square feet of office space and 800 square feet of commercial space, at a total construction cost of approximately \$200,000.

Status/Recommendations:

BUDGET AND FINANCE COMMITTEE

Item #: 201801532

ORDINANCE submitted by Patrick A. Duhaney, Acting City Manager, on 10/03/2018, ACCEPTING AND CONFIRMING the dedication, as a public right-of-way, of portions

of Bogart Avenue and Reading Road, located in the Avondale neighborhood of Cincinnati, in accordance with the plat entitled "Avondale Town Center, Reading Road & Bogart Avenue, Dedication Plat."

Status/Recommendations:

ECONOMIC GROWTH & ZONING COMMITTEE

Item #: 201801533

ORDINANCE (EMERGENCY) submitted by Patrick A. Duhaney, Acting City Manager, on 10/03/2018, APPROVING AND AUTHORIZING the City Manager to execute an Amended & Restated Community Reinvestment Area Tax Exemption Agreement with Race and Vine Offices, LLC, an affiliate of 3CDC, thereby authorizing an 11-year tax exemption for 100% of the value of improvements made to real property located at 1502 Vine Street, 1432-34 Vine Street, and 1537 Race Street in the Over-the-Rhine neighborhood of Cincinnati, in connection with the remodeling of the existing buildings thereon into commercial space, at a total construction cost of approximately \$15,997,073.

Status/Recommendations:

BUDGET AND FINANCE COMMITTEE

Item #: 201801534

ORDINANCE (EMERGENCY) submitted by Patrick A. Duhaney, Acting City Manager, on 10/03/2018, AMENDING Ordinance No. 0110-2018 and Ordinance No. 0115-2018, which had authorized the City Manager to apply for, accept, and appropriate grants of up to \$94,131.06 from the State of Ohio Department of Public Safety, Office of Criminal Justice Services for the purpose of funding IDEP, Impaired Driving Enforcement Program, and STEP, Selective Traffic Enforcement Program, in order to correct the total grant amount, which has increased

Status/Recommendations:

BUDGET AND FINANCE COMMITTEE

Item #: 201801540

ORDINANCE (EMERGENCY) submitted by Patrick A. Duhaney, Acting City Manager, on 10/03/2018, AMENDING Ordinance No. 253-2018, which ordinance extended Interim Development Control Overlay District No. 81, "Hyde Park/ Mt. Lookout District," in the Hyde Park and Mount Lookout neighborhoods as an overlay district for a period of up to three months, pursuant to Chapter 1431, "Interim Development Control Overlay Districts," of the Cincinnati Zoning Code, for the purpose of expanding the permissible applications subject to review by the Designated Administrative Reviewer and the City Planning Commission.

Status/Recommendations:

ECONOMIC GROWTH & ZONING COMMITTEE

Item #: 201801486

REPORT, dated 10/03/2018, submitted by Patrick A. Duhaney, Acting City Manager, on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for Two Man Gas LLC DBA Reading Road Food Mart, 7539 Reading Road & Gas Pump, Cincinnati, OH 45237. (#9122255, Transfer of Ownership, C1, C2, D6) [Objections: None]

Status/Recommendations:

FILE

*** FILED

Item #: 201801487

REPORT, dated 10/03/2018, submitted by Patrick A. Duhaney, Acting City Manager, on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for Brewriver Gastropub LLC DBA Brewriver Gastropub & Patio, 2060 Riverside Drive, Cincinnati, OH 45202. (#0951125, Transfer of Stock, D1, D2, D3, D6) [Objections: None]

Status/Recommendations:

FILE

*** FILED

Item #: 201801488

REPORT, dated 10/03/2018, submitted by Patrick A. Duhaney, Acting City Manager, on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for Scottis Italian Restaurant Inc. DBA Scottis Italian Restaurant, 919 Vine Street, Cincinnati, OH 45202. (#7932032, Transfer of Stock, D2, D2X) [Objections: None]

Status/Recommendations:

FILE

*** FILED

Item #: 201801489

REPORT, dated 10/03/2018, submitted by Patrick A. Duhaney, Acting City Manager, on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for Fiery Hen LLC DBA Fiery Hen, 24 W. Court Street, Cincinnati, OH 45202. (#2714108, Transfer Exempt, D1, D2, D6) [Objections: None]

Status/Recommendations:

FILE

*** FILED

Item #: 201801490

REPORT, dated 10/03/2018, submitted by Patrick A. Duhaney, Acting City Manager, on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for Up Cincinnati LLC DBA (Not Listed), 3425 Erie Avenue, Cincinnati, OH 45208. (#91332300010, Transfer of Ownership & Location, D5, D6) [Objections: None]

Status/Recommendations:

FILE

*** FILED

Item #: 201801491
REPORT, dated 10/3/2018, submitted by Patrick A. Duhaney, Acting City Manager,
regarding General Real Estate Appraisers for the City of Cincinnati. (SEE
DOCUMENT #201800679 FOR COMMUNICATION)

Status/Recommendations:
BUDGET AND FINANCE COMMITTEE

Item #: 201801492
REPORT, dated 10/3/2018, submitted by Patrick A. Duhaney, Acting City Manager,
on a communication from the State of Ohio, Division of Liquor Control, advising
of a permit application for Kroger Limited Partnership I LP , DBA Kroger 513,
100 East Court Street. (#48888880575, New, D3) [Objections: None]

Status/Recommendations:
FILE

*** FILED

Item #: 201801493
REPORT, dated, 10/3/2018, submitted by Patrick A. Duhaney, Acting City Manager,
regarding a communication from the State of Ohio, Division of Liquor Control,
advising of a permit application for Flying Pig Pub of Oakley LLC, DBA Flying
Pig Pub of Oakley, 3265 Brotherton Rd. 1st Fl & Basement. (#2791905, New, D3A)
[Objections: None]

Status/Recommendations:
FILE

*** FILED

Item #: 201801494
REPORT, dated 10/03/2018, submitted by Patrick A. Duhaney, Acting City Manager,
on a communication from the State of Ohio, Division of Liquor Control, advising
of a permit application for Urban Axes Cincinnati LLC DBA Urban Axes, 2010 Elm
Street, Cincinnati, OH 45202. (#9171036, Transfer of Ownership & Location,
D5) [Objections: None]

Status/Recommendations:
FILE

*** FILED

Item #: 201801495
REPORT, dated 10/03/2018, submitted by Patrick A. Duhaney, Acting City Manager,
on a communication from the State of Ohio, Division of Liquor Control, advising
of a permit application for 1810 Elm Street LLC DBA (Not Listed), 1810 Elm
Street, Cincinnati, OH 45202. (#2434453, New, D5J) [Objections: None]

Status/Recommendations:
FILE

*** FILED

Item #: 201801496

REPORT, dated 10/03/2018, submitted by Patrick A. Duhaney, Acting City Manager, on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for Tainted Monkey 2 LLC DBA (Not Listed), 2014 Elm Street, Cincinnati, OH 45202. (#8827888, Transfer Exempt, D5)[Objections: None]

Status/Recommendations:

FILE

*** FILED

Item #: 201801497

REPORT, dated 10/03/2018, submitted by Patrick A. Duhaney, Acting City Manager, on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for Trinity 4 LLC DBA (Not Listed), 3510 Erie Ave., 1st Fl Patio & Basement, Cincinnati, OH 45208. (#9052260, Transfer Exempt, D5, D6)
[Objections: None]

Status/Recommendations:

FILE

*** FILED

Item #: 201801498

REPORT, dated 10/03/2018, submitted by Patrick A. Duhaney, Acting City Manager, on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for TMG Investment Group II LLC DBA (Not Listed), 1800 Race St., Cincinnati, OH 45202. (#89482140010, New, D5J)[Objections: None]

Status/Recommendations:

FILE

*** FILED

Item #: 201801499

REPORT, dated 10/03/2018, submitted by Patrick A. Duhaney, Acting City Manager, on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for TMG Investment Group II LLC DBA (Not Listed), 101 W. Elder St., Cincinnati, OH 45202. (#89482140005, New, D5J)[Objections: None]

Status/Recommendations:

FILE

*** FILED

Item #: 201801500

REPORT, dated 10/03/2018, submitted by Patrick A. Duhaney, Acting City Manager, on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for 124 Findlay LLC DBA (Not Listed), 124 Findlay St., Cincinnati, OH 45202. (#6516239, New, D5J)[Objections: None]

Status/Recommendations:

FILE

*** FILED

Item #: 201801501

REPORT, dated 10/03/2018, submitted by Patrick A. Duhaney, Acting City Manager, on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for Silver Tun Brewing LLC DBA (Not Listed), 5959 Kellogg Avenue, Cincinnati, OH 45230. (#8154350, Transfer of Ownership, D5)[Objections: None]

Status/Recommendations:

FILE

*** FILED

Item #: 201801503

REPORT, dated 10/03/2018, submitted by Patrick A. Duhaney, Acting City Manager, regarding Department of Finance reports for the month ended July 31, 2018.

Status/Recommendations:

BUDGET AND FINANCE COMMITTEE

Item #: 201801504

REPORT, dated 10/03/2018, submitted by Patrick A. Duhaney, Acting City Manager, listing emergency purchases over \$100,000 authorized by the provisions of Section 321-89 of the Cincinnati Municipal Code.

Status/Recommendations:

BUDGET AND FINANCE COMMITTEE

Item #: 201801506

REPORT, dated 10/03/2018, by Patrick A. Duhaney, Acting City Manager, regarding Mt. Washington Community Council request for bicycle lanes on Salem Road. (SEE DOCUMENT #201801506 FOR COMMUNICATION)

Status/Recommendations:

NEIGHBORHOODS COMMITTEE

Item #: 201801507

REPORT, dated 10/03/2018, submitted by Patrick A. Duhaney, Acting City Manager, regarding adopting fixes for the streetcar. (SEE DOCUMENT #201800889 FOR MOTION)

Status/Recommendations:

MAJOR PROJECTS & SMART GOVERNMENT

Item #: 201801508

REPORT, dated 10/03/2018, submitted by Patrick A. Duhaney, Acting City Manager, regarding management and oversight of the streetcar. (SEE DOCUMENT #201800423 FOR MOTION)

Status/Recommendations:

MAJOR PROJECTS & SMART GOVERNMENT

Item #: 201801513

REPORT, dated 10/03/2018, submitted by Patrick A. Duhaney, Acting City Manager, regarding Special Event Permit Application for Light the Night Walk.

Status/Recommendations:

FILE

*** FILED

Item #: 201801535

REPORT, dated 10/03/2018, submitted by Patrick A. Duhaney, Acting City Manager, regarding the use of pesticides and herbicides on City owned properties. (SEE DOCUMENT #201801402 FOR MOTION)

Status/Recommendations:

EDUCATION, INNOVATION & GROWTH COMMITTEE

BUDGET AND FINANCE COMMITTEE

Item #: 201801401

MOTION, submitted by Vice Mayor Smitherman and Councilmembers Mann, Dennard and Young WE MOVE that the lobbyist for the City of Cincinnati provide a procedural framework for City Council and the Property Tax Project working group to amend Ohio state laws governing property taxes to ensure that property owners, specifically legacy residents and senior citizens on fixed incomes, who reside in developing neighborhoods and whose property taxes are increasing as a result have a greater opportunity to remain in their homes. WE FURTHER MOVE that a working group be created to study trends related to property taxes, especially the issue of rising property taxes in areas experiencing significant levels of development; to make recommendations to City Council aimed at helping to keep senior citizens in their homes and communities; and to report on best practices in other cities and states facing similar challenges. WE FURTHER MOVE that the working group include members from: the African-American Chamber of Commerce; the Board of Realtors; the Cincinnati Neighborhood Business Districts United; the Community Action Agency; the Community Development Corporations Association of Greater Cincinnati; the Council on Aging; the Baptist Ministers Conference; the Hamilton County Auditor/representative; the Homebuilders Association; Invest in Neighborhoods; representatives of Allied Construction Industries; the United Way; the University of Cincinnati's Real Estate Program and the DAAAP School of Planning; and the Urban League. WE FURTHER MOVE that the working group review the City's Tax Abatement Program. WE FURTHER MOVE that the Planning Department lead this working group.

Status/Recommendations:

ADOPT

*** ADOPTED

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

Item #: 201801472

MOTION, submitted by Councilmembers Mann, Young and Vice Mayor Smitherman, WE MOVE that the City recommit to its plans outlined in the attached June 28, 2017 letter from the former Deputy Director of Community and Economic Development to support the Jurisdiction-Wide Resident Advisory Board's (J-RAB) plans to purchase 3362 Reading Road. WE FURTHER MOVE that the City administration cease any plans to issue an RFQ for the sale of 3362 Reading Road. (STATEMENT ATTACHED)

Status/Recommendations:

ADOPT

*** ADOPTED

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

Item #: 201801429

ORDINANCE (EMERGENCY), dated 9/12/2018, submitted by Patrick A. Duhaney, Acting City Manager, ESTABLISHING new capital improvement program project account no. 980x162x191641, "DCED Property Improvements," for the purpose of providing resources for permanent improvements to vacant buildings and properties controlled or previously controlled by the Department of Community & Economic Development; AUTHORIZING the transfer and return to source of up to \$164,500.00 from capital improvement program project account no. 980x162x181664, "Findlay Market Area Improvements," to Miscellaneous Permanent Improvement Fund 757; AUTHORIZING the transfer and appropriation of up to \$225,500.00, which represents any remaining proceeds from the sale of City-owned properties at 109, 111-113, 118, and 214-218 West Elder Street and 1815 Logan Street from Miscellaneous Permanent Improvement Fund 757 to the newly established capital improvement program project account no. 980x162x191641, "DCED Property Improvements"; and further DECLARING expenditures from capital improvement program project account no. 980x162x191641, "DCED Property Improvements," to be for a public purpose.

Status/Recommendations:

PASS EMERGENCY

*** PASSED EMERGENCY 0298-2018

MR. SMITHERMAN	A
MR. YOUNG	Y
MS. DENNARD	Y

MR. LANDSMAN Y
MR. MANN Y
MS. MURRAY Y
MR. PASTOR Y
MR. SEELBACH Y
MR. SITTFELD Y

Item #: 201801438

ORDINANCE (EMERGENCY), dated 9/12/2018, submitted by Patrick A. Duhaney, Acting City Manager, AUTHORIZING the City Manager to execute a Property Sale and Development Agreement between the City of Cincinnati and Carell Ohio, LLC for the sale of City-owned property at 212 W. 4th Street (including a parking garage known as Whex Garage) and the northwest corner of Fifth Street and Home Alley (including a garage ramp), located in the Central Business District of Cincinnati, for certain capital repairs to be made to such property.

Status/Recommendations:

PASS EMERGENCY

*** PASSED EMERGENCY 0299-2018

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

Item #: 201801439

ORDINANCE (EMERGENCY), dated 9/12/2018, submitted by Patrick A. Duhaney, Acting City Manager, APPROVING AND AUTHORIZING the City Manager to execute a Community Reinvestment Area Tax Exemption Agreement with Kenkel Family Investment II, LLC, thereby authorizing a 12-year tax exemption for 100% of the value of improvements made to approximately 6.897 acres of undeveloped land on Evans Street in the Lower Price Hill neighborhood of Cincinnati, in connection with the construction of an approximately 100,000 square foot office, storage, and manufacturing facility, to be used by Tri-State Wholesale as its headquarters, at a total construction cost of approximately \$6,181,520.

Status/Recommendations:

PASS EMERGENCY

*** PASSED EMERGENCY 0307-2018

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

Item #: 201801440

ORDINANCE (EMERGENCY), dated 9/12/2018, submitted by Patrick A. Duhaney, Acting City Manager, AUTHORIZING the City Manager to execute a Property Sale and Development Agreement with Kenkel Family Investment II, LLC, pursuant to which

the City of Cincinnati will sell, for \$1, approximately 6.897 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, storage, and manufacturing facility to be used by Tri-State Wholesale as its headquarters.

Status/Recommendations:

PASS EMERGENCY

*** INDEFINITELY POSTPONED

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

Item #: 201801459

ORDINANCE submitted by Patrick A. Duhaney, Acting City Manager, on 09/19/2018, ACCEPTING a permanent easement granted by Julia Rambo to the City of Cincinnati for the construction, maintenance and repair of storm sewers and appurtenances in the City of Cincinnati pursuant to a plat recorded in Plat Book 467, Page 45, Hamilton County, Ohio Recorder's Office.

Status/Recommendations:

PASS

*** PASSED 0296-2018

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

Item #: 201801463

ORDINANCE (EMERGENCY) submitted by Patrick A. Duhaney, Acting City Manager, on 09/19/2018, AMENDING Ordinance. No. 236-2018 which authorized the City Manager to apply for, accept, and appropriate a grant of up to \$301,899 from the United States Department of Justice, Bureau of Justice Assistance, Edward Byrne Memorial Justice Assistance Grant (JAG) Program FY 2017 Local Solicitation (CFDA #16.738), in order to correct the reference to the calendar year in which the grant funds will be used by the Cincinnati Police Department.

Status/Recommendations:

PASS EMERGENCY

*** PASSED EMERGENCY 0300-2018

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

MR. SEELBACH Y
MR. SITTENFELD Y

Item #: 201801467

ORDINANCE submitted by Patrick A. Duhaney, Acting City Manager, on 09/19/2018, AMENDING Ordinance No. 35-1979, which authorized the establishment of Fund No. 311, "Water Works Activity Fund," for the purpose of expanding the permissible uses of the fund to include the costs of employee events, recognition activities, and awards.

Status/Recommendations:

PASS

*** PASSED 0297-2018

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

Item #: 201801469

ORDINANCE (EMERGENCY) submitted by Patrick A. Duhaney, Acting City Manager, on 09/19/2018, ESTABLISHING Fund 883, "Revolving Energy Loan" for the purpose of receiving, disbursing, and reinvesting resources for permanent energy efficiency improvements at City facilities; further AUTHORIZING the City Manager to accept grant resources and deposit those resources and other contributions related to energy efficiency improvements at City facilities into the newly established Fund 883; and AUTHORIZING the City Manager to apply for and accept a grant totaling \$250,000 from the Duke Class Benefit Fund to be deposited into Fund 883 for the purpose of providing funding for permanent energy efficiency improvement projects at City Facilities.

Status/Recommendations:

PASS EMERGENCY

*** PASSED EMERGENCY 0301-2018

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

Item #: 201801512

ORDINANCE (EMERGENCY) submitted by Patrick A. Duhaney, Acting City Manager, on 10/01/2018, AUTHORIZING the transfer and appropriation of \$300,000 from the unappropriated surplus of Evanston Equivalent Fund 490 to existing capital improvement project account 980x164x181688, "King Records Public Memorial," for the purpose of acquisition, environmental remediation, and stabilization of the Kings Record building.

Status/Recommendations:

PASS EMERGENCY
*** PASSED EMERGENCY 0302-2018
MR. SMITHERMAN A
MR. YOUNG Y
MS. DENNARD Y
MR. LANDSMAN Y
MR. MANN Y
MS. MURRAY Y
MR. PASTOR Y
MR. SEELBACH Y
MR. SITTENFELD Y

Item #: 201801516
ORDINANCE (EMERGENCY) submitted by Patrick A. Duhaney, Acting City Manager, on 10/01/2018, AUTHORIZING the City Manager to grant encroachment easements over portions of the public rights-of-way known as Race Street, Elm Street, Campbell Alley, and Findlay Street in the Over-the-Rhine neighborhood of Cincinnati, to the Port of Greater Cincinnati Development Authority (d/b/a Greater Cincinnati Redevelopment Authority), and its tenant, Jobs Café, LLC, for stairs and electric utilities serving adjacent buildings.

Status/Recommendations:
PASS EMERGENCY
*** PASSED EMERGENCY 0303-2018
MR. SMITHERMAN A
MR. YOUNG Y
MS. DENNARD Y
MR. LANDSMAN Y
MR. MANN Y
MS. MURRAY Y
MR. PASTOR Y
MR. SEELBACH Y
MR. SITTENFELD Y

Item #: 201801517
ORDINANCE (EMERGENCY) submitted by Patrick A. Duhaney, Acting City Manager, on 10/01/2018, AUTHORIZING the City Manager to execute a Vacation Plat pursuant to which the City will vacate and sell, for fair market value, a 0.1946-acre portion of the public right-of-way known as River Road in the Sedamsville neighborhood of Cincinnati.

Status/Recommendations:
PASS EMERGENCY
*** PASSED EMERGENCY 0304-2018
MR. SMITHERMAN A
MR. YOUNG Y
MS. DENNARD Y
MR. LANDSMAN Y
MR. MANN Y
MS. MURRAY Y
MR. PASTOR Y
MR. SEELBACH Y
MR. SITTENFELD Y

Item #: 201801518

ORDINANCE (EMERGENCY) submitted by Patrick A. Duhaney, Acting City Manager, on 10/01/2018, APPROVING AND AUTHORIZING the City Manager to execute a Community Reinvestment Area Tax Exemption Agreement with Black Forest Holding IV, LLC, thereby authorizing a 15-year tax exemption for 100% of the value of the improvements made to real property located at 6325 Este Avenue in the Carthage neighborhood of Cincinnati, in connection with the remodeling of an existing building by constructing an addition containing approximately 7,800 square feet of office space and renovating approximately 8,500 square feet of existing office space, at a total construction cost of approximately \$2,275,000.

Status/Recommendations:

PASS EMERGENCY

*** PASSED EMERGENCY 0305-2018
MR. SMITHERMAN A
MR. YOUNG Y
MS. DENNARD Y
MR. LANDSMAN Y
MR. MANN Y
MS. MURRAY Y
MR. PASTOR Y
MR. SEELBACH Y
MR. SITTENFELD Y

Item #: 201801520

ORDINANCE, (EMERGENCY) submitted by Councilmember Mann, from Paula Boggs Muething, City Solicitor, NAMING the Cincinnati Health Department's Elm Street Health Center located at 1525 Elm Street as the "Bobbie Sterne Health Center," notwithstanding the provisions of Resolution No. 16-2003.

Status/Recommendations:

PASS EMERGENCY

*** PASSED EMERGENCY 0306-2018
MR. SMITHERMAN A
MR. YOUNG Y
MS. DENNARD Y
MR. LANDSMAN Y
MR. MANN Y
MS. MURRAY Y
MR. PASTOR Y
MR. SEELBACH Y
MR. SITTENFELD Y

Item #: 201801452

REPORT, dated 09/12/2018, submitted by Patrick A. Duhaney, Acting City Manager, regarding an overview of the City of Cincinnati's proposed one-time uses of the FY 2018 General Fund's year-end carryover balance. This report also includes FY 2019 budget considerations for discussion.

Status/Recommendations:

APPROVE & FILE

*** APPROVED & FILED

Item #: 201801461

REPORT, dated 09/17/2018, submitted by Patrick A. Duhaney, Acting City Manager, regarding the City's stabilization funds policy as it relates to upcoming bond rating meetings.

Status/Recommendations:

APPROVE & FILE

*** APPROVED & FILED

Item #: 201801477

RESOLUTION, submitted by Councilmember P.G. Sittenfeld, URGING the State of Ohio to promptly restore Local Government Funding and reinvest in Ohio municipalities from the State budget surplus of approximately \$147 million that has resulted from the State's action of raiding the local government funds.

Status/Recommendations:

PASS

*** PASSED 0052-2018

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

EDUCATION, INNOVATION & GROWTH COMMITTEE

Item #: 201801483

MOTION, submitted by Councilmember Sittenfeld, I MOVE that the Administration prepare a report within 45 days on the feasibility and cost to replace all current non-LED lights (except gaslights) on light poles to LED bulbs as a long-term environmentally-friendly and cost-saving measure.

Status/Recommendations:

ADOPT

*** ADOPTED

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

Item #: 201801484

MOTION, submitted by Councilmember Sittenfeld, WHEREAS, Green Umbrella and a number of related partners and entities are launching the Cincinnati 2020 District, a collaborative effort to create a network of healthy, high performing buildings in Cincinnati's Central Business District where property owners will voluntarily commit to collectively reduce their buildings' energy

use, water consumption and transportation emissions by the year 2020, making Cincinnati the 21st 2030 District in the country; and WHEREAS, Cincinnati City Council has already demonstrated support for the goals of the 2030 District in connection with the passage of the Green Cincinnati Plan in 2018; and WHEREAS, the City of Cincinnati's revolving energy loan fund provides a resource for the City to undertake projects that fulfill the goals of the 2030 District. THEREFORE, WE MOVE that the Cincinnati City Council encourages property owners in the District to join the initial Cincinnati 2030 District and desires that the City of Cincinnati endeavor to collaborate with other property owners to meet associated goals for the buildings it owns in the 2030 District; and WE MOVE that the City of Cincinnati join the 2030 District as a Founding Member by adding City Hall and the Duke Energy Convention Center to the 2030 District.

Status/Recommendations:

ADOPT

*** ADOPTED

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

Item #: 201801478

RESOLUTION, submitted by Councilmember P.G. Sittenfeld, EXPRESSING the support of City Council for legislation proposed by U.S. Senator Chris Murphy to block the United States Department of Education from allowing school districts to use federal funding to arm teachers.

*** 10/3/2018 council session held on calendar

Status/Recommendations:

PASS

LAW & PUBLIC SAFETY COMMITTEE

Item #: 201801475

MOTION, submitted by Vice Mayor Smitherman, Councilmembers Murray and Pastor, WE MOVE the City Administration produce a report on the capital cost to provide ballistic helmets to all fire personnel so they will have additional protection in the event they would need to respond to an active-shooter situation.

Status/Recommendations:

ADOPT

*** ADOPTED

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

Item #: 201801427
REPORT, dated 9/12/2018, submitted by Patrick A. Duhaney, Acting City Manager,
regarding Montgomery Road Safety Project.

Status/Recommendations:

APPROVE & FILE

*** APPROVED & FILED

Item #: 201801515
RESOLUTION, submitted by Vice Mayor Christopher Smitherman, EXPRESSING the
Mayor and City Council's endorsement of the City's recently updated
Administrative Regulation No. 25, which revises the City's employee sexual
harassment policy and strengthens the City's capacity to respond to workplace
sexual harassment.

Status/Recommendations:

PASS

*** PASSED 0053-2018

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

MAJOR PROJECTS & SMART GOVERNMENT

Item #: 201801474
MOTION, submitted by Councilmember Murray, please accept my resignation from
the Budget and Finance Committee.

Status/Recommendations:

ADOPT

*** ADOPTED

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

Item #: 201801476
MOTION, submitted by Councilmembers Young, Landsman and Sittenfeld, WE MOVE
that the administration start the hiring process for a permanent replacement
for the position of City Manager. WE FURTHER MOVE that the process start within
the next thirty (30) days from the approval date of this request.

Status/Recommendations:

ADOPT

*** ADOPTED

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

Item #: 201801547

ORDINANCE, dated 9/28/2018, submitted by Councilmember Landsman, AUTHORIZING the City Manager to utilize performance-based contracts with all contractors that receive operational support from the City or are awarded grants through a process overseen by a third party to ensure that taxpayer funds achieve maximum results from such contracts.

Status/Recommendations:

PASS

*** PASSED 0309-2018

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