

ROCHESTER CITY COUNCIL

REGULAR MEETING

November 14, 2017

Present – President Scott, Councilmembers Clifford, Conklin, Haag, McFadden, Miller, Ortiz, Spaul – 8

Absent – Councilmember Patterson -1

The Council President requested the Council to rise for a Moment of Silence.

Pledge of Allegiance to the Flag of the United States of America.

Recognition Ceremony

**Service on Boards and Commissions:**

**Rochester Genesee Regional Transportation Authority Board**

Barbara J. Jones

**Retirement:**

**ECD:**

\* Susan G. Utter

**NBD:**

Mark A. Fitzstevens

\* Peter J. Siegrist

**RFD:**

Willie J. Lightfoot

**RPD:**

\* Catherine M. Farina

\*Did not attend meeting

APPROVAL OF THE MINUTES

By Vice President Miller

RESOLVED, that the minutes of the Regular Meeting of October 17, 2017 be approved as published in the official sheets of the Proceedings.

Adopted unanimously.

COMMUNICATIONS FROM THE MAYOR, COUNCIL PRESIDENT, CORPORATE OFFICERS AND OTHERS.

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The following communications are hereby directed to be received and filed:  
The Mayor submits the following:

Administrative Cancellation or Refund of Erroneous Taxes and Charges	4272-17
Quarterly Report – Schedule of Revenues & Expenditures for the quarterly period ending September 30, 2017	4273-17
Quarterly Report – First Quarter Grant Administration Report	4274-17
Quarterly Report – Professional Service Agreements Less Than or Equal to \$10,000	4275-17

The Council submits Disclosure of Interest Forms from President Scott on Int. No. 398 and Int. No. 399, and Councilmember Haag on Int. No. 401 and Int. No. 405.

**THE COUNCIL PRESIDENT --- PRESENTATION AND REFERENCE OF PETITIONS AND OTHER COMMUNICATIONS.**

Councilmember McFadden presented 62 signed letters in support of the speed limit being lowered to 25 mph Petition No. 1748  
Councilmember Spaull presented 2 additional signatures in opposition of Rochester Mgmt. with Cobbs Hill Park Petition No. 1749

**REPORTS OF STANDING COMMITTEES AND ACTION THEREON**

By Councilmember Conklin  
November 14, 2017

To the Council:

The Finance Committee recommends for Adoption the following entitled legislation:

- Int. No. 386 Authorizing a professional services agreement for the Employee Assistance Program
- Int. No. 387 Authorizing agreements for drug and alcohol testing
- Int. No. 409 Petitioning the New York State Superintendent of Financial Services to revoke the anti-arson application requirement
- Int. No. 412 Authorizing receipt of a grant and appropriations to fund renovations and upgrades at the Central and Monroe Branch libraries
- Int. No. 413 Authorizing an agreement and funding for 2017 Step Jam

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The Finance Committee recommends for Consideration the following entitled legislation:

Int. No. 388 Amending City Charter Section 6-71.8 with respect to the Cold War veterans exemption from taxes

Int. No. 389 Amending City Charter Section 6-71.9 with respect to exemption from taxes for persons with disabilities and limited incomes

Int. No. 414 Amending City Charter Section 6-71.2 with respect to veterans exemption from taxes

Respectfully submitted,  
Carolee A. Conklin  
Molly Clifford  
Adam C. McFadden  
Dana K. Miller  
Loretta C. Scott  
FINANCE COMMITTEE

Received, filed and published

TO THE COUNCIL  
Ladies and Gentlemen:

Ord. No. 2017-344  
Re: Agreement – Employee Network,  
Inc., Employee Assistance Program

Transmitted herewith for your approval is legislation establishing \$88,776 as maximum total compensation for a three-year agreement with the Employee Network, Inc. (ENI), Vestal, New York, to provide services for the City's employee assistance program (EAP). The term of this agreement will be from January 1, 2018 through December 31, 2020 and the approximate cost of \$29,592 per calendar year will be financed from the 2017-18 Budget of Undistributed Expenses and subsequent budgets, contingent on their approval.

The employee assistance program provides professional support services to employees whose job performance is affected by factors such as legal, financial and marital difficulties, emotional instability, alcoholism, and drug addiction. Non-uniformed City employees (1,527 people) and their families are eligible for participation. Uniformed Police and Fire employees are covered through their own programs.

ENI was selected through a request for proposals process, as described in the attached summary. Critical to selection was the ability to meet the following criteria:

- The EAP line is staffed 24 hours a day, 365 days a year by mental health professionals with a Master's level degree or higher, which affords our employees direct access to trained counselors;

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- The firm has a national provider network of over 40,000 credentialed counselors; and
- The firm offers state-of-the-art technological resources including web-based services, such as a mobile app and a personal assistant service for our employees to use to achieve and maintain a healthy work/life balance.

ENI was previously engaged by the City via Ordinance No. 2014-328 and will continue to provide counseling and referral services to eligible employees and their family members as appropriate. The firm will also conduct training programs for City personnel and supervisors through in-person and online training as required or as requested.

During calendar year 2016, ENI saw 168 employees and their family members for counseling and 51 people utilized their personal assistant service. These numbers show that a total of 14% of the eligible workforce used EAP, which exceeds the national average of 3% to 6%.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AQ-177

Ordinance No. 2017-344  
(Int. No. 386)

### **Authorizing a professional services agreement for the Employee Assistance Program**

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Mayor is hereby authorized to enter into a professional services agreement in the maximum amount of \$88,776 with Employee Network, Inc., to provide services for the City's employee assistance program. The term of the agreement shall be three years. The cost of \$29,592 for the first year of the agreement shall be funded from the 2017-18 Budget of Undistributed Expenses and \$29,592 annually for the remaining two years from future budgets of Undistributed Expenses, contingent upon approval.

Section 2. This agreement shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

November 14, 2017

Ladies and Gentlemen:

Ordinance No. 2017-345  
Re: Agreements – Energetix Corporation,  
Drug and Alcohol Testing

Transmitted herewith for your approval is legislation related to drug and alcohol testing. This legislation will:

1. Establish \$16,737 as maximum compensation for an amendatory agreement with Energetix Corporation for drug and alcohol testing, thereby increasing total compensation to \$187,167; and
2. Establish \$189,720 as total maximum compensation for a new three-year term with Energetix Corporation for drug and alcohol testing from January 1, 2018 through December 31, 2020.

The amendatory agreement (\$16,737) and the first year cost of the new agreement (\$63,240) will be funded from the 2017-18 Budget of Undistributed Expenses. The following two years of the new agreement will be funded from future budgets, contingent upon their approval.

The original agreement with Energetix, authorized via Ordinance No. 2014-329, allowed for total maximum compensation in the amount of \$170,430. Due to unanticipated fluctuations in hiring patterns, additional compensation is needed to cover expenses for the remainder of the calendar year for pre-employment drug and alcohol testing and compliance with the New York State Department of Transportation's testing and reporting.

In anticipation of the expiration of the current agreement with Energetix, a request for proposals was issued, as described in the attached summary. Energetix was selected based on their competitive pricing structure and ease of access to collection sites.

Energetix will also provide, as required by the Omnibus Transportation Employee Testing Act, random, follow-up and post-accident testing for drugs and alcohol for employees whose duties require the possession of a commercial driver's license, and drug and alcohol testing of Emergency Communications Department employees, as required by the AFSCME collective bargaining agreement.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AQ-178

Ordinance No. 2017-345  
(Int. No. 387)

**Authorizing agreements for drug and alcohol testing**

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Mayor is hereby authorized to enter into an amendatory agreement with Energetix Corporation to provide drug and alcohol testing for pre-employment and New York State Department of Transportation compliance testing and reporting. The amendment shall increase the maximum compensation of the existing agreement authorized by Ordinance No. 2014-329, by \$16,737 to a total amount of \$187,167. The amendatory agreement amount shall be funded from the 2017-18 Budget of Undistributed Expenses.

Section 2. The Mayor is hereby authorized to enter into a professional services agreement in the maximum amount of \$189,720 with Energetix Corporation, to provide drug and alcohol testing for pre-employment and New York State Department of Transportation compliance testing and reporting. The term of the agreement shall be three years. The cost of \$63,240 for the first year of the agreement shall be funded from the 2017-18 Budget of Undistributed Expenses and \$63,240 annually for the remaining two years shall be funded from future budgets of Undistributed Expenses, contingent upon approval.

Section 3. The agreements shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 4. This ordinance shall take effect immediately.

Passed by the following vote.

Ayes – President Scott, Councilmembers Clifford, Haag, McFadden, Miller, Ortiz, Spaul -7

Nays – Councilmember Conklin - 1

TO THE COUNCIL

Ladies and Gentlemen:

Local Law No. 5

Re: Amendments - Cold War Veterans  
Tax Exemption, RPTL 458-b

Transmitted herewith for your approval is legislation adopting the amendment to the Cold War Veterans tax exemption (RPTL-458-b) that was amended by New York State in 2016 to allow for a reduction in school taxes.

Chapter 253 of the Laws of 2016 authorizes school district taxing authorities to grant certain exemptions from real property tax to eligible veterans. The Cold War Veterans tax exemption had previously been allowed only for taxes levied for general municipal purposes.

The effect of the recommended change upon Rochester City School District tax revenues and rates is expected to be minimal. It's projected that the exemption will impact approximately 191 homestead properties, with exemptions totaling \$1,479,725. This amendment would result in a tax savings to the

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Veterans of \$18,500 or, on average, \$97 per parcel receiving the exemptions. Adoption of this tax exemption would result in a nominal increase in school taxes to the non-veteran.

Chapter 290 of Law 2017 from September of 2017 provides authorization to amend 458-b of the real property tax law (Cold War Veteran tax exemption) and allows it to continue without regard to the 10-year limitation that was originally enacted in 2007.

If approved, the amendments will go into effect for the 2018-19 tax year.

A public hearing on the exemption is required.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Local Law No. 5  
(Int. No. 388)

**Amending City Charter Section 6-71.8 with respect to the Cold War veterans exemption from taxes**

BE IT ENACTED, by the Council of the City of Rochester as follows:

Section 1. Chapter 755 of the Laws of 1907, entitled "An Act Constituting the Charter of the City of Rochester", as amended, is hereby further amended by Amending Section 6-71.8 to read in its entirety as follows:

§ 6-71.8. Tax exemption for Cold War veterans.

The Council hereby approves the exemption of qualifying real property from taxation as authorized in Subdivision 2(a)(i) and (b) of § 458-b of the Real Property Tax Law, Exemption for Cold War veterans. Notwithstanding the ten-year limitation imposed by Subdivision 2(c)(iii) of § 458-b of the Real Property Tax Law, the Council hereby approves granting the foregoing exemption to qualifying owners of qualifying real property for as long as they remain qualifying owners, without regard to such ten-year limitation. Beginning with the 2018-19 tax year, the exemption provided for in this section shall also be applicable to taxes levied for school purposes.

Section 2. This local law shall take effect immediately upon filing in the Office of the Secretary of State as provided by Section 27 of the NYS Municipal Home Rule Law.

New text is underlined.

Passed unanimously.

TO THE COUNCIL

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Ladies and Gentlemen:

Local Law No. 6  
Re: Exemption for Persons with Disabilities  
and Limited Incomes, RPTL 459-c

Transmitted herewith for your approval is legislation adopting the Persons with Disabilities and Limited Incomes tax exemption (RPTL-459-c). The State enacted the exemption in 1997 and, if adopted by local option, may apply to general municipal and school taxes. Currently the exemption only applies to Monroe County taxes.

The effect of applying the exemption to City and School tax revenues and rates is expected to be minimal. There are approximately 343 homestead properties currently receiving the Disabilities and Limited Income Exemption from Monroe County with present exemptions totaling \$9,166,377. This would result in a City and School tax savings of \$168,001 or, on average, \$490 per parcel. Adoption of this exemption would result in a nominal increase in City and School taxes to the non-disabled/limited income property owner.

If approved, the amendments will go into effect for the 2018-19 tax year.

A public hearing on the exemption is required.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment AQ-179

Local Law No. 6  
(Int. No. 389)

**Amending City Charter Section 6-71.9 with respect to exemption from taxes for persons with disabilities and limited incomes**

BE IT ENACTED, by the Council of the City of Rochester as follows:

Section 1. Chapter 755 of the Laws of 1907, entitled "An Act Constituting the Charter of the City of Rochester", as amended, is hereby further amended by adding a new Section 6-17.9 to read in its entirety as follows:

§ 6-71.9. Tax exemption for persons with disabilities and limited incomes.

The Council hereby approves the partial tax exemption of qualifying real property that is owned by one or more persons with a disability whose income is limited by reason of such disability, as authorized in § 459-c of the Real Property Tax Law, Persons with disabilities and limited incomes, to commence with the 2018-19 tax year. In addition, Council hereby approves providing said tax exemption to qualifying

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property owners whose income exceeds the maximum income eligibility level set forth in Subsection 459-c(5)(a), provided that the exemption is reduced proportionately in accordance with Subsection 459-c(1)(b). The exemption provided for in this section shall also be applicable to taxes levied for school purposes.

Section 2. This local law shall take effect immediately upon filing in the Office of the Secretary of State as provided by Section 27 of the NYS Municipal Home Rule Law.

New text is underlined.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2017-346

Re: Eliminating the Anti-Arson  
Application Requirement

Transmitted herewith for Council approval is legislation allowing Corporation Counsel to petition the New York State Superintendent of Financial Services to nullify the requirement of the use of the anti-arson application for property insurance policies in the City of Rochester.

When this requirement was originally passed at the State level it applied to cities with a population of over 400,000, and it has since been changed to cities with a population over 1,000,000 only.

This requirement no longer applies to the City of Rochester. Additionally, present methods of investigating an incident of arson no longer rely on the information provided by the anti-arson application.

Respectfully submitted,

Loretta C. Scott  
President  
At-Large Member

Ordinance No. 2017-346  
(Int. No. 409)

**Petitioning the New York State Superintendent of Financial Services to revoke the anti-arson application requirement**

WHEREAS, in 1981, the State enacted a law (Chapter 711, Laws of 1981) that directs the Superintendent of Insurance (now the Superintendent of Financial Services) to require the preparation of an anti-arson application for those seeking property insurance policies covering the peril of fire or explosions;

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WHEREAS, the anti-arson application requirement, which was originally codified in §168-j and is now codified in §3403 of the NYS Insurance Law, automatically applied only to cities more populous than the City of Rochester, but allowed any less populous municipality to opt in to the requirement by petitioning the Superintendent of Insurance to enforce the requirement within the petitioner's jurisdiction;

WHEREAS, in Ordinance No. 1982-416 in 1982, this Council petitioned the Superintendent of Insurance to implement the anti-arson application requirement in the City of Rochester;

WHEREAS, the State law and the City's opt-in to the anti-arson application were prompted by a significant increase in arson incidents in some major cities during the late 1970's and by certain economic circumstances that appeared to contribute to that increase;

WHEREAS, the anti-arson application has outlived its usefulness because insurance companies are now required to file fraud prevention plans with the State in order to prevent arson and other fraudulent activities and the present methods of investigating arson incidents no longer rely on the information provided by the anti-arson application; and

WHEREAS, the anti-arson application makes it more difficult for property owners to obtain and renew property insurance promptly.

NOW, THEREFORE, BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Council hereby petitions the New York State Superintendent of Financial Services to cancel and nullify the mandate requiring use of the anti-arson application in the City of Rochester for property insurance policies covering the peril of fire and explosion pursuant to §3403 of the Insurance Law.

Section 2. The Corporation Counsel is hereby directed to forward a certified copy of this ordinance to the New York State Superintendent of Financial Services.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2017-347  
Re: Grant Authorization and Budget  
Amendment – Rochester Public Library  
Renovations and Upgrades

Council Priority: Creating and Sustaining a  
Culture of Vibrancy

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Transmitted herewith for your approval is legislation related to renovations and upgrades to the Central Library of Rochester and Monroe County and the Monroe Branch Library. This legislation will:

1. Authorize the receipt and use of a New York State Education Department, Division of Library Development construction grant in the amount of \$849,540 for the purpose of various renovations and upgrades to the Central Library and Monroe Branch Library, and
2. Amend the 2017-18 Budget of Cash Capital by a total of \$300,000 by transferring \$150,000 from Contingency and appropriating \$150,000 from the Library fund balance to support the 25% local match requirement of the grant.

Each year the Monroe County Library System is awarded State funds on a competitive basis for library construction projects. The following projects are recommended for a 75% match of State funding:

- *Central Master Space Plan, Phase 4 Technology Center:* Funding supports the build-out of the lower link level of the Bausch & Lomb building to accommodate public restrooms, computing areas, classroom and meeting room spaces, and flexible spaces for technology programs and third-party vendors or organizations. The estimated construction cost is \$881,600 (\$661,200 State funding; \$220,400, local match).
- *Rundel Auditorium Renovations:* Funding supports additional costs for asbestos abatement, HVAC replacement and upgrades to meet building and accessibility code. This supplemental application to a 2016 award totals \$154,130 in additional estimated construction cost (\$115,590 State funding; \$38,540, local match), bringing the total, estimated project cost to \$428,550.
- *Monroe Branch Library Façade:* Funding supports façade repointing and waterproofing on the portions of the building exterior, as well as interior plaster repairs. The estimated construction cost is \$97,000 (\$72,750 State funding; \$24,250 local match).

All projects are managed by the Department of Environmental Services, Bureau of Architecture and Engineering. The projects represent top priorities of the Library's Capital Improvement Program submissions. Design of the Rundel Auditorium and Monroe Branch projects are underway; design of Master Space Plan Phase 4 is anticipated to begin in December 2017. Construction durations vary and are anticipated in spring 2018 (Rundel Auditorium, Monroe Façade) and spring 2019 (Master Space Plan Phase 4).

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2017-347  
(Int. No. 412)

**Authorizing receipt of a grant and appropriations to fund renovations and upgrades at the Central and Monroe Branch libraries**

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Council hereby authorizes the receipt and use of \$849,540 from the New York State Education Department, Division of Library Development as a construction grant for the purpose of completing various renovations and upgrades to the Central Library and to the Monroe Branch Library (the Project). The Mayor is hereby authorized to enter the City into a grant agreement with the funding agency or its designee if it is necessary to effectuate the City's receipt of this grant. If there is an agreement, it shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 2. Ordinance No. 2017-154, the 2017-18 Budget of the City of Rochester, as amended, is hereby further amended by transferring the sum of \$300,000 to Cash Capital which are hereby appropriated from the following funds in order to satisfy the matching Project funding requirements for the grant authorized in Section 1: \$150,000 from the Library Fund and \$150,000 from Contingency.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2017-348  
Re: Agreement – Monroe County  
Broadcasting Company, Ltd., d/b/a  
WDKX, Step Jam Event

Council Priority: Creating and Sustaining a  
Culture of Vibrancy

Transmitted herewith for your approval is legislation establishing \$12,500 as maximum compensation for an agreement with Monroe County Broadcasting Company, Ltd., d/b/a WDKX, for the December 9, 2017 Step Jam event. This agreement will be financed from the 2017-18 Budget of the Bureau of Communications.

The Step Jam has been a positive youth and community event held at the Blue Cross Arena at the War Memorial for the last nine years. It is a competition for county-wide step teams that fosters school spirit, community pride, and a sense of unity and belonging for participants. The event focuses on positive dance, step and music experiences for the entire family. Parents are given a chance to see their children showcase their talents and students get to interact in a positive way with City of Rochester police officers, school sentries, and Pathways to Peace personnel.

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Schools reward students with free tickets to the event for doing well in school and keeping up attendance in school. Colleges have been known to attend the event to share their step teams' experience and recruit future college-ready youth to their teams.

WDKX will produce the event, which continues to grow each year with more performers, spectators and community vendors. This year's funding is the same as last year (Ord. No. 2016-388).

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AQ-180

Ordinance No. 2017-348  
(Int. No. 413)

**Authorizing an agreement and funding for 2017 Step Jam**

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Mayor is hereby authorized to enter into an agreement with Monroe County Broadcasting Company, Limited, d/b/a WDKX to present the Step Jam dance competition event to occur on or about December 9, 2017.

Section 2. The maximum compensation for the agreement shall be \$12,500 and shall be funded from the 2017-18 Budget of the Bureau of Communications.

Section 3. The agreement shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Local Law No. 7  
Re: Amendments – Eligible Funds Veterans  
Tax Exemption, RPTL 458-a

Transmitted herewith for your approval is legislation adopting the amendment to the Eligible Funds Veterans tax exemption (RPTL-458-a) that was amended by New York State on October 23, 2017 to allow for a reduction in school taxes.

Chapter 376 of the Laws of 2017 provides authorization to grant certain exemptions from real property tax for school districts to eligible Veterans where such exemption is adopted by the governing body of the school district. The Eligible Funds Veterans tax exemption had previously only applied to taxes levied for general municipal purposes.

New York State enacted changes to the Alternative Veterans Exemption in 1994 and the City of Rochester adopted those changes in 1995. At that time all recipients of the Eligible Funds Veterans tax exemption were given the opportunity to convert to the Alternative Veterans tax exemption. If the percentage or exempt value amount the Veteran receiving the Eligible Funds Exemption was below 15% for non-combat or 25% for combat zone, it was beneficial to convert to the Alternative Veterans Exemption. According to New York State RPTL 485-a, once a taxing jurisdiction adopted the Alternative Veterans Exemption, there cannot be any new Eligible Funds Exemptions under RPTL 458(1) and former 458(5). However, a Veteran that previously had the Eligible Funds Exemption who later switched to the Alternative Veterans Exemption is allowed to switch back to the Eligible Funds Exemption.

The effect of the recommended change upon Rochester City School District tax revenues and rates is expected to be minimal. There are approximately 225 homestead properties currently receiving the Eligible Funds Veterans tax exemption, with present exemptions totaling \$7,859,128. This amendment would result in a tax savings to the Veterans of \$98,255 or, on average, \$437 per parcel receiving the exemptions. Adoption of this legislation would result in a nominal increase in school taxes to the non-veteran.

If approved, the amendments will go into effect for the 2018-19 tax year.

A public hearing on the exemption is required.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Local Law No. 7  
(Int. No. 414)

**Amending City Charter Section 6-71.2 with respect to veterans exemption from taxes**

BE IT ENACTED, by the Council of the City of Rochester as follows:

Section 1. Chapter 755 of the Laws of 1907, entitled "An Act Constituting the Charter of the City of Rochester", as amended, is hereby further amended by amending Section 6-71.2 to read in its entirety as follows:

§ 6-71.2. ~~Increase in amount of v~~ Veterans' exemption for real property purchased with eligible funds.

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- A. The City Assessor is authorized and directed to increase the amount of each veterans' exemption granted under § 458 of the Real Property Tax Law, pursuant to the provisions of Subdivision 5(a) of such section.
- B. Beginning with the 2018-19 tax year, the veterans' exemption from taxes pursuant to §458 of the Real Property Tax Law shall also be applied to taxes levied for school purposes, pursuant to Subdivision 1(3) of such section.
- BC. All other provisions of § 458 of the Real Property Tax Law shall continue to apply to all veterans' exemptions.

Section 2. This local law shall take effect immediately upon filing in the Office of the Secretary of State as provided by Section 27 of the NYS Municipal Home Rule Law.

Strikeout indicates deleted text, new text is underlined.

Passed unanimously.

By Vice President Miller  
November 14, 2017

To the Council:

The Business & Economic Development Committee recommends for Adoption the following entitled legislation:

Int. No. 390 Authorizing loan agreement for the 103 Court Street Redevelopment Project, as amended

The Business & Economic Development recommends for Consideration the following entitled legislation:

Int. No. 391 Authorizing an application and agreement for a grant under Round 5 of the Restore NY Communities Initiative

Int. No. 392 Amending the Zoning Map for 50, 59, 70 Goodwill Street, 17 Woodside Street and a portion of 1991 Lake Avenue

Int. No. 393 Amending the Zoning Map for 25 May Street

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Respectfully submitted,  
Dana K. Miller  
Michael A. Patterson  
Elaine M. Spaul  
Loretta C. Scott  
BUSINESS & ECONOMIC DEVELOPMENT COMMITTEE

Received, filed and published.

TO THE COUNCIL

Ladies and Gentlemen:

Introductory No. 390  
Re: 103 Court Street Redevelopment  
Project

Council Priority: Creating and Sustaining a  
Culture of Vibrancy; Rebuilding and  
Strengthening Neighborhood Housing

Transmitted herewith for your approval is legislation authorizing a \$1,500,000 loan agreement with Court Street Rochester LLC or an entity yet to be formed for the redevelopment of a privately owned parcel located at 103 Court Street. The loan will be financed as follows: \$22,852 from Prior Years' Cash Capital, \$265,076.30 from 2016-17 Cash Capital, \$928,908 from 2017-18 Cash Capital, and \$283,163.70 from the Housing Revolving Loan Fund.

The project consists of constructing a new 223,900 gross square feet, five-story mixed-use building with 111 residential apartments for rent, approximately 4,500 square feet of commercial space on the first floor, and 109 spaces of underground parking.

The City loan will be used as construction and permanent financing for costs associated only with the residential component of the project. The loan for the construction phase will have a term of up to two years and will be payable interest-only on an annual basis. Upon issuance of a Certificate of Occupancy, the loan will convert to permanent. The loan for the permanent phase will have a term of up to 10 years. Principal and interest will be fully amortized over the ten year term and will be payable monthly. Each phase of the loan will have a 3% interest rate.

As a condition of the loan, 10% of the residential units shall be rented to households that meet the following Median Family Income (MFI) limits: six units under 120% MFI, three units under 80% MFI, and two units under 50% MFI. The affordability period for the six units under 120% MFI and three units under 80% MFI is 15 years. The affordability period for the two units under 50% MFI is 10 years. Once the affordability period for the two units under 50% MFI has ended, they will convert to under 80% MFI for the remaining five years of the under 80% MFI affordability period. The City-assisted affordable units will be comparable in terms of size, features and type of the project as a whole.

This project is also subject to Minority, Women-Owned, Small, and Disadvantaged Business Enterprises (MWSDBE) and workforce goals. The MWSDBE goals for this loan are that the developer

or its general contractor shall enter into construction contracts equaling 20% of the total qualifying cost attributed to the dollar amount of the construction contracts for the project. The workforce goals for this project are: 20% of the total employment hours for the project shall be carried out by minority employees and 6.9% of the total employment hours for the project shall be carried out by women employees. This project has a city of Rochester resident workforce goal of 25%.

The estimated sources and uses of funds for 103 Court Street are as follows:

<b>Sources</b>		<b>Uses</b>	
M&T Bank Loan	\$25,000,000.00	Construction Costs	\$27,477,302.53
City of Rochester Loan	1,500,000.00	Site Work	1,609,775.00
Developer Equity	<u>7,096,998.05</u>	Land	900,000.00
<b>Total Permanent Sources</b>	<b>\$33,596,998.05</b>	Soft Costs	<u>3,609,920.52</u>
		<b>Total Uses</b>	<b>\$33,596,998.05</b>

In accordance with the requirements of the State Environmental Quality Review Act, a Negative Declaration was issued on April 28, 2014.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

(Introductory No. 390, as amended)

**Authorizing loan agreement for the 103 Court Street Redevelopment Project**

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Mayor is hereby authorized to enter into a loan agreement with Court Street Rochester LLC, or an entity to be formed for the purpose, for construction and permanent financing of the residential component of the 103 Court Street Redevelopment Project. The loan shall be in the amount of \$1,500,000, which shall be funded in the following amounts: \$22,852 from Prior Years' Cash Capital, \$265,076.30 from 2016-17 Cash Capital, \$928,908 from 2017-18 Cash Capital, and \$283,163.70 from the Housing Revolving Loan Fund.

Section 2. Each phase of the loan shall have an annual interest rate of 3%. The construction phase of the loan agreement shall have a term of up to 2 years and be subject to interest-only payments payable on an annual basis. The loan shall convert to permanent financing upon issuance of a Certificate of Occupancy. The permanent phase of the loan shall have a term of up to 10 years, during which principal and interest shall be amortized over the entire term and payable monthly. As a condition of the loan, 10% of residential units shall be rented to households that meet the following Median Family Income (MFI) limits: six units under 120% MFI, three units under 80% MFI and two units under 50% MFI.

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Section 3. The agreement authorized herein shall contain such additional terms and conditions as the Mayor deems to be appropriate. The Mayor is hereby authorized to execute such other agreements and documents as may be necessary to effectuate the agreement authorized herein.

Section 4. This ordinance shall take effect immediately.

New text is underlined.

Failed by the following vote:

Ayes – Vice President Miller, Councilmembers McFadden, Spaul-3

Nays – President Scott, Councilmembers Clifford, Conklin, Haag, Ortiz-5

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2017-349

Re: Restore New York  
Communities Initiative - Round 5

Council Priority: Rebuilding and Strengthening  
Neighborhood Housing; Jobs and Economic  
Development; Creating and Sustaining a  
Culture of Vibrancy

Transmitted herewith for your approval is legislation authorizing an application to Empire State Development (ESD), and a subsequent grant disbursement agreement with the New York State Urban Development Corporation, doing business as ESD, for the receipt and use of a grant totaling up to \$5,000,000 through Round 5 of the Restore New York Communities Initiative (Restore NY).

Restore NY provides financial assistance to municipalities for the demolition, deconstruction, rehabilitation and/or reconstruction of vacant, abandoned, condemned and surplus properties. Restore NY funds may also be used for site development needs to support the rehabilitation of properties. Total statewide funding for Round 5 is \$80,000,000. Municipalities with populations over 100,000 are eligible to apply for one project, with a maximum grant request of \$5,000,000. A single Restore NY project may include multiple properties.

An internal advisory committee composed of staff from the departments of Neighborhood and Business Development, Environmental Services, Finance and Law reviewed properties for inclusion in the City's 2017 Restore NY application. The advisory committee prioritized a project called the "Center City Restore-NY Initiative" which would provide gap funding for the adaptive reuse of eight properties on several significantly vacant, blighted blocks that are strategically important to downtown Rochester's continued revitalization. A letter of intent to apply for this project was submitted to ESD on October 13, 2017 and a full application is due to ESD by December 15, 2017.

The City will request \$5,000,000 in funding for the properties in the amounts listed below, or others, if deemed necessary by the Mayor, which would be used to create approximately 145 new housing units and the renovation of approximately 64,572 square feet of commercial space in the following seven downtown buildings:

1. 176-182 East Main Street  
Developer: Robert Bartosiewicz  
Total Development Cost: \$1,025,000  
ESD Request Amount: \$250,000  
Commercial space to be renovated: 26,340  
New housing units to be created: 0
  
2. 186 and 190-194 East Main Street (two properties)  
Developer: Ren Square LLC (Patrick, Luke, and Gary Dutton)  
Total Development Cost: \$9,775,000  
ESD Request Amount: \$1,565,000  
Commercial space to be renovated: 15,000 square feet  
New housing units to be created: 32
  
3. 220-222 and 224-226 East Main Street (two properties)  
Developer: Scott Hopwood  
Total Development Cost: \$3,000,000  
ESD Request Amount: \$710,000  
Commercial space to be renovated: 2,200 square feet  
New housing units to be created: 10
  
4. 250 East Main Street, Condo Unit #100  
Developer: Sibley Redevelopment LP  
Total Development Cost: \$31,616,261  
ESD Request Amount: \$1,190,000  
Commercial Space to be renovated: 0  
New housing units to be created: 103
  
5. 35 State Street  
Developer: Carmen Coleman  
Total Development Cost: \$3,408,000  
ESD Request Amount: \$1,000,000  
Commercial space to be renovated: 16,432 square feet  
New housing units to be created: 0
  
6. 79 State Street  
Developer: Scott Hopwood  
Total Development Cost: \$800,000  
ESD Request Amount: \$285,000  
Commercial space to be renovated: 4,600 square feet  
New housing units to be created: 0

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In accordance with Restore NY program guidelines, this application is consistent with the following principles:

- The proposed project is consistent with the City's: 1) Comprehensive Plan; 2) Consolidated Community Development Plan/Strategic Plan 2015/16 – 2019/20; 3) Center City Master Plan; 4) Housing Policy; and 5) Midtown Urban Renewal District Plan;
- The proposed financing is appropriate for the identified project;
- The project will facilitate effective and efficient use of existing and future public resources so as to promote both economic development and preservation of community resources; and
- Where applicable, the project develops and enhances infrastructure and/or other facilities in a manner that will attract, create, and sustain employment opportunities.

A public hearing and three days notification in a local daily newspaper is required.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AQ-181

Ordinance No. 2017-349  
(Int. No. 391)

**Authorizing an application and agreement for a grant under Round 5 of the Restore NY Communities Initiative**

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Mayor is hereby authorized to submit an application to the Empire State Development Corporation (ESD) and to enter the City into a subsequent agreement with the New York State Urban Development Corporation, doing business as ESD, for the receipt and use of a grant of up to \$5 million under Round 5 of Restore NY Communities Initiative (Restore NY), which shall be used by the City for the Center City Restore-NY Initiative (the Project) that provides gap funding for the adaptive reuse of properties identified as strategically important to the continued revitalization of the Center City.

Section 2. The application and agreement shall contain such terms and conditions as the Mayor deems to be appropriate.

Section 3. The Council, after conducting a duly noticed public hearing and having reviewed the Project that is proposed for the application in accordance with Restore NY program guidelines, hereby finds that the application is consistent with the following principles:

- (a) the proposed Project is consistent with:

- 1) the Comprehensive Plan;
  - 2) the Consolidated Community Development Plan/Strategic Plan for 2015-16 through 2019-20;
  - 3) the Center City Master Plan;
  - 4) the Housing Policy; and
  - 5) the Midtown Urban Renewal District Plan;
- (b) the proposed financing is appropriate for the Project;
- (c) the Project will facilitate effective and efficient use of existing and future public resources so as to promote both economic development and preservation of community resources; and
- (d) where applicable, the Project develops and enhances infrastructure and/or other facilities in a manner that will attract, create, and sustain employment opportunities.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2017-350  
Re: Zoning Map Amendment –  
50, 59 and 70 Goodwill Street,  
17 Woodside Street and a  
portion of 1991 Lake Avenue

Transmitted herewith for your approval is legislation amending the Zoning Map of the City of Rochester by rezoning the properties at 50, 59 and 70 Goodwill Street, 17 Woodside Street and a portion (southwest corner) of 1991 Lake Avenue from PD #12 Eastman Business Park to R-3 High Density Residential District to facilitate the construction of a mixed-use development (The Eastman Reserve). All of these properties are currently owned by Kodak and were formerly used as parking lots.

This rezoning request is being initiated by PathStone Corporation which has a purchase agreement with Kodak to buy these properties. If the rezoning is approved, PathStone is proposing to construct two townhouse buildings, 14 single-family buildings, a club house, and a low-rise building with commercial space. There will be 176 units of multi-family rental housing including 79 one-bedroom units, 67 two-bedroom units, and 30 three-bedroom units. Of the 176 units, 27 will be set aside for those who have experienced domestic violence, and for young adults between the ages of 18 and 25, who have experienced homelessness. PathStone is partnering with affiliate Sojourner House at PathStone (known as “Sojourner”) to provide services to those who will reside in these set aside units. This development will require Site Plan Review.

The Planning Commission held an informational meeting on the proposed map amendment on Monday, October 16, 2017. Six people, including the applicants, spoke in support of the rezoning; no one spoke in opposition. By a vote of 6-1, the Planning Commission recommended approval.

A public hearing is required for the Zoning Map Amendment.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment AQ-182

Ordinance No. 2017-350  
(Int. No. 392)

**Amending the Zoning Map for 50, 59, 70 Goodwill Street, 17 Woodside Street and a portion of 1991 Lake Avenue**

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. Chapter 120 of the Municipal Code, Zoning Code, as amended, is hereby further amended by changing the Zoning Map’s classification of the following land from PD#12 Eastman Business Park Planned Development District to R-3 High Density Residential District:

<b>Address</b>	<b>SBL #</b>
50 Goodwill Street	090.26-2-4.002
59 Goodwill Street	090.26-2-3.003
70 Goodwill Street	090.26-2-28
17 Woodside Street	090.26-2-5
A portion of 1991 Lake Avenue	075.83-1-18.003/EBPK

and the area extending from those parcels to the center line of any adjoining public street, alley, or right-of-way.

Section 2. The portion of 1991 Lake Avenue reclassified herein shall consist of

ALL THAT TRACT OR PARCEL OF LAND, more or less, situate in Town Lots 25 & 42, Township 1, Short Range 4, of the 20,000 Acre Tract, in the City of Rochester, County of Monroe, and State of New York, as shown on the drawing entitled “Eastman Reserve Subdivision” prepared by Magde Land Surveying, P.C., being more particularly bounded and described as follows:

1. Commencing at a point at the intersection of the east right-of-way line of Goodwill Street and the north right-of-way line of Eastman Avenue, at the southwest corner of the described lot; said point being the point of beginning;
2. Thence, continuing along the east right-of-way line of Goodwill Street having a bearing of N00°09'10"W a distance of 344.94 feet to a point;

3. Thence, turning to the right and running along a line having a bearing of S89°49'48"E a distance of 172.44 feet to a point;
4. Thence, turning to the right and running along a line having a bearing of S00°31'38"E a distance of 343.98 feet to a point;
5. Thence, turning to the right and running along a line having a bearing of S89°50'50"W a distance of 174.68 feet to a point; said point being point or place of beginning.

Intending to describe a parcel to be conveyed for Eastman Reserve Lot 1 consisting of 1.371 Acres

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2017-351  
Re: Zoning Map Amendment –  
25 May Street

Transmitted herewith for your consideration is legislation amending the Zoning Map of the City of Rochester by rezoning the vacant property at 25 May Street from R-1 Low Density Residential District to C-1 Neighborhood Center District. The purpose of this rezoning is to facilitate the construction of a 22 space ancillary parking lot to serve The Distillery at 1142 Mt. Hope Avenue and Pellegrino's at 1118-1120 Mt. Hope Avenue. (It should be noted that the adjacent properties at 20 and 24 Stewart Street are existing parking areas that also serve both of these uses.)

Peter Pysillos, who owns both The Distillery and Pellegrino's, is initiating this rezoning request. If the rezoning is approved, this project will also include the demolition of the Westfall Florist building at 1092 Mt. Hope Avenue. The ancillary parking lot will then be constructed on 25 May Street and a portion of 1092 Mt. Hope Avenue. Since these properties will be combined to develop this lot, they must be in the same Zoning District. Currently, 1092 Mt. Hope Avenue is in the C-1 District, and 25 May Street is in the R-1 District. The portion of 1092 Mt. Hope Avenue where the Westfall Florist building will be demolished will remain green space for the foreseeable future. This parking lot proposal will also require Site Plan Review and Special Permit approval from the City Planning Commission.

The City Planning Commission held an informational meeting on the proposed map amendment on Monday, October 16, 2017. The applicant spoke in support of the rezoning, and one person spoke in opposition. After a lengthy discussion and much deliberation, however, the Planning Commission **RECOMMENDED DENIAL** by a vote of 3-4. The Commission members in opposition concluded that to rezone 25 May Street to C-1 Neighborhood Center District would allow for the commercial district (and parking) to further encroach into this residential neighborhood that is situated between two

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major thoroughfares. Written testimony in opposition noted a potential increase in traffic, noise and lighting, and although this may be acceptable in a commercial district, residents did not want to see this becoming standard practice in this residential neighborhood, which they believe would further challenge its existence.

Even though the Planning Commission issued a negative recommendation, the applicant would still like to pursue the rezoning request.

A public hearing is required for the Zoning Map Amendment.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AQ-183

Ordinance No. 2017-351  
(Int. No. 393)

### **Amending the Zoning Map for 25 May Street**

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. Chapter 120 of the Municipal Code, Zoning Code, as amended, is hereby further amended by changing the Zoning Map's classification of the following property from R-1 Low Density Residential District to C-1 Neighborhood Center District:

<b>Address</b>	<b>SBL #</b>
25 May Street	136.38-1-44

and the area extending from that parcel to the center line of any adjoining public street, alley, or right-of-way.

Section 2. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes – President Scott, Councilmembers Conklin, McFadden, Miller, Spaul – 5

Nays – Councilmembers Clifford, Haag, Ortiz -3

By Councilmember Ortiz  
November 14, 2017

To the Council:

The Neighborhood & Community Development Committee recommends for Adoption the following entitled legislation:

- |              |  |
|--------------|--|
| Int. No. 394 | Authorizing the sale of real estate  |
| Int. No. 395 | Authorizing the acquisition of 21 Kensington Street  |
| Int. No. 396 | Approving appointment to the Rochester Environmental Commission  |
| Int. No. 397 | Appropriating funds for the Emergency Assistance Repair Program  |
| Int. No. 398 | Authorizing appropriations of Community Development Block Grant funds and amendatory agreement for the Target Housing Rehabilitation and the Window Replacement programs |
| Int. No. 399 | Appropriating funds and authorizing agreements for the Owner-Occupant Rehabilitation Program   |
| Int. No. 400 | Authorizing an agreement and appropriating funds for the 2018 Rochester Citywide Housing Market Study  |
| Int. No. 410 | Authorizing agreements and appropriating funds for the Emergency Solutions Grant Program   |

Respectfully submitted,  
Jacklyn Ortiz  
Molly Clifford  
Carolee A. Conklin  
Dana K. Miller  
Loretta C. Scott  
NEIGHBORHOOD & BUSINESS DEVELOPMENT COMMITTEE

Received, filed and published

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2017-352  
Re: Sale of Real Estate

Council Priority: Rebuilding and  
Strengthening Neighborhood Housing

November 14, 2017

Transmitted herewith for your approval is legislation approving the sale of thirteen properties. City records have been checked to ensure that purchasers (except those buying unbuildable vacant lots) do not own other properties with code violations or delinquent taxes, and have not been in contempt of court or fined as a result of an appearance ticket during the past five years.

The first nine properties were sold to the respective highest bidder at a surplus auction. All purchasers will be required to rehabilitate the structures within 12 months of City Council approval.

The next property is a vacant lot sold by request for proposal to the adjacent owner. The purchaser will combine the lot with their existing lot and utilize it as green space.

The next property is parking lot sold by negotiated sale to the adjacent owner. The purchaser will combine the lot with their existing property.

The last two properties are unbuildable vacant lots, being sold for \$1.00 (as per City policy) to their adjacent owners who will combine the respective lots with their existing properties.

The first year projected tax revenue for these thirteen properties, assuming full taxation, current assessed valuations and current tax rates, is estimated to be \$8,141.

All City taxes and other charges, except water charges against properties being sold by the City, will be canceled on the first day of the month following adoption of the ordinance because either the City has agreed to convey the properties free of City tax liens and other charges, or these charges have been included in the purchase price.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AQ-184

Ordinance No. 2017-352  
(Int. No. 394)

### **Authorizing the sale of real estate**

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Council hereby approves the sale of the following parcels of improved property by regular auction:

<b>Address</b>	<b>SBL#</b>	<b>Lot Size</b>	<b>Use</b>	<b>Price</b>	<b>Purchaser</b>
49 Bauman St	091.80-2-45	33 x112	1 Fam	\$10,200	Francisco A. Moreta

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223 Breck St	107.78-1-81	35 x 140	1 Fam	\$1,000	Yurina Leyva Velazquez
‡ 227 Breck St	107.78-1-82	35 x 140	Vacant Lot		
391 Columbia Av	120.75-1-26	40 x 112	2 Fam	\$16,000	Mohamed Ali Abdullahi
236 First St	106.43-3-38	40 x 91	1 Fam	\$6,000	Silia Leyva Velazquez
12 Hoff St	091.80-2-59	33 x 81	1 Fam	\$12,100	Teriance A. Hunter
‡ 8Hoff St	091.80-2-58	33 x 81	Vacant Lot		
33 Rosewood Ter	107.53-2-6	40 x 135	1 Fam	\$10,000	Yurina Leyva Velazquez
279 Terrace Pk	135.41-2-27	40 x 141	1 Fam	\$37,500	Julie A. Arzu

‡ designates vacant parcels to be sold in conjunction with the preceding listed parcel.

Section 2. The Council hereby approves the negotiated sale of the following parcel of vacant land with proposal:

Address	SBL#	Lot Size	Sq. Ft.	Price	Purchaser
495 Lake Av	105.43-2-25.1	50 x 234	11,711	\$3,056	James S. Fletcher

Section 3. The Council hereby approves the negotiated sale of the following parcel of vacant land:

Address	SBL#	Lot Size	Sq.Ft.	Price	Purchaser
13 Gosnell St	106.56-1-50	15 x 87	2,251	\$500	Wedge 24, LP*

\* William Farmer, III - Sole Proprietor

Section 4. The Council hereby approves the negotiated sale of the following parcels of unbuildable vacant land for the sum of \$1.00:

Address	SBL#	Lot Size	Sq.Ft.	Purchaser
E/H 43 Lenox St	120.67-1-47	17 x 105	1,805	Tara D. Radford
W/H 43 Lenox St	120.67-1-47	17 x 105	1,805	Debbie L. Payne

Section 5. City taxes and other City charges, except water charges, against said properties are hereby canceled up to the first day of the month following the date of adoption of this ordinance for the reason that the City has agreed to convey said properties free of City tax liens and other charges or because these charges have been included in the purchase price.

Section 6. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

November 14, 2017

Ordinance No. 2017-353  
Re: Real Estate Acquisition –  
21 Kensington Street,  
Bull's Head Revitalization Project

Council Priority: Rebuilding and  
Strengthening Neighborhood Housing;  
Jobs and Economic Development

Transmitted herewith for your approval is legislation authorizing the acquisition by negotiation of 21 Kensington Street for a total cost of \$51,000 (purchase price and closing costs) to be funded from 2016-17 Cash Capital. The property is situated adjacent to and in proximity with other City-owned properties in the Bull's Head Revitalization target area (see attached map).

21 Kensington Street consists of a ±0.11 acre parcel with a single family residential dwelling. The dwelling is currently occupied by the owner. The property is adjacent to City-owned property located at 64 York Street.

The current owner of the property, Ms. Angela D. Smith, approached the City with expressed interest to sell her property. As part of the Bull's Heads Revitalization project, the City intends to prepare this property and other adjacent properties for future redevelopment. Activities for such preparation may include occupant relocation, environmental testing, environmental clean-up and demolition.

The City has hired R.K. Hite & Co., Inc. to provide relocation and moving assistance related services for the occupant of the property. The associated relocation benefits and eligible moving costs will be funded from 2016-17 Cash Capital.

A purchase price of \$49,000 was established by an independent appraisal prepared by Stropp Appraisal on October 4, 2017; an appraisal review was completed by R.K. Hite & Co., Inc. on October 14, 2017.

A Phase I Environmental Site Assessment (ESA), dated October 6, 2017, was completed for the property by Day Environmental, Inc. Upon review by the City's Division of Environmental Quality, the Phase I ESA report identified recognized environmental conditions associated with nearby properties consistent with typical developed urban sites. There were not any recognized environmental conditions that would preclude the City's acquisition of the property.

City taxes and other current-year charges against the property shall be canceled from the date of closing forward. If the present owner has paid any taxes or other current-year charges attributable to the period after the closing, such charges shall be credited to such owner at closing, and may, if appropriate, be refunded. Any taxes levied after the date of closing, while the City still owns the property, shall also be cancelled. The property shall be conveyed to the City with no other outstanding liens or encumbrances.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AQ-185

Ordinance No. 2017-353  
(Int. No. 395)

**Authorizing the acquisition of 21 Kensington Street**

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Council hereby approves the acquisition by negotiation of the parcel described below. The acquisition costs shall not exceed \$51,000, including closing costs, and shall be funded from 2016-17 Cash Capital.

<b>Address</b>	<b>S.B.L.#</b>	<b>Lot Size</b>	<b>Owner</b>
21 Kensington Street	120.42-2-44	±0.11 acre	Angela D. Smith

Section 2. City taxes and other current-year charges against said parcels shall be canceled from the date of closing forward. If the present owners have paid any taxes or other current-year charges attributable to the period after the closing, such charges shall be credited to such owners at closing, and may, if appropriate, be refunded. Any taxes levied after the date of closing, while the City still owns the parcels, shall also be cancelled. The properties shall be conveyed to the City with no other outstanding liens or encumbrances.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Resolution No. 2017-18  
Re: Board Appointment –  
Rochester Environmental Commission

Transmitted herewith for your approval is legislation confirming the appointment of Ms. Laura M. Smith of 346 Yarmouth Road, Rochester, New York, 14610, to the Rochester Environmental Commission (REC).

Ms. Smith is an environmental and land use attorney with Harter Secrest & Emery LLP. She will replace Tanya Zwahlen, who recently resigned from the Commission. Ms. Smith will be serving out the remainder of Ms. Zwahlen’s term which expires on May 31, 2018.

Ms. Smith’s resume is available in the Office of the City Clerk.

Respectfully submitted,

November 14, 2017

Lovely A. Warren  
Mayor

Attachment No. AQ-186

Resolution No. 2017-18  
(Int. No. 396)

**Approving appointment to the Rochester Environmental Commission**

BE IT RESOLVED, by the Council of the City of Rochester as follows:

Section 1. The Council hereby approves the appointment to the Rochester Environmental Commission of the following person as member, for a term which shall expire on May 31, 2018:

<b>Name</b>	<b>Address</b>
Laura M. Smith	346 Yarmouth Road, 14610

Section 2. This resolution shall take effect immediately.

Adopted unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2017-354  
Re: Emergency Assistance Repair Program

Council Priority: Creating and Sustaining a  
Culture of Vibrancy; Rebuilding and  
Strengthening Neighborhood Housing

Transmitted herewith for your approval is legislation appropriating \$200,000 from the Emergency Assistance Repair Program allocation of the Housing Development Fund of the 2017-18 Community Development Block Grant (CDBG) for the City's use to operate the program.

The City's Emergency Assistance Repair Program provides assistance to owner occupants for furnace repair/replacement and hot water tank replacement. The appropriation will serve approximately 95 households. Repairs include an estimated 60 furnace replacements and 35 new hot water tanks.

The City will continue to operate the program under term contracts with Mr. Rooter Plumbing, for hot water tanks, and Betlem Heating and Cooling, for furnaces.

Respectfully submitted,  
Lovely A. Warren

Mayor

Ordinance No. 2017-354  
(Int. No. 397)

**Appropriating funds for the Emergency Assistance Repair Program**

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The amount of \$200,000 is hereby appropriated from the Emergency Assistance Repair Program allocation of the Housing Development Fund of the 2017-18 Community Development Block Grant for the City's use to operate the Emergency Assistance Repair Program to assist eligible homeowners with repair and/or replacement of furnaces and hot water tanks.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2017-355  
Re: Amendatory Agreements-  
PathStone Corporation  
and Action for a Better Community, Inc.,  
Application Intake Services for  
Housing Repair Programs

Council Priority: Creating and Sustaining a  
Culture of Vibrancy; Rebuilding and  
Strengthening Neighborhood Housing

Transmitted herewith for your approval is legislation related to the City's Targeted Housing Rehabilitation Program and the Window Replacement Program. This legislation will:

1. Appropriate \$100,000 from the Housing Repair Programs - Application Intake Services allocation of the Housing Development Fund of the 2017-18 Community Development Block Grant (CDBG);
2. Re-appropriate \$3,824 from the Targeted Housing Rehabilitation Program allocation of the Housing Development Fund of the 2011-12 CDBG for application intake services;
3. Amend an agreement with PathStone Corporation (Ord. No. 2016-366) to extend the term by one year and increase the maximum amount of compensation by \$54,682, which will be funded from the appropriations made above; and

4. Amend an agreement with Action for a Better Community, Inc. (Ord. No. 2016-366) to extend the term by one year and increase the maximum amount of compensation by \$49,142, which will be funded from the appropriations made above.

A request for proposals (RFP) for application intake services for housing repair programs was completed in 2016, and PathStone Corporation and Action for a Better Community, Inc. were selected. A continuation of services with both these groups is recommended for the following reasons: 1) the City has invested significant time training staff at both organizations to ensure their understanding of all the City's housing programs in terms of what documents need to be collected for each program and what regulations must be followed; 2) the City is satisfied with the level of performance from both groups; and 3) these groups have gained considerable visibility in the community as representatives of the City, and introducing a new group(s) would disrupt this continuity.

The increase in cost for services is attributed to the rise in general personnel costs plus the cost increase associated with the projected rise in applications from the City's new Windows Program authorized last year that will be processed during the contract term.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AQ-187

Ordinance No. 2017-355  
(Int. No. 398)

**Authorizing appropriations of Community Development Block Grant funds and amendatory agreement for the Target Housing Rehabilitation and the Window Replacement programs**

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Council hereby appropriates \$100,000 from the Housing Repair Programs-Application Intake Services fund of the 2017-18 Community Development Block Grant (CDBG) for the City's use to operate the Targeted Housing Rehabilitation Program and the Window Replacement Programs (the housing repair programs).

Section 2. The Council hereby re-appropriates \$3,824 from the Targeted Housing Rehabilitation Program allocation of the Housing Development Fund of the 2011-12 CDBG for application intake services for the housing repair programs.

Section 3. The Mayor is hereby authorized to enter into an amendatory agreement with PathStone Corporation for application intake services for the City's housing repair programs. The amendments shall increase the maximum compensation of the existing agreement authorized by Ordinance No. 2016-366, by \$54,682 to a total amount of \$101,682, and shall extend the existing

agreement's term by one year. The amendatory agreement amount shall be funded in the amounts of \$50,858 from the appropriation in Section 1 above and \$3,824 from the appropriation in Section 2 above.

Section 4. The Mayor is hereby authorized to enter into an amendatory agreement with Action for a Better Community, Incorporated for application intake services for the City's housing repair programs. The amendments shall increase the maximum compensation of the existing agreement authorized by Ordinance No. 2016-366, by \$49,142 to a total amount of \$91,142, and shall extend the existing agreement's term by one year. The amendatory agreement amount shall be funded from the appropriation in Section 1 above.

Section 5. The amendatory agreements shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 6. The Director of Finance is authorized to record all transfers herein and to make adjustments to the amounts set forth herein which may have changed prior to the date of this ordinance.

Section 7. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2017-356  
Re: Owner-Occupant Rehabilitation  
Program

Council Priority: Rebuilding and Strengthening  
Neighborhood Housing

Transmitted herewith for your approval is legislation appropriating \$400,000 for the newly created Owner-Occupant Rehabilitation Program (OORP), which will be funded from the Focused Investment Strategy allocation of the 2017-18 Community Development Block Grant (CDBG) for the City's use.

OORP is a program designed to assist eligible homeowners of single-family properties with roof replacement and lead hazard control. A total of \$400,000 will be available citywide to assist approximately 16 eligible owners.

Marketing efforts for the OORP resulted in the receipt of approximately 1,200 applications by the Neighborhood Service Centers. Sixteen owners will be selected for the program through a lottery, with equal distribution from all four quadrants. All applicants have been asked to verify the following:

- Applicant is an owner-occupant and the property is their principal place of residency;
- Household income is at or below 80% of the area median income;

- City and Monroe County property taxes are up-to-date and/or current with a tax agreement; and
- Applicant has not received a housing grant in the past seven years (excluding lead hazard control).

The proposed funding is part of \$500,000 originally allocated for the Focused Investment Strategy (FIS) program, to be used in a new area. It has been determined that the Comprehensive Planning process should be completed prior to selection of a new FIS area, and the proposed funding be used for OORP, to assist income eligible homeowners. A concurrent request for the balance of \$100,000, related to a Housing Market Study that will assist the Comprehensive Plan, is also before City Council this month. OORP is being proposed to ensure that funds are spent in accordance with CDBG timeliness standards. It is anticipated that these funds will be expended by December 2018.

Action for a Better Community, Inc. and PathStone Corporation will manage the intake process by providing assistance to complete the application. Completed applications will be forwarded to the City for approval, after which individual project work specifications will be completed by City staff. Since the program is being funded with federal funds, the City is required to identify and address all lead-based paint hazards. Projects will be awarded to term contractors on a rotating basis while lead hazard control work will be competitively bid to City-approved lead hazard control contractors.

It is expected that the cost of the roof replacement and lead hazard control work will average \$24,000 per property.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2017-356  
(Int. No. 399)

### **Appropriating funds and authorizing agreements for the Owner-Occupant Rehabilitation Program**

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The amount of \$400,000 is hereby appropriated from the Focused Investment Strategy fund of the 2017-18 Community Development Block Grant to fund an Owner-Occupant Rehabilitation Program to assist eligible owners of single-family residences with rehabilitation work including roof replacement and lead paint hazard control.

Section 2. The Mayor is hereby authorized to enter into agreements with Program recipients and such other agreements as may be necessary to implement the Program. All such agreements shall be contingent on compliance with federal regulations and shall contain such additional terms and conditions as the Mayor deems to be appropriate.

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Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2017-357

Re: Agreement – czb, LLC, 2018 Rochester  
Citywide Housing Market Study

Council Priority: Rebuilding and  
Strengthening Neighborhoods

Transmitted herewith for your approval is legislation appropriating \$100,000 in Community Development Block Grant funds from the Focused Investment Strategy project allocation in the 2017-18 Consolidated Community Development Annual Action Plan and establishing \$100,000 as maximum compensation for an agreement with czb, LLC, Alexandria, Virginia, to conduct the 2018 Rochester Citywide Housing Market Study. The term of the agreement will be for one year, with an optional six-month extension.

The goal of the 2018 Rochester Citywide Housing Market Study is to contextualize the current housing market and identify the best data, methods, indicators, and collaborative strategies that can help the City achieve more balanced, sustainable growth. Information, analysis, and materials generated by the Housing Market Study will be integrated into the City's Comprehensive Plan Update. As such, it will directly inform the Comprehensive Plan's analysis of neighborhood types and shape strategies for how to tailor future focused investment initiatives accordingly.

czb was selected to prepare the study through a request for proposals (RFP) process, as described in the attached summary. czb is a nationally known firm that produces comprehensive plans, neighborhood revitalization plans, affordable housing strategies, and a wide range of policy analyses. The firm specializes in working with communities where two ends of the housing market spectrum (weak and strong) have come to exist in very close proximity. Recent czb projects include developing a Housing Opportunity Strategy for Buffalo and providing technical assistance to develop neighborhood typologies that inform Memphis' Comprehensive Plan. The firm includes staff with deep experience working in Western New York and the Finger Lakes region, and their references all "enthusiastically recommended" the firm as providing significant value to past municipal projects.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AQ-188

Ordinance No. 2017-357  
(Int. No. 400)

**Authorizing an agreement and appropriating funds for the 2018 Rochester Citywide Housing Market Study**

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Council hereby appropriates \$100,000 from the Focused Investment Strategy fund of the 2017-18 Consolidated Community Development Annual Action Plan to conduct the 2018 Rochester Citywide Housing Market Study.

Section 2. The Mayor is hereby authorized to enter into a professional services agreement in the maximum amount of \$100,000 with czb, LLC to conduct the 2018 Rochester Citywide Housing Market Study. The cost shall be funded from the appropriation in Section 1 above. The term of the agreement shall be one year, with one six-month extension if funds remain.

Section 3. The agreement shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2017-358  
Re: 2017-18 Consolidated Community  
Development Plan - Emergency  
Solutions Grants Program

Council Priority: Rebuilding and  
Strengthening Neighborhood Housing

Transmitted herewith for your approval is legislation related to the US Housing and Urban Development (HUD) Emergency Solutions Grant (ESG) Program. This legislation will authorize agreements with six not-for-profit providers of services for homeless individuals and families, and establish \$270,177 as total maximum compensation for the agreements. The agreements will be funded from the Housing Choice Fund of the 2017-18 Consolidated Community Development Plan/ESG, with a one-time allocation of HUD ESG funding for the 2017-18 program year, as follows:

<u>Organization</u>	<u>Amount</u>
Volunteers of America of Western New York, Inc.	\$10,934
Willow Domestic Violence Center of Greater Rochester, Inc.	20,000
Veterans Outreach Center Inc.	31,703
The Housing Council at Pathstone, Inc.	93,484

YWCA of Rochester and Monroe County, N.Y.	33,697
Catholic Charities of the Diocese of Rochester, operating as Catholic Family Center	80,359
Total:	\$270,177

This program was last authorized by City Council on August 16, 2017 via Ordinance No. 2017-261. ESG provides housing and support services for individuals and families who are homeless or at risk of homelessness. Eligible activities include case management, support services, service coordination, shelter operations (staffing and operating costs) and addition of beds, financial assistance and related services for prevention of homelessness and rapid rehousing. The appropriation will fund rapid rehousing, homelessness prevention, and shelter operations.

The Homeless Emergency Assistance and Rapid Transition to Housing (HEARTH) Act's ESG Program requires that grantees (City and County) collaborate with the community of homelessness service providers. To that end, funding priorities were jointly determined with the Rochester/Monroe County Continuum of Care (CoC). The third round of ESG 2017-18 providers were selected through a request for proposals (RFP) process as described in the attached summary.

If funds are different, not available, or less than anticipated, agreement amounts and terms will be adjusted accordingly. Agreement terms will be for one year, with the option to extend for an additional year if funds remain in the original appropriation.

This legislation supports the City Housing Policy's Section 4: Promote Housing Choice.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AQ-189

Ordinance No. 2017-358  
(Int. No. 410)

**Authorizing agreements and appropriating funds for the Emergency Solutions Grant Program**

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Mayor is hereby authorized to enter into agreements with the following providers for services to homeless individuals under the Emergency Solutions Grant program. The agreements shall obligate the City to pay an aggregate amount not to exceed \$270,177 with the maximum amount for each agreement being as follows:

<b>Organization</b>	<b>Amount</b>
Volunteers of America of Western New York, Inc.	\$10,934
Willow Domestic Violence Center of Greater Rochester, Inc.	20,000

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Veterans Outreach Center Inc.	31,703
The Housing Council at Pathstone, Inc.	93,484
YWCA of Rochester and Monroe County, N.Y.	33,697
Catholic Charities of the Diocese of Rochester, operating as the Catholic Family Center	80,359

**Total: \$270,177**

Section 2. The Council hereby appropriates the sum of \$270,177, or so much thereof as may be necessary, to fund the agreements from the Housing Choice Fund-Emergency Solutions Grants (ESG) fund in the Consolidated Community Development Plan/2017-18 Annual Action Plan.

Section 3. The agreements shall be for one year, with an option to extend for up to one additional year if funds remain in the original appropriation.

Section 4. The Mayor is hereby authorized to revise the maximum compensation and scope of work of one or more of the agreements, in the event that the available ESG funds are less, or subject to different conditions, than anticipated.

Section 5. The agreements shall contain such additional terms and conditions as the Mayor deems to be appropriate. The City shall only enter into agreements with organizations that are in compliance with Federal regulations.

Section 6. This ordinance shall take effect immediately.

Passed unanimously.

By Councilmember Haag  
November 14, 2017

To the Council:

The Parks & Public Works Committee recommends for Adoption the following entitled legislation:

- Int. No. 402      Authorizing agreements and appropriating funds for the Main Street Streetscape & Pedestrian Wayfinding Phase II project
- Int. No. 403      Authorizing an agreement with North East Area Development, Inc.
- Int. No. 404      Authorizing an amendatory agreement with the Village of Lima and Town of Lima Water District 2 and amending the Municipal Code with respect to wholesale water rates

The Parks & Public Works Committee recommends for Consideration the following entitled legislation:

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Int. No. 401      Authorizing Official Map Amendments related to the Elmwood  
Avenue/Collegetown Cycle Track Project

Respectfully submitted,  
Matt Haag  
Michael A. Patterson  
Elaine M. Spaul  
Dana K. Miller  
Loretta C. Scott  
PARKS & PUBLIC WORKS COMMITTEE

Received, filed and published.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2017-359  
Re:      Official Map Amendment - Elmwood  
Avenue/Collegetown Cycle Track

Transmitted herewith for your approval is legislation authorizing an Official Map Amendment that dedicates to street and sidewalk purposes the permanent easements donated by the owners of property adjacent to the Elmwood Avenue Cycle Track project. This project will connect the Genesee Riverway Trail and the Collegetown redevelopment along Elmwood Avenue.

The properties are owned by the City of Rochester or have been donated by the University of Rochester. Acceptance of the necessary easements from the University of Rochester was authorized by City Council on August 13, 2013 (Ord. No. 2013-285).

The project is being designed by C&S Engineering, as authorized by City Council on June 17, 2014 (Ord. No. 2014-182). An amendatory agreement with C&S for additional work related to right of way acquisitions was authorized on July 18, 2017 (Ord. No. 2017-228). Design of the project will be completed in the fall of 2017 and construction is scheduled to begin in spring of 2018, with substantial completion by November 2018.

Public outreach included a community meeting held on August 5, 2015, the minutes of which were previously forwarded to Council and are again attached. A second community meeting is scheduled for November 8, 2017, the minutes of which will be forwarded prior to the Council Meeting.

The associated Official Map Amendment was presented to the City Planning Commission on August 8, 2016 and received a favorable recommendation by a vote of 6-0.

A public hearing is required.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AQ-190

Ordinance No. 2017-359  
(Int. No. 401)

**Authorizing Official Map Amendments related to the Elmwood Avenue/Collegetown Cycle Track Project**

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. In furtherance of the development of the Elmwood Avenue/Collegetown Cycle Track Project, the Mayor is hereby authorized to amend the Official Map by dedicating as public right-of-way the following permanent easements:

**PERMANENT EASEMENT FOR HIGHWAY PURPOSES  
Parcel No. 1**

A permanent easement to be exercised in, on and over the property delineated as Parcel No. 1 above, for the purpose of constructing, reconstructing and maintaining thereon a City street together with such sidewalks, drainage structures and facilities in connection therewith as may be deemed necessary by the City of Rochester.

All that piece or parcel of property hereinafter described as Parcel No. 1, being part of Town Lot 26, formerly in the Town of Brighton, City of Rochester, County of Monroe, State of New York, also being a portion of lands described in Liber 7949 of deeds at page 271 filed in the Monroe County Clerk's Office on July 10, 1990 said Parcel No. 1 being shown on the accompanying map and more particularly bounded and described as follows:

Beginning at the point of intersection of the northerly Highway Boundary of Elmwood Avenue and the Joseph C. Wilson abandonment line per ordinance 90-275, said line is also the boundary line between lands now or formerly owned by the City of Rochester, TM # 135.43-1-1.1 to the west and lands now or formerly owned by the University of Rochester, TM #135.51-1-2 to the east, said point being 91.86 feet left of and at right angles to station 11+81.51 of the hereinafter described 2014 Survey Baseline; thence northwesterly along said Joseph C. Wilson abandonment line along a tangent curve to the right, said curve having a radius of 400.00 feet, a distance of 101.86 feet to a point, said point being 102.93 feet left of and at right angles to Station 10+80.53 of said Baseline; thence N 60°12'08" W through said lands now or formerly owned by the City of Rochester a distance of 116.93 feet to a point, said point being 103.41 feet left of and at right angles to Station 9+63.60 (on the ahead tangent extended back) of said Baseline; thence N 32°42'24" W continuing through said lands now or formerly owned by the City of Rochester a distance of 20.62 feet to a point, said point being 113.00 feet left of and at right angles to Station 9+45.35 (on the ahead tangent extended back) of said Baseline; thence S 75°35'59" W continuing through said lands now or formerly owned by the City of Rochester a distance of 18.09 feet to a point, said point being 100.44 feet left of and at right angles to Station 9+32.33 (on the ahead tangent extended back) of said Baseline; thence S 25°30'19" W continuing through the lands now or formerly owned by the City of Rochester a distance of 26.20 feet to a point on said northerly Highway Boundary of Elmwood Avenue, said point being 74.31 feet left of and at right angles to Station 9+34.18 (on the ahead tangent extended back) of said Baseline; thence S 64°29'41" E along said northerly Highway Boundary of Elmwood Avenue a distance of 247.95 feet to the POINT OF BEGINNING.

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The above described parcel contains 4,333± sq. ft. or 0.099± acre.

RESERVING, however to the owner of any right, title or interest in and to the property above delineated, and such owner's successors or assigns, the right of access and the right of using said property and such use shall not be further limited or restricted under this easement beyond that which is necessary to effectuate its purposes for, and as established by, the construction or reconstruction and as so constructed or reconstructed, the maintenance, of the herein identified project.

The above mentioned survey baseline is a portion of the 2014 Survey Baseline for the reconstruction of a portion of Elmwood Avenue as shown on a map and plan on file in the City Clerk's Office and described as follows: Beginning at Station 10+00.00; thence S 60°26'07" E to Station 14+13.07. All bearings refer to True North at the 78°-35' Meridian of West Longitude.

**PERMANENT EASEMENT FOR HIGHWAY PURPOSES**  
**Parcel No. 2**

A permanent easement to be exercised in, on and over the property delineated as Parcel No. 2 above, for the purpose of constructing, reconstructing and maintaining thereon a City street together with such sidewalks, drainage structures and facilities in connection therewith as may be deemed necessary by the City of Rochester.

All that piece or parcel of property hereinafter described as Parcel No. 2, being part of Town Lot 26, formerly in the Town of Brighton, City of Rochester, County of Monroe, State of New York, also being a portion of lands described in Liber 1588 of deeds at page 294 filed in the Monroe County Clerk's Office on Oct. 20, 1931 said Parcel No. 2 being shown on the accompanying map and more particularly bounded and described as follows:

Commencing at the point of intersection of the northerly Highway Boundary of Elmwood Avenue and the easterly boundary line of lands now or formerly owned by the University of Rochester, TM # 135.52-1-1 to the east and lands now or formerly owned by the University of Rochester, TM # 135.51-1-2 to the west, said point being 94.19 feet left of and at right angles to station 13+10.69 of the hereinafter described 2014 Survey Baseline; thence northwesterly along said northerly Highway boundary of Elmwood Avenue a distance of 98.29 feet to the true Point of Beginning, said point being 92.42 feet left of and at right angles to Station 12+12.41 of said Baseline; thence N 28°31'45" E through the lands now or formerly owned by the University of Rochester a distance of 4.92 feet to a point, said point being 97.34 feet left of and at right angles to Station 12+12.32 of said Baseline; thence N 55°26'10" W continuing through the lands now or formerly owned by the University of Rochester a distance of 60.87 feet to a point, said point being 102.64 feet left of and at right angles to Station 11+51.68 of said Baseline; thence N 60°12'08" W continuing through the lands now or formerly owned by the University of Rochester a distance of 71.15 feet to a point on the Joseph C. Wilson abandonment line per ordinance 90-275, said point being 102.93 feet left of and at right angles to Station 10+80.53 of said Baseline; thence southeasterly continuing along said Joseph C. Wilson abandonment line along a non-tangent curve to the left, said curve having a radius of 400.00 feet, a distance of 101.86 feet to a point on said northerly Highway Boundary of Elmwood Avenue, said point being 91.86 feet left of and at right angles to Station 11+81.50 of said Baseline; thence S 61°28'15" E along said northerly Highway Boundary of Elmwood Avenue a distance of 30.90 feet to the POINT OF BEGINNING.

The above described parcel contains 923± sq. ft. or 0.021± acre.

RESERVING, however to the owner of any right, title or interest in and to the property above delineated, and such owner's successors or assigns, the right of access and the right of using said

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property and such use shall not be further limited or restricted under this easement beyond that which is necessary to effectuate its purposes for, and as established by, the construction or reconstruction and as so constructed or reconstructed, the maintenance, of the herein identified project.

The above mentioned survey baseline is a portion of the 2014 Survey Baseline for the reconstruction of a portion of Elmwood Avenue as shown on a map and plan on file in the City Clerk's Office and described as follows: Beginning at Station 10+00.00; thence S 60°26'07" E to Station 14+13.07. All bearings refer to True North at the 78°-35' Meridian of West Longitude.

**PERMANENT EASEMENT FOR HIGHWAY PURPOSES**  
**Parcel No. 3**

A permanent easement to be exercised in, on and over the property delineated as Parcel No. 3 above, for the purpose of constructing, reconstructing and maintaining thereon a City street together with such sidewalks, drainage structures and facilities in connection therewith as may be deemed necessary by the City of Rochester.

All that piece or parcel of property hereinafter described as Parcel No. 3, being part of Town Lot 26, formerly in the Town of Brighton, City of Rochester, County of Monroe, State of New York, also being a portion of lands described in Liber 1193 of deeds at page 146 filed in the Monroe County Clerk's Office on Dec. 13, 1922 said Parcel No. 3 being shown on the accompanying map and more particularly bounded and described as follows:

Beginning at the point of intersection of the northerly Highway Boundary of Elmwood Avenue and the easterly boundary line of lands now or formerly owned by the University of Rochester, TM # 135.51-1-2 to the west and lands now or formerly owned by the University of Rochester, TM # 135.60-1-2.2 to the east, said point being 26.42 feet left of and at right angles to station 15+29.60 of the hereinafter described 2014 Survey Baseline; thence N 28°31'45" E along said boundary line of lands now or formerly owned by the University of Rochester a distance of 10.25 feet to a point, said point being 33.84 feet left of and at right angles to Station 15+36.67 of said Baseline; thence northwesterly through said lands now or formerly owned by the University of Rochester along a non-tangent curve to the right, said curve having a radius of 140.00 feet, a distance of 32.14 feet to a point of tangency, said point being 53.13 feet left of and at right angles to Station 15+11.05 of said Baseline; thence N 61°28'15" W continuing through the lands now or formerly owned by the University of Rochester a distance of 23.37 feet to a point, said point being 69.24 feet left of and at right angles to Station 14+94.12 of said Baseline; thence S 28°31'45" W continuing through the lands now or formerly owned by the University of Rochester a distance of 10.00 feet to a point on the northerly Highway Boundary of Elmwood Avenue, said point being 61.99 feet left of and at right angles to Station 14+87.23 of said Baseline; thence S 61°28'15" E along said northerly Highway Boundary of Elmwood Avenue a distance of 23.37 feet to a point of curvature, said point being 45.89 feet left of and at right angles to Station 15+04.16 of said Baseline; thence continuing southeasterly along a tangent curve to the left, said curve having a radius of 150.00 feet, a distance of 32.10 feet to the POINT OF BEGINNING.

The above described parcel contains 555± sq. ft. or 0.013± acre.

RESERVING, however to the owner of any right, title or interest in and to the property above delineated, and such owner's successors or assigns, the right of access and the right of using said property and such use shall not be further limited or restricted under this easement beyond that which is necessary to effectuate its purposes for, and as established by, the construction or reconstruction and as so constructed or reconstructed, the maintenance, of the herein identified project.

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The above mentioned survey baseline is a portion of the 2014 Survey Baseline for the reconstruction of a portion of Elmwood Avenue as shown on a map and plan on file in the City Clerk's Office and described as follows: Beginning at Station 14+13.07; thence N 74°58'07" E to Station 18+25.05. All bearings refer to True North at the 78°-35' Meridian of West Longitude.

**PERMANENT EASEMENT FOR HIGHWAY PURPOSES**  
**Parcel No. 4**

A permanent easement to be exercised in, on and over the property delineated as Parcel No. 4 above, for the purpose of constructing, reconstructing and maintaining thereon a City street together with such sidewalks, drainage structures and facilities in connection therewith as may be deemed necessary by the City of Rochester.

All that piece or parcel of property hereinafter described as Parcel No. 4, being part of Town Lot 26, formerly in the Town of Brighton, City of Rochester, County of Monroe, State of New York, also being a portion of lands described in Liber 9384 of deeds at page 351 filed in the Monroe County Clerk's Office on Nov 6, 2000 said Parcel No. 4 being shown on the accompanying map and more particularly bounded and described as follows:

Beginning at the point of intersection of the northerly Highway Boundary of Elmwood Avenue and the easterly boundary line of lands now or formerly owned by the University of Rochester, TM # 135.51-1-2 to the west and lands now or formerly owned by the University of Rochester, TM # 135.60-1-2.2 to the east, said point being 26.42 feet left of and at right angles to station 15+29.60 of the hereinafter described 2014 Survey Baseline; thence N 28°31'45" E along said boundary line of lands now or formerly owned by the University of Rochester a distance of 13.33 feet to a point, said point being 36.08 feet left of and at right angles to Station 15+38.79 of said Baseline; thence southeasterly through said lands now or formerly owned by the University of Rochester along a non-tangent curve to the left, said curve having a radius of 137.00 feet, a distance of 104.40 feet to a point of tangency, said point being 21.40 feet left of and at right angles to Station 16+39.62 of said Baseline; thence N 61°25'17" E continuing through said lands now or formerly owned by the University of Rochester a distance of 48.28 feet to a point, said point being 32.71 feet left of and at right angles to Station 16+86.56 of said Baseline; thence S 28°34'09" E continuing through said lands now or formerly owned by the University of Rochester a distance of 6.00 feet to a point, said point being 26.87 feet left of and at right angles to Station 16+87.96 of said Baseline; thence N 61°25'17" E continuing through said lands now or formerly owned by the University of Rochester a distance of 140.71 feet to a point, said point being 58.55 feet left of and at right angles to Station 18+37.35 of said Baseline; thence N 63°01'00" E continuing through said lands now or formerly owned by the University of Rochester a distance of 125.72 feet to a point on the boundary line, of lands now or formerly owned by the University of Rochester, TM # 135.60-1-2.2 to the west and lands now or formerly owned by the University of Rochester, TM # 135.60-1-3 to the east, said point being 58.12 feet left of and at right angles to Station 19+63.07 of said Baseline; thence S 03°18'09" E along said boundary line a distance of 3.87 feet to a point on said northerly Highway Boundary of Elmwood Avenue, said point being 54.59 feet left of and at right angles to Station 19+61.50 of said Baseline; thence S 61°25'17" W along said northerly Highway Boundary of Elmwood Avenue a distance of 313.00 feet to a point of curvature, said point being 8.76 feet left of and at right angles to Station 16+42.67 of said Baseline; thence continuing westerly along a tangent curve to the right, a distance of 117.41 feet to the POINT OF BEGINNING.

The above described parcel contains 3,711± sq. ft. or 0.085± acre.

RESERVING, however to the owner of any right, title or interest in and to the property above delineated, and such owner's successors or assigns, the right of access and the right of using said

property and such use shall not be further limited or restricted under this easement beyond that which is necessary to effectuate its purposes for, and as established by, the construction or reconstruction and as so constructed or reconstructed, the maintenance, of the herein identified project.

The above mentioned survey baseline is a portion of the 2014 Survey Baseline for the reconstruction of a portion of Elmwood Avenue as shown on a map and plan on file in the City Clerk's Office and described as follows: Beginning at Station 14+13.07; thence N 74°58'07" E to Station 18+25.05; thence N 62°49'15" E to Station 26+31.05. All bearings refer to True North at the 78°-35' Meridian of West Longitude.

**PERMANENT EASEMENT FOR HIGHWAY PURPOSES**  
**Parcel No. 5**

A permanent easement to be exercised in, on and over the property delineated as Parcel No. 5 above, for the purpose of constructing, reconstructing and maintaining thereon a City street together with such sidewalks, drainage structures and facilities in connection therewith as may be deemed necessary by the City of Rochester.

All that piece or parcel of property hereinafter described as Parcel No. 5, being part of Town Lot 26, formerly in the Town of Brighton, City of Rochester, County of Monroe, State of New York, also being a portion of lands described in Liber 1193 of deeds at page 146 filed in the Monroe County Clerk's Office on Dec. 13, 1922 said Parcel No. 5 being shown on the accompanying map and more particularly bounded and described as follows:

Beginning at the point of intersection of the northerly Highway Boundary of Elmwood Avenue and the westerly boundary line of lands now or formerly owned by the University of Rochester, TM # 135.60-1-2.2 to the west and lands now or formerly owned by the University of Rochester, TM # 135.60-1-3 to the east, said point being 54.59 feet left of and at right angles to station 19+61.50 of the hereinafter described 2014 Survey Baseline; thence N 03°18'09" W along said boundary line a distance of 3.87 feet to a point, said point being 58.12 feet left of and at right angles to Station 19+63.07 of said Baseline; thence N 61°25'17" E through said lands of the University of Rochester a distance of 71.50 feet to a point, said point being 59.87 feet left of and at right angles to Station 20+34.55 of said Baseline; thence N 28°34'43" W continuing through said lands of the University of Rochester a distance of 4.50 feet to a point, said point being 64.37 feet left of and at right angles to Station 20+34.44 of said Baseline; thence N 61°25'17" E continuing through said lands of the University of Rochester a distance of 112.30 feet to a point, said point being 67.11 feet left of and at right angles to Station 21+46.70 of said Baseline; thence N 66°34'43" E continuing through said lands of the University of Rochester a distance of 99.77 feet to a point, said point being 60.57 feet left of and at right angles to Station 22+46.25 of said Baseline; thence S 25°29'43" E continuing through said lands of the University of Rochester a distance of 2.50 feet to a point on said northerly Highway Boundary of Elmwood Avenue, said point being 58.08 feet left of and at right angles to Station 22+46.18 of said Baseline; thence southwesterly along said northerly Highway Boundary of Elmwood Avenue along a tangent curve to the left, said curve having a radius of 2,391.82 feet, a distance of 128.71 feet to a point of tangency, said point being 58.40 feet left of and at right angles to Station 21+17.49 of said Baseline; thence continuing S 61°25'17" W along said northerly Highway Boundary of Elmwood Avenue, a distance of 156.03 feet to the POINT OF BEGINNING.

The above described parcel contains 1,650± sq. ft. or 0.038± acre.

RESERVING, however to the owner of any right, title or interest in and to the property above delineated, and such owner's successors or assigns, the right of access and the right of using said

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property and such use shall not be further limited or restricted under this easement beyond that which is necessary to effectuate its purposes for, and as established by, the construction or reconstruction and as so constructed or reconstructed, the maintenance, of the herein identified project.

The above mentioned survey baseline is a portion of the 2014 Survey Baseline for the reconstruction of a portion of Elmwood Avenue as shown on a map and plan on file in the City Clerk's Office and described as follows: Beginning at Station 18+25.05; thence N 62°49'15" E to Station to Station 26+31.05. All bearings refer to True North at the 78°-35' Meridian of West Longitude.

**PERMANENT EASEMENT FOR HIGHWAY PURPOSES**  
**Parcel No. 6**

A permanent easement to be exercised in, on and over the property delineated as Parcel No. 6 above, for the purpose of constructing, reconstructing and maintaining thereon a City street together with such sidewalks, drainage structures and facilities in connection therewith as may be deemed necessary by the City of Rochester.

All that piece or parcel of property hereinafter described as Parcel No. 6, being part of Town Lot 26, formerly in the Town of Brighton, City of Rochester, County of Monroe, State of New York, also being a portion of lands described in Liber 1584 of deeds at page 370 filed in the Monroe County Clerk's Office on Nov 19, 1931 and City Ordinance 78-493 said Parcel No. 6 being shown on the accompanying map and more particularly bounded and described as follows:

Beginning at the point of intersection of the northerly Highway Boundary of Elmwood Avenue and the division line between lands now or formerly owned by the University of Rochester, TM # 135.60-1-3 to the west and lands now or formerly owned by the City of Rochester to the east, said point being 31.50 feet left of and at right angles to station 25+38.32 of the hereinafter described 2014 Survey Baseline; thence N 18°14'22" W along said division line a distance of 2.93 feet to a point, said point being 34.39 feet left of and at right angles to Station 25+38.78 of said Baseline; thence N 69°44'37" E through said lands now or formerly owned by the City of Rochester a distance of 111.43 feet to a point of curvature, said point being 25.59 feet left of and at right angles to Station 26+42.05 of said Baseline; thence easterly along a non-tangent curve to the right, said curve having a radius of 2,400.82 feet, a distance of 122.15 feet to a point on the easterly division line of lands now or formerly owned by the City of Rochester, said point being 36.41 feet left of and at right angles to Station 27+63.71 of said Baseline; thence N 86°11'12" E along said division line of lands now or formerly owned by the City of Rochester a distance of 62.02 feet to a point on said northerly Highway Boundary of Elmwood Avenue, said point being 30.51 feet left of and at right angles to Station 28+25.45 of said Baseline; thence westerly along said northerly Highway Boundary of Elmwood Avenue along a non-tangent curve to the left, said curve having a radius of 2,391.82 feet, a distance of 293.95 feet to the POINT OF BEGINNING. The above described parcel contains 1,980± sq. ft. or 0.045± acre.

RESERVING, however to the owner of any right, title or interest in and to the property above delineated, and such owner's successors or assigns, the right of access and the right of using said property and such use shall not be further limited or restricted under this easement beyond that which is necessary to effectuate its purposes for, and as established by, the construction or reconstruction and as so constructed or reconstructed, the maintenance, of the herein identified project.

The above mentioned survey baseline is a portion of the 2014 Survey Baseline for the reconstruction of a portion of Elmwood Avenue as shown on a map and plan on file in the City Clerk's Office and described as follows: Beginning at Station 18+25.05; thence N 62°49'15" E to Station 26+31.05 thence

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N 80°44'07" E to Station 33+13.36. All bearings refer to True North at the 78°-35' Meridian of West Longitude.

**PERMANENT EASEMENT FOR HIGHWAY PURPOSES**  
**Parcel No. 8**

A permanent easement to be exercised in, on and over the property delineated as Parcel No. 8 above, for the purpose of constructing, reconstructing and maintaining thereon a City street together with such sidewalks, drainage structures and facilities in connection therewith as may be deemed necessary by the City of Rochester.

All that piece or parcel of property hereinafter described as Parcel No. 8, being part of Town Lot 26, formerly in the Town of Brighton, City of Rochester, County of Monroe, State of New York, also being a portion of lands described in Liber 3495 of deeds at page 133 filed in the Monroe County Clerk's Office on July 25, 1963 said Parcel No. 8 being shown on the accompanying map and more particularly bounded and described as follows:

Beginning at the point of intersection of the southerly Highway Boundary of Elmwood Avenue and the division line between lands now or formerly owned by the University of Rochester, TM # 136.53-1-1.001 to the west and lands now or formerly owned by the University of Rochester, TM # 136.53-1-1.002 to the east, said point being 48.25 feet right of and at right angles to station 38+27.13 of the hereinafter described 2014 Survey Baseline; thence S 03° 27'46" E along said division line a distance of 3.00 feet to a point, said point being 51.25 feet right of and at right angles to Station 38+27.13 of said Baseline; thence S 86°32'14" W through the lands now or formerly owned by the University of Rochester, TM # 136.53-1-1.001 a distance of 39.00 feet to a point, said point being 51.24 feet right of and at right angles to Station 37+88.13 of said Baseline; thence N 03° 27'46" W continuing through the lands now or formerly owned by the University of Rochester, a distance of 3.00 feet to a point on the southerly Highway Boundary of Elmwood Avenue, said point being 48.24 feet right of and at right angles to Station 37+88.13 of said Baseline; thence N 86° 32'14" E along said southerly Highway Boundary of Elmwood Avenue a distance of 39.00 feet to the POINT OF BEGINNING.

The above described parcel contains 117± sq. ft. or 0.003± acre.

RESERVING, however to the owner of any right, title or interest in and to the property above delineated, and such owner's successors or assigns, the right of access and the right of using said property and such use shall not be further limited or restricted under this easement beyond that which is necessary to effectuate its purposes for, and as established by, the construction or reconstruction and as so constructed or reconstructed, the maintenance, of the herein identified project.

The above mentioned survey baseline is a portion of the 2014 Survey Baseline for the reconstruction of a portion of Elmwood Avenue as shown on a map and plan on file in the City Clerk's Office and described as follows: Beginning at Station 33+13.36; thence S 86° 23'50" E to Station 37+01.10; thence N 86° 31'34" E to Station 40+52.71. All bearings refer to True North at the 78° -35' Meridian of West Longitude.

**PERMANENT EASEMENT FOR HIGHWAY PURPOSES**  
**Parcel No. 9**

A permanent easement to be exercised in, on and over the property delineated as Parcel No. 9 above, for the purpose of constructing, reconstructing and maintaining thereon a City street together with

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such sidewalks, drainage structures and facilities in connection therewith as may be deemed necessary by the City of Rochester.

All that piece or parcel of property hereinafter described as Parcel No. 9, being part of Town Lot 26, formerly in the Town of Brighton, City of Rochester, County of Monroe, State of New York, also being a portion of lands described in Liber 3495 of deeds at page 133 filed in the Monroe County Clerk's Office on July 25, 1963 said Parcel No. 9 being shown on the accompanying map and more particularly bounded and described as follows:

Beginning at the point of intersection of the southerly Highway Boundary of Elmwood Avenue and the easterly division line between lands now or formerly owned by the University of Rochester, TM # 136.53-1-1.002 to the west and lands now or formerly owned by the University of Rochester, TM # 136.53-1-1.003 to the east, said point being 52.18 feet right of and at right angles to station 40+82.17 of the hereinafter described 2014 Survey Baseline; thence S 04°03'03" E along said division line a distance of 14.00 feet to a point, said point being 66.10 feet right of and at right angles to Station 40+80.64 of said Baseline; thence N 86°21'14" W through the lands now or formerly owned by the University of Rochester, TM # 136.53-1-1.002 a distance of 88.92 feet to a point, said point being 51.28 feet right of and at right angles to Station 40+00.08 of said Baseline; thence S 86°32'14" W continuing through said lands now or formerly owned by the University of Rochester TM # 136.53-1-1.002, a distance of 172.95 feet to a point on the division between lands now or formerly owned by the University of Rochester, TM # 136.53-1-1.002 to the east and lands now or formerly owned by the University of Rochester, TM # 136.53-1-1.001 to the west, said point being 51.25 feet right of and at right angles to Station 38+27.13 of said Baseline; thence N 03°27'46" W along said division line a distance of 3.00 feet to a point on the said southerly Highway Boundary of Elmwood Avenue, said point being 48.25 feet right of and at right angles to Station 38+27.13 of said Baseline; thence N 86°32'14" E along said southerly Highway Boundary of Elmwood Avenue a distance of 261.04 feet to the POINT OF BEGINNING.

The above described parcel contains 1,268± sq. ft. or 0.029± acre.

RESERVING, however to the owner of any right, title or interest in and to the property above delineated, and such owner's successors or assigns, the right of access and the right of using said property and such use shall not be further limited or restricted under this easement beyond that which is necessary to effectuate its purposes for, and as established by, the construction or reconstruction and as so constructed or reconstructed, the maintenance, of the herein identified project.

The above mentioned survey baseline is a portion of the 2014 Survey Baseline for the reconstruction of a portion of Elmwood Avenue as shown on a map and plan on file in the City Clerk's Office and described as follows: Beginning at Station 37+01.10; thence N 86°31'34" E to Station 40+52.71; thence N 79°41'28" E to Station 44+51.13. All bearings refer to True North at the 78°-35' Meridian of West Longitude.

**PERMANENT EASEMENT FOR HIGHWAY PURPOSES**  
**Parcel No. 10**

A permanent easement to be exercised in, on and over the property delineated as Parcel No. 10 above, for the purpose of constructing, reconstructing and maintaining thereon a City street together with such sidewalks, drainage structures and facilities in connection therewith as may be deemed necessary by the City of Rochester.

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All that piece or parcel of property hereinafter described as Parcel No. 10, being part of Lot 68, Second Division of Lots, Township 13 Range 7, City of Rochester, County of Monroe, State of New York, also being a portion of lands described in Liber 6196 of deeds at page 70 filed in the Monroe County Clerk's Office on Sept 1, 1982 said Parcel No. 10 being shown on the accompanying map and more particularly bounded and described as follows:

Beginning at the point of intersection of the southerly Highway Boundary of Elmwood Avenue and the division line between lands now or formerly owned by the University of Rochester, TM # 136.53-1-3.003 to the west and lands now or formerly owned by the University of Rochester, TM # 136.53-1-2.002 to the east, said point being 56.27 feet right of and at right angles to station 41+09.89 of the hereinafter described 2014 Survey Baseline; thence S 04 °03'03" E along said division line a distance of 14.06 feet to a point, said point being 70.25 feet right of and at right angles to Station 41+08.36 of said Baseline; thence S 88 °12'10" W through the lands now or formerly owned by the University of Rochester, TM # 136.53-1-3.003 a distance of 28.02 feet to a point on the division line between lands now or formerly owned by the University of Rochester, TM # 136.53-1-3.003 to the east and lands now or formerly owned by the University of Rochester, TM # 136.53-1-1.002 to the west, said point being 66.10 feet right of and at right angles to Station 40+80.64 of said Baseline; thence N 04 °03'03" W along said division line a distance of 14.00 feet to a point on the said southerly Highway Boundary of Elmwood Avenue, said point being 52.18 feet right of and at right angles to Station 40+82.17 of said Baseline; thence easterly along said southerly Highway Boundary of Elmwood Avenue a distance of 20.56 feet to a point, said point being 54.63 feet right of and at right angles to Station 41+02.58 of said Baseline; thence continuing S 87 °37'39" E along said Highway Boundary a distance of 7.49 feet to the POINT OF BEGINNING.

The above described parcel contains 401± sq. ft. or 0.009± acre.

RESERVING, however to the owner of any right, title or interest in and to the property above delineated, and such owner's successors or assigns, the right of access and the right of using said property and such use shall not be further limited or restricted under this easement beyond that which is necessary to effectuate its purposes for, and as established by, the construction or reconstruction and as so constructed or reconstructed, the maintenance, of the herein identified project.

The above mentioned survey baseline is a portion of the 2014 Survey Baseline for the reconstruction of a portion of Elmwood Avenue as shown on a map and plan on file in the City Clerk's Office and described as follows: Beginning at Station 37+01.10; thence N 86 °31'34" E to Station 40+52.71; thence N 79 °41'28" E to Station 44+51.13. All bearings refer to True North at the 78 °-35' Meridian of West Longitude.

**PERMANENT EASEMENT FOR HIGHWAY PURPOSES**  
**Parcel No. 11**

A permanent easement to be exercised in, on and over the property delineated as Parcel No. 11 above, for the purpose of constructing, reconstructing and maintaining thereon a City street together with such sidewalks, drainage structures and facilities in connection therewith as may be deemed necessary by the City of Rochester.

All that piece or parcel of property hereinafter described as Parcel No. 11, being part of Lot 68, Second Division of Lots, Township 13 Range 7, City of Rochester, County of Monroe, State of New York, also being a portion of lands described in Liber 6196 of deeds at page 70 filed in the Monroe County Clerk's Office on Sept 1, 1982 and Liber 3495 of deeds at page 133 filed in the Monroe County Clerk's Office on

July 25, 1963 said Parcel No. 11 being shown on the accompanying map and more particularly bounded and described as follows:

Beginning at the point of intersection of the southerly Highway Boundary of Elmwood Avenue and the division line between lands now or formerly owned by the University of Rochester, TM # 136.53-1-2.002 to the west and lands now or formerly owned by the University of Rochester, TM # 136.53-1-3.004 to the east, said point being 99.80 feet right of and at right angles to station 44+95.67 of the hereinafter described 2014 Survey Baseline; thence S 03°56'27" E along said division line a distance of 11.16 feet to a point, said point being 110.96 feet right of and at right angles to Station 44+95.76 of said Baseline; thence S 86°35'15" W through the lands now or formerly owned by the University of Rochester, TM # 136.53-1-2.002 a distance of 143.49 feet to a point, said point being 98.25 feet right of and at right angles to Station 43+39.78 of said Baseline; thence N 05°06'38" W continuing through said lands of University of Rochester, TM # 136.53-1-2.002 a distance of 1.90 feet to a point, said point being 96.36 feet right of and at right angles to Station 43+39.96 of said Baseline; thence S 86°19'43" W continuing through said lands of University of Rochester, TM # 136.53-1-2.002 a distance of 15.83 feet to a point, said point being 94.53 feet right of and at right angles to Station 43+24.23 of said Baseline; thence S 03°40'17" E continuing through said lands of University of Rochester, TM # 136.53-1-2.002 a distance of 1.83 feet to a point, said point being 96.35 feet right of and at right angles to Station 43+24.02 of said Baseline; thence S 86°35'30" W continuing through said lands of University of Rochester, TM # 136.53-1-2.002 a distance of 217.23 feet to a point on the division line between lands now or formerly owned by the University of Rochester, TM # 136.53-1-2.002 to the east and lands now or formerly owned by the University of Rochester, TM # 136.53-1-3.003 to the west, said point being 70.25 feet right of and at right angles to Station 41+08.36 of said Baseline; thence N 04°03'03" W along said division line a distance of 14.06 feet to a point on the said southerly Highway Boundary of Elmwood Avenue, said point being 56.27 feet right of and at right angles to Station 41+09.89 of said Baseline; thence S 87°37'39" E along said southerly Highway Boundary of Elmwood Avenue a distance of 34.09 feet to a point, said point being 63.76 feet right of and at right angles to Station 41+43.15 of said Baseline; thence N 86°30'01" E continuing along said Highway Boundary a distance of 342.75 feet to the POINT OF BEGINNING.

The above described parcel contains 4,122± sq. ft. or 0.095± acre.

RESERVING, however to the owner of any right, title or interest in and to the property above delineated, and such owner's successors or assigns, the right of access and the right of using said property and such use shall not be further limited or restricted under this easement beyond that which is necessary to effectuate its purposes for, and as established by, the construction or reconstruction and as so constructed or reconstructed, the maintenance, of the herein identified project.

The above mentioned survey baseline is a portion of the 2014 Survey Baseline for the reconstruction of a portion of Elmwood Avenue as shown on a map and plan on file in the City Clerk's Office and described as follows: Beginning at Station 40+52.71; thence N 79°41'28" E to Station 44+51.13; thence N 86°31'25" E to Station 49+49.72. All bearings refer to True North at the 78°-35' Meridian of West Longitude.

**PERMANENT EASEMENT FOR HIGHWAY PURPOSES**  
**Parcel No. 12**

A permanent easement to be exercised in, on and over the property delineated as Parcel No. 12 above, for the purpose of constructing, reconstructing and maintaining thereon a City street together with such sidewalks, drainage structures and facilities in connection therewith as may be deemed necessary by the City of Rochester.

All that piece or parcel of property hereinafter described as Parcel No. 12, being part of Lot 68, Second Division of Lots, Township 13 Range 7, City of Rochester, County of Monroe, State of New York, also being a portion of lands described in Liber 6196 of deeds at page 70 filed in the Monroe County Clerk's Office on Sept 1, 1982 said Parcel No. 12 being shown on the accompanying map and more particularly bounded and described as follows:

Beginning at the point of intersection of the southerly Highway Boundary of Elmwood Avenue and the westerly Highway Boundary of Mount Hope Avenue, said point being 99.70 feet right of and at right angles to station 47+47.48 of the hereinafter described 2014 Survey Baseline; thence S 37°33'59" E along said westerly Highway Boundary of Mount Hope Avenue a distance of 13.62 feet to a point, said point being 110.98 feet right of and at right angles to Station 47+55.11 of said Baseline; thence S 86°31'38" W through the lands now or formerly owned by the University of Rochester, TM # 136.53-1-3.004 a distance of 259.35 feet to a point on the division line between lands now or formerly owned by the University of Rochester, TM # 136.53-1-3.004 to the east and lands now or formerly owned by the University of Rochester, TM # 136.53-1-2.002 to the west, said point being 110.96 feet right of and at right angles to Station 44+95.76 of said Baseline; thence N 03°56'27" W along said division line a distance of 11.16 feet to a point on the said southerly Highway Boundary of Elmwood Avenue, said point being 99.80 feet right of and at right angles to Station 44+95.67 of said Baseline; thence N 86°30'01" E along said southerly Highway Boundary of Elmwood Avenue a distance of 251.81 feet to the POINT OF BEGINNING.

The above described parcel contains 2,867± sq. ft. or 0.066± acre.

RESERVING, however to the owner of any right, title or interest in and to the property above delineated, and such owner's successors or assigns, the right of access and the right of using said property and such use shall not be further limited or restricted under this easement beyond that which is necessary to effectuate its purposes for, and as established by, the construction or reconstruction and as so constructed or reconstructed, the maintenance, of the herein identified project.

The above mentioned survey baseline is a portion of the 2014 Survey Baseline for the reconstruction of a portion of Elmwood Avenue as shown on a map and plan on file in the City Clerk's office and described as follows: Beginning at Station 44+51.13; thence N 86° 31' 25" E to Station 49+49+72. All bearings refer to True North at the 78° -35' Meridian of West Longitude.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2017-360  
Re: Agreement – Stantec Consulting  
Services, Inc., Main Street Streetscape  
and Pedestrian Wayfinding Phase II

November 14, 2017

Transmitted herewith for your approval is legislation related to the Main Street Streetscape and Pedestrian Wayfinding Phase II project. This legislation will:

1. Authorize the Mayor to enter into agreements with the New York State Department of Transportation (NYSDOT) necessary to participate in and administer the project;
2. Appropriate \$179,000 in anticipated reimbursements from the Federal Highway Administration (FHWA) to finance design and inspection services; and,
3. Establish \$473,000 as maximum compensation for an agreement with Stantec Consulting Services, Inc., Rochester, New York, for design and inspection services related to the project.

The Main Street Streetscape and Pedestrian Wayfinding Phase I project is presently in construction. It is implementing streetscape improvements along the Main Street corridor, from St. Paul Street to East Avenue, and eight pedestrian wayfinding kiosks located between Plymouth Avenue and Gibbs Street. The Phase II project will extend the Phase I designed streetscape elements from St. Paul Street west to State Street, and design and implement additional pedestrian wayfinding signage throughout the Center City. Phase II is a federal aid project through the Transportation Alternatives Program administered by the City under agreement with the NYSDOT. Federal aid will reimburse the City for 74% of eligible project costs; local funds will support the balance.

Stantec was selected through a request for proposals process using the State's Local Design Services Agreement, or LDSA, as described in the attached summary. The term of the consultant agreement shall terminate six months after completion and acceptance of the construction of the project. In the event that project construction is not undertaken, the agreement shall terminate one year after the completion of the contract documents by the consultant and the acceptance by the City of such contract documents.

The cost of the agreement with Stantec will be financed as follows:

<u>Source</u>	<u>Amount</u>
2017-18 Cash Capital	\$ 84,000
2015-16 Cash Capital	25,000
2014-15 Cash Capital	185,000
<u>Federal aid appropriated herein</u>	<u>179,000</u>
TOTAL	\$473,000

Design services will begin in winter 2017 and it is anticipated that construction will begin in spring 2019 with scheduled completion in fall 2019. The agreement will result in the creation and/or retention of the equivalent of five full-time jobs.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AQ-191

Ordinance No. 2017-360  
(Int. No. 402)

**Authorizing agreements and appropriating funds for the Main Street Streetscape & Pedestrian Wayfinding Phase II project**

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The sum of \$179,000 in anticipated reimbursements from the Federal Highway Administration (FHWA) is hereby appropriated to fund design and inspection services for the Main Street Streetscape & Pedestrian Wayfinding Phase II project (the Project).

Section 2. The Mayor is hereby authorized to enter into agreements with the New York State Department of Transportation and to execute such other documents as may be necessary for the City to participate in and administer the use of FHWA funding for the Project.

Section 3. The Mayor is hereby authorized to enter into a professional services agreement with Stantec Consulting Services Inc. to provide design and inspection services for the Project. The maximum compensation for the agreement shall be \$473,000, which shall be funded in the amounts of \$179,000 from the FHWA appropriation authorized in Section 1 herein, \$84,000 in 2017-18 Cash Capital, \$25,000 in 2015-16 Cash Capital, \$185,000 in 2014-15 Cash Capital. The term of the agreement shall continue until 6 months after the completion and the City's acceptance of the Project, provided however that the agreement shall terminate one year after the consultant's completion and the City's acceptance of contract deliverables in the event that Project construction is not undertaken.

Section 4. The agreements authorized herein shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2017-361  
Re: Agreement – North East Area  
Development, Inc., Pilot Community  
Snow Plowing Program

Council Priority: Jobs and Economic  
Development

Transmitted herewith for your approval is legislation establishing \$5,400 as maximum compensation for an agreement with North East Area Development, Inc. (NEAD) to partner with the City in the implementation of a pilot community snow plowing program. The term of the agreement will be for one year and the cost will be funded from 2017-18 Budget of the Department of Environmental Services.

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NEAD will provide snow plow operators and 4 x 4 pickup trucks with plows to clear one of the City's alley routes throughout the 2017-18 winter season. The route is comprised of a series of short and narrow streets and alleys located in the Northeast quadrant (see attached map). The plowing season will commence at approximately the midpoint of November and conclude by the end of April.

The City will provide performance expectations and reviews of the work performed. Work performance will be evaluated by the City using the same process by which the City's contracted plowing program is reviewed: Through visible inspections by a City snow inspector of each street and alley serviced.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AQ-192

Ordinance No. 2017-361  
(Int. No. 403)

**Authorizing an agreement with North East Area Development, Inc.**

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Mayor is hereby authorized to enter into an agreement with North East Area Development, Inc. to implement a pilot community snow plowing program within the Northeast Quadrant. The term of the agreement shall be one year from November 15, 2017 to November 14, 2018.

Section 2. The maximum compensation for the agreement shall be \$5,400. Said amount shall be funded from the 2017-18 Budget of the Department of Environmental Services.

Section 3. The agreement shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.  
TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2017-362  
Re: Amendatory Agreement – Village of  
Lima and Town of Lima Water  
District 2, Extension and Rate Increase

November 14, 2017

Transmitted herewith for your approval is legislation related to a wholesale water supply agreement with the Village of Lima and Town of Lima Water District 2. This legislation will:

1. Authorize an amendatory agreement with the Village of Lima and Town of Lima Water District 2 extending the term of the existing agreement until June 30, 2018 and raising the wholesale water rate for Water District 2 and the Village of Lima to \$1.68 effective December 1, 2017.
2. Amend Section 23-37 of the Municipal Code relating to water fees.

The original 30-year agreement was authorized by Council in November 1987 via Ordinance No. 1987-249. The Village and Water District 2 purchase approximately 200,000 gallons of water per day.

The current rate of \$1.61 per 1,000 gallons was approved by Council in April 2016 via Ordinance No. 2016-166. In September 2017, Section 23-37 of the Municipal Code was amended to raise the wholesale water rate to \$1.68 for Water District 1 and 2, when it was intended to only raise the rate for Water District 1 (Ord. No. 2017-305). Subsection F (9) is to be amended to note that this rate also applies to the Village of Lima.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2017-362  
(Int. No. 404)

**Authorizing an amendatory agreement with the Village of Lima and Town of Lima Water District 2 and amending the Municipal Code with respect to wholesale water rates**

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Mayor is hereby authorized to enter into an amendatory agreement with the Village of Lima and the Town of Lima Water District 2 to extend the term of the existing agreement authorized by Ordinance No. 1987-249 until June 30, 2018. The amendatory agreement shall raise the wholesale water rate to \$1.68 per 1,000 gallons effective December 1, 2017.

Section 2. The amendatory agreement shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 3. Chapter 23, Section 37 of the Municipal Code, relating to water fees, as amended, is hereby further amended by amending subsection F(9) thereof to read in its entirety as follows:

- (9) Wholesale rate: \$1.68 per 1,000 gallons for Water Districts 1 and 2 of the Town of Lima and the Village of Lima.

Section 4. This ordinance shall take effect immediately.

November 14, 2017

New text is underlined.

Passed unanimously.

By Councilmember McFadden  
November 14, 2017

To the Council:

The Public Safety, Youth & Recreation Committee recommends for Adoption the following entitled legislation:

- |              |   |
|--------------|---|
| Int. No. 384 | Authorizing an agreement with the Rochester City School District related to School Resource Officers  |
| Int. No. 405 | Authorizing agreements and funding for the Comprehensive Adolescent Pregnancy Prevention Program  |
| Int. No. 406 | Authorizing an agreement and funding for the Motor Vehicle Theft and Insurance Fraud Prevention program   |
| Int. No. 407 | Authorizing a professional services agreement for pre-employment psychological testing  |
| Int. No. 408 | Authorizing an agreement with the County of Monroe for the Grant for Improving the Criminal Justice Response to Sexual Assault, Domestic Violence, Dating Violence and Stalking |
| Int. No. 411 | Authorizing an agreement for Text to 911 services for the Emergency Communications Department   |

Respectfully submitted,  
Adam C. McFadden  
Molly Clifford  
Matt Haag  
Dana K. Miller  
Loretta C. Scott  
PUBLIC SAFETY, YOUTH & RECREATION COMMITTEE  
Received, filed and published.

Introductory No. 384 was introduced on September 29, 2017 and appears in its original form with its transmittal letter on page\_of the 2017 Council Proceedings.

Ordinance No. 2017-363

(Int. No. 384)

**Authorizing an agreement with the Rochester City School District related to School Resource Officers**

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Mayor is hereby authorized to enter into an agreement with the Rochester City School District (RCSD) to provide sworn City of Rochester Police Officers to serve as School Resource Officers at RCSD facilities and for the receipt and use of funds in an amount not to exceed \$1,120,000 from the RCSD as partial reimbursement for the City's cost of providing the officers.

Section 2. The term of said agreement shall extend from July 1, 2017, through June 30, 2018.

Section 3. The agreement shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2017-364  
Re: Agreements – New York State  
Department of Health,  
Comprehensive Adolescent  
Pregnancy Prevention Grant

Transmitted herewith for your approval is legislation related to the Comprehensive Adolescent Pregnancy Prevention (CAPP) Grant program to address teen pregnancy. This legislation will:

1. Authorize an agreement with the New York State Department of Health (NYSDOH) for the receipt and use of \$598,407 for the January 1 through December 31, 2018 program period.
2. Establish \$259,032 as total maximum compensation for the following agreements, funded from the grant authorized herein, for a term of one year:

Baden Street Settlement, Inc. / Metro Council for Teen Potential	\$ 83,242
Highland Family Planning	46,170
Society for the Protection and Care of Children	54,261
YWCA of Rochester and Monroe County, NY	50,359
Christopher Communications (marketing and media)	<u>25,000</u>
<b>TOTAL</b>	<b>\$259,032</b>

November 14, 2017

The \$123,109 of grant funds apportioned to personnel costs and benefits for three full-time and two part-time employees for January 1, 2018 through June 30, 2018, was anticipated and included in the 2017-18 Budgets of the Department of Recreation and Youth Services and Undistributed Expenses. The remaining \$125,751 apportioned to personnel costs and benefits for those grant-funded employees for July 1, 2018 through December 31, 2018, will be anticipated and included in the 2018-19 Budgets of the Department of Recreation and Youth Services and Undistributed Expenses, contingent upon approval.

The remaining \$90,515 will be accounted for in the Teenage Pregnancy Prevention Special Revenue Fund to cover non-personnel expenses such as educational supplies, printing, office supplies, and indirect expenses.

The NYSDOH CAPP Grant program is for a five-year term, from January 1, 2017 through December 31, 2021. This will be year two of the five-year grant. The grant was last authorized by City Council via Ordinance Nos. 2016-382 and 2017-284. The contracted agencies, with the exception of Christopher Communications, were included as partners in the original grant application after being selected through a request for proposals process.

The goal of this program is to significantly reduce the rate of pregnancy among teenagers in targeted areas. The primary goals of the program are to:

- Implement evidence-based curricula in the Rochester City School District
- Reduce adolescent pregnancy rates in the city of Rochester
- Improve high school graduation rates in the city of Rochester

The program will serve a total of 810 unduplicated youth and 200 parents each year.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2017-364  
(Int. No. 405)

### **Authorizing agreements and funding for the Comprehensive Adolescent Pregnancy Prevention Program**

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Mayor is hereby authorized to enter into an agreement with the New York State Department of Health for the receipt and use of \$598,407 in funding for the Comprehensive Adolescent Pregnancy Prevention Program (the Program) for the January 1, 2018 to December 31, 2018 program period.

Section 2. The Mayor is hereby authorized to enter into professional service agreements to provide Program services with the following organizations up to the maximum amount specified therein for a term of one year:

<b>Organization</b>	<b>Amount</b>
Baden Street Settlement, Inc. /Metro Council for Teen Potential	\$83,242
Highland Family Planning	46,170
Society for the Protection and Care of Children	54,261
YWCA of Rochester and Monroe County, N.Y.	50,359
Christopher Communications (marketing & media)	25,000
<b>Total</b>	<b>\$259,032</b>

provided that, in the event that all funds for any listed provider are not expended, the Mayor is authorized to enter into amendatory agreements with one or more of the other above providers to use the unexpended funds to provide additional Program services.

Section 3. The provider agreements shall obligate the City to pay an aggregate amount not to exceed \$259,032, and said amount, or so much thereof as may be necessary, is hereby appropriated from the funds to be received from the New York State Department of Health under the grant agreement authorized in Section 1 herein.

Section 4. Funds from that grant agreement in the amount of \$90,515 are hereby appropriated to the Teenage Pregnancy Special Revenue Fund to pay for non-personnel and indirect expenses relating to the Program.

Section 5. The grant agreement and provider agreements shall contain such additional terms and conditions as the Mayor deems appropriate.

Section 6. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2017-365  
Re: Agreement –New York State Division  
of Criminal Justice Services,  
Motor Vehicle Theft and Insurance  
Fraud Prevention Grant

November 14, 2017

Council Priority: Public Safety

Transmitted herewith for your approval is legislation authorizing an agreement with the New York State Division of Criminal Justice Services for the receipt and use of \$49,600 for the Motor Vehicle Theft and Insurance Fraud Prevention (MVTIFP) grant, and amending the 2017-18 Budget of the Police Department by \$29,600 to reflect a portion of this grant.

This award, for the reduction of auto theft and insurance fraud, will provide overtime in the amount of \$43,500 to support Police Department deployment in high-theft areas and increased investigations of insurance fraud. The grant also provides \$4,100 for an alarm system and \$2,000 to train police officers in specialized anti-theft techniques and technology. This grant does not cover fringe which is estimated at \$14,190.

The previous MVTIFP award was authorized by City Council in October 2016 (Ord. No. 2016-352). The term of this agreement is for one year, January 1 through December 31, 2018.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2017 -365  
(Int. No. 406)

**Authorizing an agreement and funding for the Motor Vehicle Theft and Insurance Fraud Prevention program**

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Mayor is hereby authorized to enter into an agreement with the New York State Division of Criminal Justice Services for receipt and use of grant funds for the Motor Vehicle Theft and Insurance Fraud Prevention program in the amount of \$49,600. The term of this agreement shall be January 1, 2018 through December 31, 2018.

Section 2. The agreement shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 3. Ordinance No. 2017-154, the 2017-18 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Rochester Police Department by the sum of \$29,600, which amount is hereby appropriated from funds to be received under the grant agreement authorized herein.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

November 14, 2017

Ladies and Gentlemen:

Ordinance No. 2017-366  
Re: Agreement – Public Safety Psychology,  
PLLC, Pre-Employment Psychological  
Testing

Transmitted herewith for your approval is legislation establishing \$90,000 as maximum annual compensation for an agreement with Public Safety Psychology, PLLC, Albany, New York, to provide clinical services for pre-employment psychological testing of new hires for the Rochester Police Department (RPD) and the Emergency Communications Department (ECD). The annual cost of the agreement will be funded from the 2017-18 Budgets of RPD (\$60,000) and ECD (\$30,000). The term of this agreement will be December 1, 2017 through November 30, 2018, with the option to renew for four, one-year terms.

Public Safety Psychology, a board-certified specialist in police and public safety psychology, will provide pre-employment psychological evaluations for candidates who are in the process to be hired by RPD and ECD. Evaluations will include a variety of written tests, a background questionnaire, and a personal interview. Public Safety Psychology will then provide a written report detailing the suitability of the candidate.

The consultant was selected through a request for proposals process, as described in the attached summary.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AQ-193

Ordinance No. 2017-366  
(Int. No. 407)

**Authorizing a professional services agreement for pre-employment psychological testing**

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Mayor is hereby authorized to enter into a professional services agreement in the maximum annual amount of \$90,000 with Public Safety Psychology, PLLC to provide clinical services for pre-employment psychological testing of new hires for the Rochester Police Department (RPD) and the Emergency Communications Department (ECD). The term of the agreement shall be December 1, 2017 through November 30, 2018 with the option to renew for up to four additional one year periods. The cost for the agreement shall be funded from the 2017-18 Budget of RPD (\$60,000) and 2017-18 Budget of ECD (\$30,000) and funding for any renewal periods shall be from future budgets of RPD and ECD, contingent upon approval.

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Section 2. This agreement shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2017-367  
Re: Agreement – Monroe County, Grant for  
Improving the Criminal Justice Response  
to Sexual Assault, Domestic Violence,  
Dating Violence and Stalking

Council Priority: Public Safety

Transmitted herewith for your approval is legislation authorizing an agreement with Monroe County for the receipt and use of the US Department of Justice, Office on Violence Against Women, Grant for Improving the Criminal Justice Response to Sexual Assault, Domestic Violence, Dating Violence and Stalking (SADVS) in the amount of \$111,890 and amending the 2017-18 Budget of the Police Department (\$5,400) and Undistributed Expenses (\$1,800) for overtime and associated fringe costs, respectively. The term of this agreement is October 1, 2017 through September 30, 2020.

Monroe County received \$750,000 from US Department of Justice for the SADVS program to implement a comprehensive collaborative among agencies dealing with domestic violence. This collaborative, including RPD, previously received domestic violence funding from the federal government during the period 2014 - 2017 under the Grants to Encourage Arrest initiative, that ended on September 30, 2017.

The funds will be used to support the salary and fringe benefits of a part-time staff member in Family and Victims Services Section who will work with other members of RPD assigned to this grant to provide enhanced domestic violence victim services. The grant will also support the cost of overtime and associated fringe benefits for the Domestic Violence Response Team, comprised of police officers and police supervisors as needed, to respond to targeted domestic violence situations.

RPD is one of the founding members of the Rochester/Monroe County Domestic Violence Consortium, which has been active for over 25 years.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2017-367  
(Int. No. 408)

**Authorizing an agreement with the County of Monroe for the Grant for Improving the Criminal Justice Response to Sexual Assault, Domestic Violence, Dating Violence and Stalking**

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Mayor is hereby authorized to enter into an agreement with the County of Monroe for receipt and use of funding from the U.S. Department of Justice, Violence against Women, Grant for Improving the Criminal Justice Response to Sexual Assault, Domestic Violence, Dating Violence and Stalking in the amount of \$111,890. The agreement shall have a term of October 1, 2017 through September 30, 2020.

Section 2. The agreement shall contain such additional terms and conditions as the Mayor deems to be appropriate. The Mayor is hereby authorized to execute such other documents as may be necessary for the City to participate in and administer the use of the grant funds authorized herein.

Section 3. Ordinance No. 2017-154, the 2017-18 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Budget of the Rochester Police Department by the sum of \$5,400 and the Budget of Undistributed expenses by \$1,800 for funds received under the grant agreement authorized herein.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2017-368  
Re: Agreement – West Safety Solutions  
Corp., Text to 911

Transmitted herewith for your approval is legislation establishing \$48,750 as total maximum compensation for a three year agreement with West Safety Solutions Corp. for text to 911 services and connectivity. The cost of this agreement will be funded from the 2017-18 and subsequent budgets (contingent upon approval) of the Emergency Communications Department (ECD) as follows: 2017-18, \$18,750; 2018-19, \$15,000; and 2019-20, \$15,000. The agreement includes the option for two, one-year renewals, to be funded from future budgets of ECD at \$15,000 per year, contingent upon approval of the future budgets. All costs will be reimbursable to the City from Monroe County under the 911 Center Operating Agreement.

The consultant will improve the ability of ECD to receive text-based messages by eliminating the need for a third-party internet application and allow text messages to go directly to the actual 911 telephone system. This change will also better position ECD for the eventual implementation of Next Generation

November 14, 2017

911, a national initiative to create a 911 system capable of keeping up with advances in communication technology used by the public.

West Safety Solutions Corp. was selected through a request for proposals process as described in the attached summary.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AQ-194

Ordinance No. 2017-368  
(Int. No. 411)

**Authorizing an agreement for Text to 911 services for the Emergency Communications Department**

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with West Safety Solutions Corp. to improve Text to 911 connectivity for the Emergency Communications Department (ECD). The term of the agreement shall be three years with an option to extend for up to two additional periods of 1 year each.

Section 2. The maximum compensation for the regular term of the agreement shall be \$48,750, which shall be funded from the Budgets of ECD in the amounts of \$18,750 from 2017-18, \$15,000 from 2018-19, and \$15,000 from 2019-20, contingent upon the approval of the latter two Budgets. The maximum compensation for any optional extended term shall be \$15,000 per year, which amount shall be funded from subsequent Budgets of ECD, contingent upon their approval.

Section 3. The agreement shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

The meeting was adjourned at 8:02 p.m.

HAZEL L. WASHINGTON  
City Clerk