

PROCEEDINGS/MINUTES OF CITY COUNCIL

...January 14, 2015...

Council convened at 2:07 p.m., Mayor John Cranley Presiding. Present were Councilmembers Flynn, Mann, Murray, 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-Leave were disposed of as follows:

Councilmember Chris Seelbach was excused.

MAYOR CRANLEY

Item #: 201500030

APPOINTMENT, submitted by Mayor John Cranley, subject to the consent of Council, I hereby recommend the appointment of Valarie Boykins to the Southwest Ohio Regional Workforce Investment Board (SWORWIB).

Status/Recommendations:

CONFIRM

*** CONFIRMED

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

Item #: 201500051

APPOINTMENT, submitted by Mayor John Cranley, subject to the consent of Council, I hereby recommend the reappointment of Vice-Mayor David Mann to represent the City of Cincinnati on the OKI Board of Trustees.

Status/Recommendations:

HOLD ONE WEEK PURSUANT TO RULE OF COUNCIL

Item #: 201500055

APPOINTMENT, submitted by Mayor John Cranley, subject to the consent of Council, I hereby recommend the appointment of Marissa Spears to the Cincinnati Metropolitan Housing Authority's Board of Commissioners.

*** Held one weeeek

Status/Recommendations:

HELD ONE WEEK PURSUANT TO RULE OF COUNCIL

Item #: 201500056

APPOINTMENT, submitted by Mayor John Cranley, subject to the consent of Council, I hereby recommend the appointment of Peterson Mingo to the Citizen Complaint Authority Board.

*** Held one week.

Status/Recommendations:

HELD ONE WEEK PURSUANT TO RULE OF COUNCIL

Item #: 201500057

APPOINTMENT, submitted by Mayor John Cranley, subject to the consent of Council, I hereby recommend the appointment of Anne Sesler to the Lunken Airport Oversight Advisory Board.

*** Held one week.

Status/Recommendations:

HELD ONE WEEK PURSUANT TO RULE OF COUNCIL

Item #: 201500058

APPOINTMENT, submitted by Mayor John Cranley, subject to the consent of Council, I hereby recommend the appointment of Kevin Shelton to the Lunken Airport Oversight Advisory Board.

*** Held one week.

Status/Recommendations:

HELD ONE WEEK PURSUANT TO RULE OF COUNCIL

Item #: 201500059

APPOINTMENT, submitted by Mayor John Cranley, subject to the consent of Council, I hereby recommend the appointment of Jason Dunn to the Board of Trustees of the Southwest Ohio Regional Transit Authority.

*** Held one week.

Status/Recommendations:

HELD ONE WEEK PURSUANT TO RULE OF COUNCIL

MR. SEELBACH

Item #: 201500046

ORDINANCE, (Version B) submitted by Councilmember Seelbach, from Paula Boggs Muething, City Solicitor, on 1/2/2015, MODIFYING the provisions of Chapter 701, "Animals, Birds, Fowl," of Title VII, "General Regulations," of the Cincinnati

Municipal Code by amending Sections 701-2, "Leash Required," 701-23, "Abusing Dog," and 701-99, "Penalties"; and further MODIFYING the provisions of Chapter 701, "Animals, Birds, Fowl," of Title VII, "General Regulations," of the Cincinnati Municipal Code by ordaining new Sections 701-50, "Dangerous and Vicious Dogs," and 701-60, "Animals Task Force"; and further MODIFYING the provisions of Chapter 701, "Animals, Birds, Fowl," of Title VII, "General Regulations," of the Cincinnati Municipal Code by repealing Sections 701-1-D-1, "Dangerous Dog," 701-1-H1, "Harmless Dog," 701-1-V, "Vicious Dog," 701-4, "Dangerous Dog to be Properly Confined or Leashed," 701-5, "Vicious Dog to be Properly Confined or Leashed," 701-6, "Possession of a Dangerous or Vicious Dog Prohibited," 701-7, "Possession of a Dangerous or Vicious Dog Limited," 701-8, "Dangerous and Vicious Dogs to be Registered," and 701-9, "Liability Insurance Required"; and further MODIFYING the provisions of Title XV, "Code Compliance And Hearings," of the Cincinnati Municipal Code by amending Sections 1501-3, "Class A Civil Offenses," 1501-5, "Class B Civil Offenses," 1501-7, "Class C Civil Offenses," 1501-14, "Class E1 Civil Offenses," and 1501-99, "Civil Fines"; and further MODIFYING the provisions of Title XV, "Code Compliance And Hearings," of the Cincinnati Municipal Code by ordaining new Section 1501-16, "Class E2 Civil Offenses."

Status/Recommendations:

LAW & PUBLIC SAFETY COMMITTEE

MR. SMITHERMAN

Item #: 201500061

MOTION, dated 1/14/2014 submitted by Councilmember Christopher Smitherman, I MOVE that the administration do a report on the bicycle lane on Central Parkway. The report should include how the bike lane has affected traffic peak hour parking and traffic congestion. I MOVE that the report include any impact the bike lane has on snow removal.

Status/Recommendations:

LAW & PUBLIC SAFETY COMMITTEE

Item #: 201500062

MOTION, dated 1/14/2015 submitted by Councilmember Christopher Smitherman, I MOVE that the administration do a report on how the City of Cincinnati is managing the dramatic drop in oil prices as it relates to fuel used for the City of Cincinnati fleet. The report should address how fuel cost can be hedged across multiple years which might include a partnership with other municipalities. I MOVE that the administration include in the report any projected savings from lower fuel prices in the current 2014/2015 budget.

Status/Recommendations:

LAW & PUBLIC SAFETY COMMITTEE

MR. WINBURN

Item #: 201500060

ORDINANCE, submitted by Councilmember Charlie Winburn from Paula Boggs Muething, City Solicitor, on 1/9/2015, MODIFYING the provisions of Cincinnati Municipal Code Chapter 908, "Crimes Against the Person," by ENACTING Section 908-4, "Criminal Intimidation of the Homeless," for the purpose of adding persons of homeless status to the list of people protected by this chapter and thereby the deterrent associated with committing a crime against a homeless person.

Status/Recommendations:

LAW & PUBLIC SAFETY COMMITTEE

CITY MANAGER

Item #: 201500001

ORDINANCE (EMERGENCY) submitted by Harry Black, City Manager, on 1/14/2015, authorizing the payment of \$25,833.35 as a moral obligation to Healthcare Access Now for services rendered to the City of Cincinnati related to the Reproductive Health and Wellness Program of the Cincinnati Health Department.

Status/Recommendations:

BUDGET AND FINANCE COMMITTEE

Item #: 201500035

ORDINANCE submitted by Harry Black, City Manager, on 1/14/2015, authorizing the City Manager to apply for a Clean Ohio Trails Fund grant to be awarded by the Ohio Department of Natural Resources in an amount of up to \$500,000.00 for the purpose of constructing a portion of the Wasson Way Trail project.

Status/Recommendations:

BUDGET AND FINANCE COMMITTEE

Item #: 201500036

ORDINANCE (EMERGENCY) submitted by Harry Black, City Manager, on 1/14/2015, amending Ordinance No. 0329-2014, which authorized the City Manager to enter into a contract with the Ohio Department of Transportation regarding an Urban Paving Project on Reading Road and Linwood Avenue, in order to provide necessary additional funds as the City's required local match following an increased total estimated project cost.

Status/Recommendations:

BUDGET AND FINANCE COMMITTEE

Item #: 201500037

ORDINANCE (EMERGENCY) submitted by Harry Black, City Manager, on 1/14/2015, establishing the classification position of Assistant Director of Transportation and Engineering within the Department of Transportation and Engineering table of organization pursuant to new Section 409 of Division 5 of Chapter 307 of the Cincinnati Municipal Code.

Status/Recommendations:

RULES & AUDIT COMMITTEE

Item #: 201500038

ORDINANCE (EMERGENCY) submitted by Harry Black, City Manager, on 1/14/2015, establishing the classification and salary range schedule for the position of Plant Maintenance Specialist and MODIFYING the salary range of the Maintenance Machinist position by repealing certain existing sections of Division 1, Chapter 307 of the Cincinnati Municipal Code and ordaining in their place certain revised sections of Division 1, Section 307 of the Cincinnati Municipal Code.

Status/Recommendations:

RULES & AUDIT COMMITTEE

Item #: 201500031

REPORT, dated 1/14/2015, submitted by Harry Black, City Manager, regarding electric vehicle chargers. (SEE DOCUMENT #201401374 FOR ADOPTED MOTION)

Status/Recommendations:

EDUCATION & ENTREPRENEURSHIP COMMITTEE

Item #: 201500032

REPORT, dated 1/14/2015, submitted by Harry Black, City Manager, regarding City Bulletin. (SEE DOCUMENT #201401428 FOR MOTION)

Status/Recommendations:

RULES & AUDIT COMMITTEE

Item #: 201500034

REPORT, dated 1/14/2015, submitted by Harry Black, City Manager, regarding renewal of street lighting assessments for - Group 1 Residential Street Lighting (2014-2017)

Status/Recommendations:

BUDGET AND FINANCE COMMITTEE

Item #: 201500040
REPORT, dated 1/14/2015, submitted by Harry Black, City Manager, regarding 311
System. (SEE DOCUMENT #201401453 FOR ADOPTED MOTION)

Status/Recommendations:
BUDGET AND FINANCE COMMITTEE

CLERK OF COUNCIL

Item #: 201500042
REGISTRATION, submitted by the Clerk of Council from Legislative Agent Karen
Ann Ryan, Director, Government Relations, 201 E. 4th Street, Cincinnati, Ohio
45069.

Status/Recommendations:
FILE
*** FILED

Item #: 201500043
REGISTRATION, submitted by the Clerk of Council from Legislative Agent Mark J.
Quarry, Director of Government Affairs-Cincinnati Area Board of Realtors, 14
Knollcrest Drive, Cincinnati, Ohio 45237.

Status/Recommendations:
FILE
*** FILED

Item #: 201500044
STATEMENT, submitted by the Clerk of Council formally filing a copy of the
Financial Disclosure Statement for Harry Black, City Manager.

Status/Recommendations:
FILE
*** FILED

Item #: 201500045
STATEMENT, submitted by the Clerk of Council formally filing a copy of the
Financial Disclosure Statement for Melissa Autry, Clerk of Council.

Status/Recommendations:
FILE
*** FILED

ECONOMIC GROWTH & INFRASTRUCTURE COMMITTEE

Item #: 201401543

ORDINANCE, submitted by Councilmember Smitherman, from Terry Nestor, Interim City Solicitor on 12/16/2014, AMENDING Article XV, "Retirement System," of the Administrative Code of the Cincinnati Municipal Code to allow the Mayor and Members of Council to be appointed to serve on the Board of Trustees of the Cincinnati Retirement System.

*** Referred back to EG Committee.

Status/Recommendations:

PASS

*** REFERRED BACK TO EG COMMITTEE

NEIGHBORHOODS COMMITTEE

Item #: 201401391

REPORT, dated 12/3/2014, submitted by Harry Black, City Manager, regarding Quality of Life Index - 2014 Third Quarter.

Status/Recommendations:

APPROVE & FILE

*** APPROVED AND FILED

RULES & AUDIT COMMITTEE

Item #: 201500050

ORDINANCE, (EMERGENCY) submitted by Harry Black, City Manager, on 01/13/2015, modifying Article 1, Section 1 of the Administrative Code, "Principal Appointive Officers," and Section 308-83, "Residency Requirements," of the Cincinnati Municipal Code to include only the management positions of City Manager, Assistant City Managers, City Solicitor and Police Chief for the requirement of City residency, which action is appropriate and necessary to limit the state-mandated residency restrictions to the appropriate group of high-level City officials with unique employment responsibilities within the City of Cincinnati municipal government.

Status/Recommendations:

PASS EMERGENCY

*** PASSED EMERGENCY 0006-2015

MR. SMITHERMAN Y

MR. WINBURN Y

MR. YOUNG N

MR. FLYNN N

MR. MANN Y

MS. MURRAY Y

MR. SEELBACH A

MS. SIMPSON Y

MR. SITTENFELD Y

Item #: 201401444

REPORT, dated 12/10/2014, submitted by Harry Black, City Manager, regarding color printing cost analysis. (SEE DOCUMENT #201401280 FOR MOTION)

Status/Recommendations:

APPROVE & FILE

*** APPROVED & FILED