

ROCHESTER CITY COUNCIL

REGULAR MEETING

June 16, 2020

Due to the social distancing and other health and safety measures necessary to slow the progress of the COVID-19 pandemic and in accordance with emergency Executive Orders issued by the Governor and Local Emergency Orders issued by the Mayor, the meeting was conducted via video conferencing on Zoom and streamed live for public viewing on the Internet via the Council's Facebook and YouTube pages and on City 12, the City's government access channel that is available to Spectrum Cable subscribers – Channel 1303.

Present – President Scott, Councilmembers Evans, Gruber, Harris, Lightfoot, Lupien, Ortiz, Patterson, Peo – 9.

President Scott requested the Council to pause for a Moment of Silence.

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

Retirement:

DES:

*Albert Marrapese Jr.

RFD:

*Stephen Morgan
*James Smallwood

**Not attending meeting*

APPROVAL OF THE MINUTES

By Councilmember Lupien

RESOLVED, that the minutes of the Regular Meeting on May 12, 2020 be approved as published in the official sheets of the Proceedings.

Adopted unanimously.

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

THE CITY CLERK—THE FOLLOWING DOCUMENTS ARE HEREBY DIRECTED TO BE RECEIVED AND FILED:

Quarterly Report Schedule of Revenues and Expenditures – March 31, 2020

The Council submits Disclosure of Interest Forms from Councilmember Evans on Int. No. 201, Int. No. 204, Int. No. 205 and Int. No. 207. Councilmember Gruber on Int. No. 233. Councilmember Harris on Int. No. 224, Int. No. 233, Int. No. 234, Int. No. 238 and Int. No. 240.

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

Councilmember Gruber presented 71 signatures from Change.org. petitioning for making Rochester a more walkable city. - Petition No. 1769.

THE COUNCIL PRESIDENT --- RECEIVED AND FILED.

PUBLIC HEARINGS.

Pursuant to law, public hearings were held on June 11, 2020 on the following matters:

Approving the 2020-24 Consolidated Plan, 2020-21 Annual Action Plan, and the Citizen Participation Plan Amended 2020 Int. No. 189
No Comments

Determinations and findings relating to the acquisition of permanent water line easements over 275 East Avenue, 78 Rockwood Street, 80 Rockwood Street and 625 South Goodman Street
Int. No. 196
No Comments

Amending the Zoning Map for 1-5, 7-9, 11-15, 4-6, 8-8.5, and 10 Laura Street and 1240 and 1252 East Main Street Int. No. 202
No Comments

Amending the Official Map and authorizing pavement changes to prohibit the use of motor vehicles and repurpose a portion of Laura Street Int. No. 222
No Comments

Approving geometric changes on Barrington Street related to Rochester City School District Francis Parker School No. 23 Int. No. 224
1 Comment

THE COUNCIL PRESIDENT --- INTRODUCTION OF AND ACTION UPON LOCAL LAWS, ORDINANCES AND RESOLUTIONS

REPORTS OF STANDING COMMITTEES
AND ACTION THEREON

By Councilmember Evans
June 16, 2020

To the Council:

The **FINANCE COMMITTEE** recommends for **ADOPTION** the following entitled legislation:

- Int. No. 190 Authorizing submission of the 2020-24 Consolidated Plan, 2020-21 Annual Action Plan, and the Citizen Participation Plan Amended 2020 to the United States Department of Housing and Urban Development and the execution of grant agreements
- Int. No. 191 Authorizing an agreement for fireworks displays
- Int. No. 192 Authorizing an agreement to establish a public electric vehicle car share program
- Int. No. 193 Authorizing an agreement for economic development and urban entrepreneurship consulting services
- Int. No. 234 Revenue Anticipation Note Ordinance Delegating To The Director Of Finance The Powers To Authorize The Issuance Of \$100,000,000 Revenue Anticipation Notes Of The City Of Rochester, New York, Or So Much Thereof As May Be Necessary, In Anticipation Of The Receipt Of Certain Revenues For The Fiscal Year Ending June 30, 2021, And To Prescribe The Terms, Form And Contents, And Provide For The Sale Of Such Notes
- Int. No. 235 Authorizing competitive grant applications
- Int. No. 236 Resolution approving the 2020-21 debt limit for general municipal purposes with an exception for certain capital projects
- Int. No. 244 Revenue Anticipation Note Ordinance Delegating To The Director Of Finance The Powers To Authorize The Issuance Of Revenue Anticipation Notes Of The City Of Rochester, New York, In Anticipation Of The Receipt Of Certain State Aid Revenues, And To Prescribe The Terms, Form And Contents, And Provide For The Sale Of Such Notes

The **FINANCE COMMITTEE** recommends for **CONSIDERATION** the following entitled legislation:

- Int. No. 189 Approving the 2020-24 Consolidated Plan, 2020-21 Annual Action Plan, and the Citizen Participation Plan Amended 2020

The following entitled legislation is being **HELD** in Committee:

- Int. No. 237 Adoption of the Budget estimates for municipal purposes for the 2020-21 fiscal year, appropriation of sums set forth therein and approving commercial refuse fees
- Int. No. 238 Adoption of the Budget estimates for school purposes for the 2020-21 fiscal year and appropriation of sums set forth therein
- Int. No. 239 Levying taxes for municipal purposes for the fiscal year commencing July 1, 2020 and expiring June 30, 2021
- Int. No. 240 Levying taxes for school purposes for the fiscal year commencing July 1, 2020 and expiring June 30, 2021
- Int. No. 241 Local Improvement Ordinance – Street cleaning, street and sidewalk snow removal, and hazardous sidewalk repair commencing July 1, 2020 and expiring June 30, 2021
- Int. No. 242 Confirming the assessments, amounts and charges to be inserted in the annual tax rolls for the fiscal year commencing July 1, 2020 and expiring June 30, 2021
- Int. No. 243 Amending the Municipal Code with respect to parking fees

Respectfully submitted,
Malik Evans
LaShay D. Harris (*Abstained on Int. No. 234*)
Michael A. Patterson
Willie J. Lightfoot
Loretta C. Scott
FINANCE COMMITTEE

Received, filed and published.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2020-153
Ordinance No. 2020-154
Re: 2020-2024 Consolidated Plan,
2020-21 Annual Action Plan, and
Amended Citizen Participation Plan/
Amended 2020

Council Priority: Rebuilding and Strengthening
Neighborhoods; Jobs and Economic Development;
Public Safety

Comprehensive Plan 2034 Priority: Strong Neighborhoods;

Sustaining Green & Active Systems; Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation to:

1. Approve the 2020-2024 Consolidated Plan (“Plan”), the Annual Action Plan /Amended 2020 (2020-2021), and the Amended Citizen Participation Plan.
2. Authorize the submission of these documents to the U.S. Department of Housing and Urban Development (“HUD”).
3. Authorize agreements with HUD for the receipt and use of HUD funds to implement the Plan.

The Plan addresses HUD’s planning and application requirements for their formula grant programs, which include: the Community Development Block Grant (CDBG), HOME Investment Partnerships (HOME), Emergency Solutions Grant (ESG), and Housing Opportunities for Persons with AIDS (HOPWA). HUD requires jurisdictions to prepare multi-year strategic plans and annual action plans to guide use of HUD funds.

The Plan is a five-year strategic plan that identifies priority needs and goals for community and economic development. It covers the period from July 1, 2020 through June 30, 2025. The Annual Action Plan, which covers the period from July 1, 2020 to June 30, 2021, describes specific projects and activities that will be undertaken in the first program year to address priority needs and goals. The Citizen Participation Plan documents how the City intends to engage residents and stakeholders in the process of developing/amending consolidated planning documents.

The estimated total funds available for 2020-21 is \$14,757,629 from the following sources:

Community Development Block Grant (CDBG)	\$ 8,209,074
Home Investment Partnerships Program (HOME)	\$ 2,513,637
Emergency Solutions Grant (ESG)	\$ 708,965
Housing Opportunities for Persons with AIDS (HOPWA)	\$ 975,953
CDBG Program Income	\$ 1,500,000
HOME Program Income	\$ 850,000
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TOTAL	\$ 14,757,629

The Annual Action Plan includes 27 projects that address issues such as affordable housing, community development, economic development, public facilities and infrastructure, youth development/employment, and a wide array of public services.

Significant allocation highlights of the Annual Action Plan (2020-2021) include:

- \$2,485,228 for the Affordable Housing Fund
- \$1,800,000 for Demolition Program
- \$1,065,374 for Housing Rehabilitation
- \$1,050,000 for DRYS Play Apparatus
- \$946,674 for HOPWA
- \$708,965 for ESG
- \$500,000 for Residential Street Rehabilitation
- \$400,000 for Job Creation/Youth Development
- \$250,00 for Homebuyer Assistance

Community input was solicited at a public meeting on January 22, 2020 as well as during five stakeholder meetings conducted in January and February 2020. Draft documents were on display for 30 days on the 2020-2024 Consolidated Plan /Amended 2020 webpage on the City’s website

from April 25-May 24. A live virtual Q&A session with the public via Zoom and a dial-in phone conference was held on May 18.

A public hearing on the 2020-2024 Consolidated Plan /Amended 2020, 2020-2021 Annual Action Plan, and Amended Citizen Participation Plan is required.

Per SEQRA 617.5(c)(27), this action is classified as Type II.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2020-153
(Int. No. 189)

Approving the 2020-24 Consolidated Plan, 2020-21 Annual Action Plan, and the Citizen Participation Plan Amended 2020

WHEREAS, there is pending before this Council a 2020-24 Consolidated Plan (the Consolidated Plan) which identifies priority community and economic development needs and goals and proposes strategies to address those needs and goals for the federal program years 2020 through 2024, which for the City of Rochester encompasses the period from July 1, 2020 to June 30, 2025;

WHEREAS, there is pending before this Council a 2020-21 Annual Action Plan (the Action Plan) to be financed with \$ 14,757,629 available to the City of Rochester from the federal Community Development Block Grant (CDBG), Home Investment Partnerships Program (HOME), Emergency Solutions Grant (ESG), Housing Opportunities for Persons with AIDS (HOPWA), CDBG Program Income, and HOME Program Income;

WHEREAS, there is pending before this Council a Citizen Participation Plan Amended 2020 (the CPP);

WHEREAS, the Consolidated Plan, Action Plan, and CPP (collectively, the Plans) were prepared according to an approved Citizen Participation Plan, as modified upon public notice to comply with social distancing requirements, emergency orders issued by the State Governor and City Mayor and other exigencies created by the coronavirus pandemic, and the Plans reflect the public comments received and the consultations that were conducted;

WHEREAS, the City conducted an initial round of public engagement on the draft Plans in January-February 2020 to inform development of draft consolidated planning documents, which included a public meeting held on Wednesday, January 22, 2020;

WHEREAS, in a process publicized by a public notice published in the legal notices section of the Democrat & Chronicle on April 24, 2020 as well as on the City's project website, drafts of the Plans and summaries thereof were made available for public review and comment for a 30-day period extending from April 25, 2020 to May 24, 2020;

WHEREAS, on May 28, 2020, final drafts of the Plans were presented to the City Council and posted on-line through the City's project webpage;

WHEREAS, on June 11, 2020, the City Council conducted a public hearing that was streamed live on the Council's Facebook and YouTube internet pages wherein the members heard comments on the needs, strategies, and proposed actions contained in the Plans;

WHEREAS, the City Council has reviewed with City staff the needs, strategies and proposed actions that are set forth in the Plans; and

WHEREAS, the City Council has reviewed the public comments and recommendations.

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

Section 1. The Council hereby approves the 2020-24 Consolidated Plan.

Section 2. The Council hereby approves the 2020-21 Annual Action Plan.

Section 3. The Council hereby approves the Citizen Participation Plan Amended 2020.

Section 4. The Mayor is hereby directed to prepare detailed programs and specifications for the various actions set forth in the approved Plan and to submit said actions to City Council for approval prior to implementation.

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

Ordinance No. 2020-154
(Int. No. 190)

Authorizing submission of the 2020-24 Consolidated Plan, 2020-21 Annual Action Plan, and the Citizen Participation Plan Amended 2020 to the United States Department of Housing and Urban Development and the execution of grant agreements

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

Section 1. The Mayor is hereby authorized to submit the 2020-24 Consolidated Plan, 2020-21 Annual Action Plan, and the Citizen Participation Plan Amended 2020 to the United States Department of Housing and Urban Development.

Section 2. The Mayor is hereby further authorized to provide any such information that may be required and to execute all necessary grant agreements with the United States Department of Housing and Urban Development for the Program Year beginning July 1, 2020.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-155

Re: Agreement - Young Explosives Corp., Fireworks Displays

Council Priority: Creating and Sustaining a
Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation establishing \$30,000 as maximum compensation for an agreement with Young Explosives Corp. (Jim Young, Principal), Brighton, New York, to provide fireworks displays. The term of the agreement is one year, and the cost will be funded from the 2020-21 Budget of the Bureau of Communications, contingent upon adoption of said budget.

The agreement will allow Young Explosives, Corp. to provide large and/or small scale aerial fireworks displays if and when the City's event programming requires it. At this time, no specific events are planned. However, this will provide the City with maximum flexibility to hold a display as time and conditions permit.

Young Explosives Corp. will be responsible for obtaining the necessary permits from the Fire Department and for acquiring the necessary liability insurance. To be licensed in the United States, all fireworks manufacturers and dealers must meet state and federal regulations stating that no persons under the age of 18 are employed; Young Explosives Corp. does not employ any persons below the age of 18. The company also has assured us that their domestic purchases come solely from licensed vendors.

An agreement for the same amount was authorized by Ordinance 2019-149 in June 2019.

A justification for not issuing a request for proposals is attached.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AT-88

Ordinance No. 2020-155
(Int. No. 191)

Authorizing an agreement for fireworks displays

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 Young Explosives Corp. to provide fireworks displays. The maximum compensation for the agreement shall be \$30,000, which shall be funded from the 2020-21 Budget of the Bureau of Communications, contingent upon approval. The term of the agreement shall be one year.

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

Section 3. This ordinance shall take effect immediately.

Passed by the following:

Ayes – President Scott, Councilmembers Evan, Harris, Lightfoot, Ortiz, Patterson, Peo -7

Nays – Councilmembers Gruber, Lupien – 2.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-156

Re: Agreement – Mobility Development Corp.

Council Priority: Creating and Sustaining a Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area:
Sustaining Green and Active Areas

Transmitted herewith for your approval is legislation establishing \$560,000 as total maximum compensation for an agreement with Mobility Development Corp. (Creighton Randall, CEO) of Chicago, Illinois, for services to plan, implement and operate a public electric vehicle car share in Rochester. The term of the agreement will be for three years with an option to renew for two additional one- year renewals. The agreement will be funded from the New York State Energy Research and Development Authority Plug-In Electric Vehicle Enabling Technology Development and Demonstration Program grant (\$300,000), authorized at the April 16, 2019 City Council meeting, Ordinance No. 2019-78 and the Federal Highway Administration Congestion Mitigation & Air Quality Improvement Program grant (\$260,000), authorized at the June 20, 2017 City Council meeting, Ordinance No. 2017-188.

The City of Rochester established the Rochester Shared Mobility Program in 2018, with the goal of delivering affordable and on-demand shared mobility options to residents, visitors, and businesses in Rochester. The program includes the expansion of car share services in Rochester. Car share is a service that places vehicles at designated spots for members to reserve, use and return as needed. Generally, service is available 24/7, membership fees are low, usage fees are charged on an hourly or daily basis, and the provider facilitates memberships. Members typically use vehicles for quality of life activities such as doctors' visits, grocery/retail-shopping trips, job interviews, and other appointments or activities. Through this project, the vendor will plan, implement, operate, and insure an electric vehicle car share system with at least ten vehicles and installation of two electric vehicle-charging stations. The project will prioritize introducing this service to low and moderate income markets.

Mobility Development Corp. was selected through a request for proposal process described in the attached summary.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AT-89

Ordinance No. 2020-156
(Int. No. 192)

Authorizing an agreement to establish a public electric vehicle car share 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 with Mobility Development Operations, LLC to plan, implement and operate a public electric vehicle car share program in the city. The maximum compensation for the agreement shall be \$560,000 and said amount, or so much thereof as may be necessary, shall be funded in the amounts of \$300,000 from the New York State Energy Research and Development Authority's Plug-In Electric Vehicle (PEV)-Enabling Technology Development and Demonstration Program grant authorized in Ordinance No. 2019-78 and \$260,000 from the Federal Highway Administration's Congestion Mitigation and Air Quality Improvement program grant authorized in Ordinance No. 2017-188. The term for the agreement shall be 3 years with the option to renew for up to 2 additional periods of 1 year each.

Section 2. The 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. 2020-157
Re: Authorizing Agreement for Economic
Development and Urban Entrepreneurship
Consulting Services

Council Priority: Fostering Prosperity & Opportunity

Comprehensive Plan 2034 Initiative Area:
Planning For Action

Transmitted herewith for your approval is legislation authorizing a professional service agreement with ogilvie & Associates LLC to provide strategic economic development and urban entrepreneurship consulting services. The amount of \$22,500 is authorized as maximum compensation for the agreement, which will be funded from 2020-21 Budget of the Office of the Mayor. The term of the agreement is for three months.

ogilvie & Associates LLC will provide expertise and guidance on various programs and activities related to economic development and urban entrepreneurship and represent the Mayor to various economic development organizations, including the ROC 2025, a new alliance of economic development organizations dedicated to making Rochester, New York one of the most dynamic and rapidly growing regional economies in the U.S. ogilvie also will collaborate on economic development and entrepreneurship projects with the Department of Neighborhood and Business Development (NBD), the Office of Community Wealth Building (OCWB) and City Council members.

Dr. dt ogilvie is the principal and sole proprietor of ogilvie & Associates LLC which maintains a mailing address at P.O. Box 10066, Newark, NJ 07101. Dr. ogilvie has a long history in Rochester and has unique and extensive experience with economic development strategy and implementation stemming from her tenure with the Rutgers University Business School, Rochester Institute of Technology (RIT), and her body of academic work. She supported the launch of the RIT Center for Urban Entrepreneurship. More recently in 2019 she assisted with the development of a strategic economic development plan for the future direction of NBD, the Rochester Economic Development Corporation, the OCWB and the Kiva Rochester Program that provides for synergies with other local economic development partners.

ogilvie & Associates LLC was chosen due to prior experience and organizational synergies that could not be found with another vendor. A No RFP Justification is attached.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AT-90

Ordinance No. 2020-157
(Int. No. 193)

Authorizing an agreement for economic development and urban entrepreneurship consulting services

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 \$22,500 with ogilvie & Associates LLC to provide economic development and urban entrepreneurship consulting services. The maximum compensation for the agreement shall be \$22,500, which shall be funded from the 2020-21 Budget of the Mayor's Office, contingent upon approval. The term of the agreement shall be three months.

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

Section 3. This ordinance shall take effect immediately.

Passed by the following:

Ayes – President Scott, Councilmembers Evans, Gruber, Harris, Lightfoot, Ortiz, Patterson, Peo - 8.

Nays – Councilmember Lupien – 1.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-158
Re: Revenue Anticipation Note – City School District

City Council Priority: Deficit reduction and long term financial stability

Transmitted herewith for your approval is legislation authorizing the issuance of revenue anticipation notes in an amount not to exceed One Hundred Million Dollars (\$100,000,000). This legislation is proposed in accordance with resolution 2019-20:928 approved by the Rochester Board of Education on May 28, 2020.

The City periodically issues revenue anticipation notes for the District because of the difference between the times the District expends funds and when it receives funds from the State. The District usually expends funds at a fairly uniform rate over its fiscal year, however, it receives its allocation of state education aid, its major source of revenue, later in the fiscal year.

At present, a cash deficiency is projected for the end of August, 2020. In order to avoid such a deficiency a revenue anticipation note in an amount not to exceed One Hundred Million Dollars (\$100,000,000) is required, the exact amount of which will be determined at the time of issuance.

The NYS Local Finance Law 25.00(g) states that when a revenue anticipation note amount issued for -a fiscal year against a specific type of revenue equals the remaining amount of that revenue to be collected, then all of the revenue collected thereafter is to be set aside for repayment of the revenue anticipation note. Accordingly, the RCSD anticipates setting aside their general fund state aid payments received during the months of April and May to meet this requirement. The City's Finance Department will set up a separate account to segregate these funds to ensure repayment of the RCSD revenue anticipation note.

A note sale will be scheduled in August in order to maintain an adequate cash balance.

The Rochester City School District Resolution is attached to this item.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AT-91

Ordinance No. 2020-158
(Int. No. 234)

Revenue Anticipation Note Ordinance Delegating To The Director Of Finance The Powers To Authorize The Issuance Of \$100,000,000 Revenue Anticipation Notes Of The City Of Rochester, New York, Or So Much Thereof As May Be Necessary, In Anticipation Of The Receipt Of Certain Revenues For The Fiscal Year Ending June 30, 2021, And To Prescribe The Terms, Form And Contents, And Provide For The Sale Of Such Notes

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

Section 1. Pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), the power to authorize the issuance of Revenue Anticipation Notes (herein called "Notes") of the City of Rochester, in the State of New York (the "City" and "State", respectively), in the aggregate principal amount of not to exceed \$100,000,000 is hereby delegated to the Director of Finance, as chief fiscal officer of the City.

Section 2. The Notes shall be issued in anticipation of the collection or receipt of revenues due and payable to the Rochester City School District in the 2020-21 School District Fiscal Year from New York State Education Grants and Basic Formula Aid to Education; and the proceeds of such Notes shall be used only for the purposes of paying the current expenses of the City School District for said fiscal year payable from the revenues in anticipation of which they are issued.

Section 3. The Notes shall mature no later than June 30, 2021.

Section 4. The Notes shall contain the recital of validity prescribed by Section 52.00 of the Law and shall be general obligations of the City, and the faith and credit of the City shall be pledged to the punctual payment of the principal of and interest on the Notes and, unless the Notes are otherwise paid or payment provided for, an amount sufficient for such payment shall be inserted in the budget of the City School District and a tax sufficient to provide for the payment thereof shall be levied and collected by the City.

Section 5. Subject to the provisions of this ordinance and the Law, and pursuant to Sections 50.00, 56.00, 60.00 and 168.00 of the Law, the powers to prescribe the terms, form and contents, and all other powers or duties pertaining or incidental to the sale and issuance of the Notes authorized pursuant hereto and the power to enter into agreements for credit enhancement for the Notes, are hereby delegated to the Director of Finance, as chief fiscal officer of the City.

Section 6. The validity of the Notes authorized by this Ordinance may be contested only if: (a) such obligations are authorized for an object or purpose for which the City is not authorized to expend money, or (b) the provisions of law which should be complied with at the date of the publication of such Ordinance are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty (20) days after the date of such publication, or (c) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This Ordinance shall take effect immediately, and the City Clerk is hereby authorized and directed to publish a summary of the foregoing ordinance, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in "The Daily Record", a newspaper published in Rochester, New York, having a general circulation in the City and hereby designated the official newspaper of said City for such publication.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-159
Re: Competitive Grant Applications –
Fiscal Year 2020-21

Council Priority: Deficit Reduction and
Long Term Financial Stability

Comprehensive Plan 2034 Initiative Area: Fostering
Prosperity & Opportunity

Transmitted herewith for your approval is legislation authorizing certain competitive grant applications for the 2020-21 fiscal year. This legislation helps streamline the application process. Council has approved such grant applications annually since 2007.

There are hundreds of federal, state, regional, and private grant opportunities that the City qualifies for as a municipality. Frequently, granting agencies require City Council endorsement as part of the application process. Providing this “up front” approval will enable staff to respond to funding opportunities more quickly.

Grant applications will continue to require individual Council endorsement when:

- The City is required to pay more than \$250,000 of the cost of the project;
- The award exceeds \$1,000,000; or
- For capital projects, completion is required in one calendar year or less.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2020-159
(Int. No. 235)

Authorizing competitive grant applications

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

Section 1. The Mayor is hereby authorized to submit applications to Federal, State, and regional governments, agencies and authorities, as well as private foundations and other funding sponsors, for funding that will support City programs, services and capital operations.

Section 2. For successful award applications, the Mayor shall obtain City Council approval to enter into agreements for receipt of the funding and necessary professional services agreements for performance of the work, and for appropriation of the funds.

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

Section 4. Grant applications which obligate the City of Rochester to pay more than \$250,000 in City funding shall require City Council authorization.

Section 5. Applications for grants exceeding \$1,000,000 and awards for capital projects that require project completion in one calendar year or less shall require City Council authorization.

Section 6. The Director of Finance shall submit quarterly reports to Council for grants received through applications authorized herein, detailing dollar amounts received and expended.

Section 7. This ordinance shall be in effect for the 2020-21 fiscal year.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Resolution No. 2020-24

Re: 2020-21 Debt Limit

Council Priority: Deficit Reduction and
Long Term Financial Stability

Comprehensive Plan 2034 Initiative Area:
Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation establishing the Debt Limit and Debt Rollover and Debt Extension amounts for the 2020-21 Budget.

2020-21 Debt Limit

The City's self-imposed Debt Limit for tax supported borrowing is equal to the amount of principal on outstanding debt to be redeemed during the fiscal year for which the limit is established. The calculation excludes the redemption of principal on any borrowing approved as an exception to the Debt Limit and is further reduced by specific revenues attributable to bonded debt. The resulting Debt Limit for 2020-21 is \$20,593,000.

Attached is the 2020-21 Debt Authorization Plan, which calls for borrowing of \$42,446,000 in tax supported funds. This includes an exception to the debt limit of \$21,853,000. Because of the COVID-19 pandemic and associated financial crisis, tax-supported cash capital was reduced significantly and many projects shifted to debt. In addition, large projects as well as ROC the Riverway projects impact the amount requested. These projects are critical for the long-term health of the City and several leverage outside funding. The amount of the debt limit exception requested can be achieved through the following projects: \$10,000,000 for the East Main Street RPD Section Office, which leverages a \$1,000,000 NYS grant; \$5,000,000 for renovations to the Joseph A. Floreano Riverside Convention Center, which leverages \$5,000,000 in NYS ROC the Riverway funding; \$2,500,000 for the replacement of the RFD Communications System; \$1,700,000 for renovations to the Blue Cross Arena at the Community War Memorial, being done in conjunction with \$7,000,000 in NYS grant-funded projects; \$1,300,000 for Police Vehicles; \$1,065,000 for Street Treatment; and \$288,000 for structural remediation of the Lake Riley Lodge. Furthermore, the Debt Authorization Plan includes an additional \$8,828,000 supported by the City's Water Fund.

Debt Rollover 2019-20 and 2018-19

The Debt Authorization Plans for the current and the two immediately prior fiscal years can remain open contingent upon the approval of the rollover amounts. This provides flexibility in the timing of authorizations which vary depending upon project timing, availability of supporting funds, and the participation of private sector partners. The rollover amounts equal the difference between the debt limit for any fiscal year and the sum of the authorizations made from the debt plan associated with that fiscal year. This sum may be further reduced by the amount of unauthorized items in the debt plan that are no longer necessary. The presentation of the rollover also includes any modifications made to the debt plan. Such rollovers do not result in authorizations exceeding the allowable authorization for any year.

2019-20: The tax supported borrowing request for this year was \$22,930,000. Of that amount \$9,372,000 has been authorized, leaving a balance of \$13,558,000. Approval of a rollover in that amount is requested. The attached Debt Authorization Plan itemizes projects remaining for this year.

2018-19: The tax supported borrowing request for this year was \$19,997,000. Of that amount \$12,965,000 has been authorized, leaving a balance of \$7,032,000. Approval of a rollover in that amount is requested. The attached Debt Authorization Plan itemizes projects remaining for this year.

Time Limit Extensions for 2017-18, 2016-17, 2015-16, 2013-14, 2012-13, and 2010-11

Time limit extensions are requested when projects are delayed beyond two years by market forces, significant reprogramming of funds, or other circumstances that justify carrying these authorizations beyond their expected authorization dates. Approval of extensions does not result in exceeding the allowable authorization for any fiscal year but is required by City Council Resolution. Extensions acknowledge the importance of these items as well as the fact that future replacement funds are not likely to be available. One-year extensions are requested for the following items based on programming and timing:

<u>2017-18 Project</u>	<u>Purpose</u>	<u>Amount</u>
T-1 131K South Avenue	street improvements	\$1,761,000
E-6 Investigation & Remediation – Vacuum Oil Refinery	contaminated sites w/in city	1,000,000
M-8 Police Section Office	facility improvements	1,000,000
E-6 Investigation & Remediation – Genesee Street	contaminated sites w/in city	700,000
S-1 Eastman Trail	trail improvements	250,000
M-8 Public Safety Building Lobby	facility improvements	239,000
T-6 Street Lighting – RGE System Separation	street improvements	130,000
E-6 Investigation and Remediation – Reynolds	contaminated sites w/in city	<u>40,000</u>
Total 2017-18 Extension		\$5,120,000

<u>2016-17 Project</u>	<u>Purpose</u>	<u>Amount</u>
E-6 Investigation & Remediation – Vacuum Oil	contaminated sites w/in city	\$500,000
E-6 Investigation & Remediation – Jefferson Ave	contaminated sites w/in city	279,000
E-6 Investigation & Remediation – Genesee	contaminated sites w/in city	112,000
M-8 Police Section Offices	facility improvements	<u>7,000</u>
Total 2016-17 Extension		\$898,000

<u>2015-16 Project</u>	<u>Purpose</u>	<u>Amount</u>
E-6 Vacuum Oil BOA Flint Street	contaminated sites w/in city	\$250,000
E-6 Vacuum Oil BOA River Trail	contaminated sites w/in city	<u>100,000</u>
Total 2015-16 Extension		\$350,000

<u>2013-14 Project</u>	<u>Purpose</u>	<u>Amount</u>
E-6 Investigation and Remediation - Emerson	contaminated sites w/in city	\$505,000
E-8 Focused Investment	contaminated sites w/in the city	500,000
T-6 Street Lighting Improvements	street rehabilitation	<u>325,000</u>
Total 2013-14 Extension		\$1,330,000

<u>2012-13 Project</u>	<u>Purpose</u>	<u>Amount</u>
E-6 Investigation and Remediation -	contaminated sites w/in city	<u>\$150,000</u>
Total 2012-13 Extension		\$150,000

<u>2010-11 Project</u>	<u>Purpose</u>	<u>Amount</u>
E-6 Investigation and Remediation- Fire Academy	contaminated sites w/in city	<u>\$240,000</u>
Total 2010-11 Extension		\$240,000

Each of these projects depends upon the partnership of developers and the cooperation of other governments. Like any business venture, delays are inevitable when financial or regulatory obstacles delay implementation. At the same time the City must continue to demonstrate its good faith by the continued availability of these authorizations.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AT-92

Resolution No. 2020-24
(Int. No. 236)

Resolution approving the 2020-21 debt limit for general municipal purposes with an exception for certain capital projects

WHEREAS, an important component of the City's expense budget and tax levy is debt; and

WHEREAS, the amount of debt outstanding is one of the major factors evaluated by credit agencies in the determination of bond rating; and

WHEREAS, control of the debt service expense and the amount of outstanding debt must necessarily be exercised through restrictions on bond and note authorizations; and

WHEREAS, bond ratings influence the rate of interest which must be paid on indebtedness and therefore the amount of debt service; and

WHEREAS, pursuant to the Debt Authorization Policy adopted by City Council in Resolution No. 81-4, exceptions to the debt limit policy are to be approved only for projects and purposes which could not reasonably be foreseen and, if not approved, would result in an obvious public danger or economic loss.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Rochester, that it is the intent and policy of the City to limit the amount of bonds and notes authorized in fiscal year 2020-21 to \$20,593,000 for general municipal purposes.

BE IT FURTHER RESOLVED, unused authorizations from the debt limits for fiscal years 2018-19 and 2019-20 shall continue to be available, but no authorization included in the debt limit for a prior fiscal year, if not actually approved by the City Council, shall be carried-over and included in the limit for this fiscal year. By this resolution, the Council specifically approves inclusion for this fiscal year of unused authorizations from the debt limit for 2017-18 relating to hazardous waste investigation and remediation at contaminated sites including but not limited to Genesee Street, Reynolds Street, and Vacuum Oil Brownfield Opportunity area sites, South Avenue street improvements, police section offices, Eastman Trail, the Public Safety Building lobby improvements, and street lighting; 2016-17 relating to hazardous waste investigation and remediation at contaminated sites including but not limited to Genesee Street, Jefferson Avenue

and Vacuum Oil Brownfield Opportunity area sites and police section offices; 2015-16 relating to hazardous waste investigation and remediation at contaminated City sites and Vacuum Oil Brownfield Opportunity Area sites; 2013-14 relating to hazardous waste investigation and remediation at contaminated City sites, street lighting, and focused investment; 2012-13 relating to hazardous waste investigation and remediation at contaminated City sites; and for 2010-11 relating to hazardous waste investigation and remediation at contaminated City sites.

BE IT FURTHER RESOLVED, that exceptions to this policy are to be approved only for projects and purposes which could not reasonably be foreseen and, if not approved, would result in an obvious public danger or economic loss; and for projects and purposes for which the debt issued therefor would be self-supporting.

BE IT FURTHER RESOLVED, that the sum of \$21,853,000 is hereby approved as an exception to the 2020-21 debt limit of the City established herein in order to fund a portion of the costs for the following capital projects: \$10,000,000 for the Goodman Section Rochester Police Department section office on East Main Street; \$5,000,000 for renovations at the Joseph A. Floreano Riverside Convention Center; \$2,500,000 for replacement of the Rochester Fire Department radio communications system; \$1,700,000 for renovations at the Blue Cross Arena at the Community War Memorial; \$1,300,000 for the replacement of Rochester Police Department vehicles; \$1,065,000 for street treatment; and \$288,000 for structural remediation at Lake Riley Lodge. These actions are being taken to leverage approximately \$13,000,000 in New York State grant funds that could be lost without the City's contribution to the funding of three of the aforementioned projects.

BE IT FURTHER RESOLVED, that to insure continued awareness of an adherence to this policy, each separate request for authorized debt shall be accompanied by a report in which the amount of debt actually authorized is compared to the amount of debt herein established as a limit.

BE IT FURTHER RESOLVED, that the redemption of any debt issued as an exception to a debt limit shall be excluded from the calculation of subsequent debt limits.

This resolution shall take effect immediately.

Adopted unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-160

Re: Revenue Anticipated Note –
City of Rochester

City Council Priority: Deficit reduction
and long term financial stability

Transmitted herewith for your approval is legislation authorizing the issuance of revenue anticipation notes for the City of Rochester in an amount not to exceed 110% of the City's "cumulative cash flow deficit," as provided by the Internal Revenue Code. The notes may be issued to provide temporary financing until the City of Rochester receives its scheduled State Aid Funding.

At present, absent State Aid, a cash flow deficiency is projected throughout the year. Borrowing through a Revenue Anticipation Note would be necessary in order to meet operating expenses

while awaiting the receipt of the State Aid funding. The RAN would be repaid with the proceeds of the State Aid funding.

A note sale will be scheduled at the time required to maintain an adequate cash balance.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2020-160
(Int. No. 244)

Revenue Anticipation Note Ordinance Delegating To The Director Of Finance The Powers To Authorize The Issuance Of Revenue Anticipation Notes Of The City Of Rochester, New York, In Anticipation Of The Receipt Of Certain State Aid Revenues, And To Prescribe The Terms, Form And Contents, And Provide For The Sale Of Such Notes

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

Section 1. Pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), the power to authorize the issuance of Revenue Anticipation Notes (herein called "Notes") of the City of Rochester, in the State of New York (the "City" and "State", respectively) is hereby delegated to the Director of Finance, as chief fiscal officer of the City.

Section 2. The Notes shall be issued in anticipation of the collection or receipt of State aid revenues due and payable to the City of Rochester; and the proceeds of such Notes shall be used only for the purposes of paying the current expenses of the City for the fiscal year in which such revenues are anticipated, and shall be payable from the revenues in anticipation of which such Notes are issued. Such funds, upon receipt, shall be deposited in a designated special City account which shall be used solely for purposes of paying such Notes.

Section 3. The Notes shall be issued pursuant to Sections 25 and 51 of the Law in a principal amount not to exceed 110% of the City's "cumulative cash flow deficit" for the period issued, as provided by Section 148(f)(4)(B)(iii)(II) of the Internal Revenue Code of 1986, as amended. The Notes shall mature no later than one (1) year after issuance.

Section 4. The Notes shall contain the recital of validity prescribed by Section 52.00 of the Law and shall be general obligations of the City, and the faith and credit of the City shall be pledged to the punctual payment of the principal of and interest on the Notes and, unless the Notes are otherwise paid or payment provided for, an amount sufficient for such payment shall be inserted in the budget of the City and a tax sufficient to provide for the payment thereof shall be levied and collected by the City.

Section 5. Subject to the provisions of this ordinance and the Law, and pursuant to Sections 50.00, 56.00, 60.00 and 168.00 of the Law, the powers to prescribe the terms, form and contents, and all other powers or duties pertaining or incidental to the sale and issuance of the Notes authorized pursuant hereto and the power to enter into agreements for credit enhancement for the Notes, are hereby delegated to the Director of Finance, as chief fiscal officer of the City.

Section 6. This Ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

- Ordinance No. 2020-161
- Ordinance No. 2020-162
- Ordinance No. 2020-163
- Local Improvement Ordinance No. 1773
- Ordinance No. 2020-164
- Ordinance No. 2020-165

Re: Re: 2020-21 Budget

Council Priority: Deficit Reduction and Long Term Financial Stability

Comprehensive Plan 2034 Initiative Area: Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation related to the 2020-21 Budget. This legislation will:

1. Approve appropriations and establish revenue estimates for the City and City School District;
2. Authorize the tax levies required to finance appropriations for the City and City School District;
3. Authorize the budgets and related assessments for the Local Works program;
4. Confirm the assessments required for the following programs:
 - a. Street mall maintenance
 - b. Neighborhood parking lot operation
 - c. Public Market snow removal and security services
 - d. Street lighting and streetscape districts
 - e. Downtown Enhancement District
 - f. High Falls Improvement District
 - g. South Ave. Alexander St. Streetscape
 - h. Mt. Hope Streetscape
 - i. Upper East Alexander Entertainment-Refuse
5. Confirm the addition to the tax roll of various assessments, fees, and unpaid charges; and
6. Authorize certain fee increases and Charter and Code changes.

Details of the above actions related to the 2020-21 proposed budget of the City submitted to City Council on May 15, 2020 are summarized below:

1. Total appropriations of \$1,457,246,924 allocated for the City and the School District

	<u>Proposed 2020-21</u>	<u>Amended 2019-20</u>	<u>\$ Difference</u>	<u>% Difference</u>
City	\$ 529,659,100	\$ 555,708,100	\$-26,049,000	-4.7
School	<u>927,587,824</u>	<u>934,197,659</u>	<u>- 6,609,835</u>	<u>-0.7</u>
Total	\$1,457,246,924	\$1,489,905,759	\$-32,658,835	-2.2

Total non-tax revenue distributed between the City and the District:

	<u>Proposed 2020-21</u>	<u>Amended 2019-20</u>	<u>\$ Difference</u>	<u>% Difference</u>
City	\$ 464,548,570	\$ 498,849,883	\$-34,301,313	-6.9
School	<u>814,442,824</u>	<u>820,457,159</u>	<u>-6,014,335</u>	<u>-0.7</u>
Total	\$1,278,991,394	\$1,319,307,042	\$-40,315,648	-3.1

2. Total tax levies of \$187,637,400 for the City and City School District

	<u>Proposed 2020-21</u>	<u>Amended 2019-20</u>	<u>\$ Difference</u>	<u>% Difference</u>
Tax Revenue	\$178,255,530	\$170,598,717	\$ 7,656,813	+4.49
Tax Reserve	<u>9,381,870</u>	<u>8,038,683</u>	<u>1,343,187</u>	<u>+16.71</u>
Tax Levy	\$187,637,400	\$178,637,400	\$ 9,000,000	+ 5.04

3. Total appropriations for the Local Works fund of \$20,988,100 and total assessments of \$20,483,700

	<u>Proposed 2020-21</u>	<u>Amended 2019-20</u>	<u>\$ Difference</u>	<u>% Difference</u>
Street Maintenance	\$ 4,341,001	\$ 5,474,580	\$ -1,133,579	-20.7
Sidewalk Repair	2,749,956	3,211,155	-461,199	-14.4
Roadway Plowing	10,083,119	8,794,402	1,288,717	14.7
Sidewalk Plowing	<u>3,309,624</u>	<u>3,008,863</u>	<u>300,761</u>	<u>10.0</u>
Total	\$20,483,700	\$20,489,000	\$ -5,300	0.0

4. Program Assessments

On April 14, 2020, the following budgets were approved: street lighting and streetscapes; street malls; Downtown Enhancement District; security and snow removal at the Public Market; East Avenue/Alexander Street Entertainment District; High Falls Business Improvement District; and the South Avenue/Alexander Street Open Space District. The budget for the special assessment district parking lots was approved on May 12, 2020. The assessments required are as follows:

	<u>Proposed 2020-21</u>	<u>Amended 2019-20</u>	<u>\$ Difference</u>	<u>% Difference</u>
Street Malls	\$ 34,157	\$35,411	-1,254	-3.5
Parking Lots	62,465	59,938	2,527	4.2
Public Market	50,037	49,687	350	0.7
Lighting and Streetscapes	42,118	42,261	-143	-0.3
Downtown Enhancement	660,500	646,900	13,600	2.1
High Falls	25,000	25,000	0	0.0
St. Paul Street Streetscape	0	20,649	-20,649	-100.0
South Ave Alexander Streetscape	8,900	8,900	0	0.0
Mt. Hope Streetscape	30,000	30,000	0	0.0
East/Alexander Entertainment	21,200	20,800	400	1.9

5. Proposed additions to the tax roll consist of the following charges:

	<u>Proposed 2020-21</u>	<u>Amended 2019-20</u>	<u>\$ Difference</u>	<u>% Difference</u>
Delinquent Refuse	\$ 690,984	\$ 554,801	\$ 136,183	24.5
Delinquent Water	5,926,764	5,835,825	90,939	1.6
Code Enforcement	159,528	116,679	42,849	36.7
Supplemental and Omitted Taxes	351,740	631,918	-280,178	-44.3
Local Improvements	1,643	1,494	149	10.0
Demolitions	0	631,023	-631,023	-100.0

Encroachments	3,975	3,975	0	0.0
Rehabilitation	257,231	232,481	24,750	10.6
Code Violations	1,954,255	2,218,190	-263,935	-11.9

6. Fee increases and Charter and Code changes

6A. Amend the City Charter to transfer the Division of Planning from the Department of Neighborhood and Business Development in Article X to the Mayor’s Office in Article III.

6B. A local law is proposed allowing for a temporary, one-year exception for the Rochester City School District from the requirement per Section 3-9.1 D of the City Charter that the RCSD budget contain an amount of at least \$10,000,000 for Cash Capital. This is proposed as a temporary measure to provide RCSD with additional budgetary flexibility to balance its 2020-21 budget. Council authorized a similar exception for the district’s 2019-20 budget with Local Law #1 in December, 2019.

6C. Increases in parking garage rates are necessary to balance the Parking Fund, resulting in approximately \$388,600 additional revenue. Monthly general parking rates increase \$5 at Court Street, South Avenue, Crossroads, and Washington Square (excluding the Wadsworth Lot); \$8 for High Falls and Sister Cities; and \$10 for Mortimer and East End. Premium rates increase \$5 at Court Street and \$8 at Sister Cities. Increases to the reserved monthly parking rates are \$5 for Court Street and Washington Square. The residential rates increase \$10 at High Falls and \$14 at East End. The rate for the Kodak surface lot is eliminated due to the May 31, 2020 expiration of the contract with Kodak. The transient rate in all garages is proposed to change from \$2 for the first two hours to \$2 for each hour resulting in \$271,900 incremental revenue. The daily maximum for transient parking remains unchanged.

Respectfully submitted,
 Lovely A. Warren
 Mayor

Ordinance No. 2020-161
 (Int. No. 237, as amended)

Adoption of the Budget estimates for municipal purposes for the 2020-21 fiscal year, appropriation of sums set forth therein and approving commercial refuse fees

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

Section 1. The budget estimate for municipal purposes for the fiscal year July 1, 2020 to June 30, 2021, providing for the expenditure of \$529,659,100, is in all respects adopted, confirmed, fixed, and determined.

Section 2. The sums of money designated in the budget estimate for municipal purposes for the fiscal year 2020-21 are hereby authorized to be expended and the sum of \$529,659,100 is hereby appropriated for the current expenses of the departments and agencies; cash capital; debt service; and for the other purposes therein, in the manner provided by law, as listed below:

City Council and Clerk	\$2,412,500	
Administration	11,173,500	<u>11,043,600</u>
Neighborhood and Business Development	10,988,900	
Environmental Services	88,207,500	

Finance	11,468,500	
Information Technology	6,839,300	
Law	2,034,000	
Library	12,375,300	
Recreation and Youth Services	12,408,700	<u>12,538,600</u>
Emergency Communications	15,360,400	
Police	95,866,000	<u>95,116,000</u>
Fire	53,721,200	
Undistributed Expenses	148,843,600	
Contingency	2,787,800	<u>3,537,800</u>
Cash Capital	15,634,000	
Debt Service	39,537,900	
Sub-total	\$529,659,100	
Tax Reserve	3,426,870	
Total	\$533,085,970	

Section 3. The budget estimate of the current revenues and other receipts, other than real estate taxes and the School Tax Relief (STAR) funds, for municipal purposes for the fiscal year 2020-21 is hereby fixed and determined at \$464,548,570 and said sum is appropriated for the purposes set forth in the budget estimate.

Section 4. The budget estimate for the fiscal year 2020-21 providing for raising the sum of \$68,537,400 in taxation on real estate for municipal purposes is hereby adopted.

Section 5. Pursuant to subsection 20-24B(1) of the Municipal Code, the Council hereby approves the fees for collection of commercial refuse and recyclables as proposed by the Mayor for fiscal year 2020-21.

Section 6. This ordinance shall take effect on July 1, 2020.

Strikeout indicates deleted text, new text is underlined

Passed by the following:

Ayes- President Scott, Councilmembers Evans, Gruber, Harris, Lightfoot, Ortiz, Patterson, Peo -8

Nays – Councilmember Lupien – 1

Introductory No. 238

Adoption of the Budget estimates for school purposes for the 2020-21 fiscal year and appropriation of sums set forth therein

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

Section 1. The budget estimate for school purposes for the fiscal year July 1, 2020 to June 30, 2021, providing for the expenditure of \$927,587,824, is in all respects adopted, confirmed, fixed, and determined.

Section 2. The sums of money designated in the budget estimate for school purposes for the fiscal year 2020-21 are hereby authorized to be expended and the sum of \$927,587,824 is hereby appropriated by the Board of Education for the following purposes:

Operations		\$841,562,501
Cash Capital		3,787,008
Debt Service		<u>82,238,315</u>
	Subtotal	927,587,824
Tax Reserve		<u>5,955,000</u>
	Total	\$933,542,824

Section 3. The budget estimate of the current revenues and other receipts, other than real estate taxes, for school purposes for the fiscal year 2020-21 is hereby fixed and determined at \$814,442,824 and said sum is hereby appropriated for the purposes set forth in the budget estimate.

Section 4. The budget estimate for the fiscal year 2020-21 providing for raising the sum of \$119,100,000 in taxation on real estate for school purposes is hereby adopted.

Section 5. This ordinance shall take effect on July 1, 2020.

Failed by the following:

Ayes – Councilmember Evans -1

Nays – President Scott, Councilmembers Gruber, Lightfoot, Lupien, Ortiz, Patterson, Peo -7

Councilmember Harris abstained due to a professional relationship.

Ordinance No. 2020-162
(Int. No. 239)

Levying taxes for municipal purposes for the fiscal year commencing July 1, 2020 and expiring June 30, 2021

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

Section 1. The sum of \$68,537,400, which sum is deemed by the Council sufficient with other revenues to produce from collection during the fiscal year commencing July 1, 2020 and expiring June 30, 2021 the amount required to meet the budget estimates for municipal purposes, is hereby levied on all taxable real property in the City of Rochester, as set forth in the assessment rolls, for the fiscal year commencing July 1, 2020 and expiring June 30, 2021.

Section 2. The Director of Finance shall cause the taxes levied above to be inserted in the assessment rolls for the fiscal year commencing July 1, 2020 and expiring June 30, 2021.

Section 3. This ordinance shall take effect on July 1, 2020.

Passed unanimously.

Ordinance No. 2020-163
(Int. No. 240)

Levying taxes for school purposes for the fiscal year commencing July 1, 2020 and expiring June 30, 2021

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

Section 1. The sum of \$119,100,000, which sum is deemed by the Council sufficient with other revenues to produce from collection during the fiscal year commencing July 1, 2020 and expiring June 30, 2021 the amount required to meet the budget estimates for school purposes, is hereby levied on all taxable real property in the City of Rochester, as set forth in the assessment rolls, for the fiscal year commencing July 1, 2020 and expiring June 30, 2021.

Section 2. The Director of Finance shall cause the taxes levied above to be inserted in the assessment rolls for the fiscal year commencing July 1, 2020 and expiring June 30, 2021.

Section 3. This ordinance shall take effect on July 1, 2020.

Passed by the following:

Ayes – President Scott, Councilmembers Evans, Gruber Lightfoot, Lupien, Ortiz, Patterson, Peo-8

Nays – None -0

Councilmember Harris abstained due to a professional relationship.

Local Improvement Ordinance No. 1773
(Int. No. 241)

Local Improvement Ordinance - Street cleaning, street and sidewalk snow removal, and hazardous sidewalk repair commencing July 1, 2020 and expiring June 30, 2021

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

Section 1. The Council finds and declares (1) that it is in the public interest to provide street cleaning, snow removal services on the streets and sidewalks, and the repair of hazardous sidewalks in the City of Rochester during the fiscal year from July 1, 2020 to June 30, 2021; (2) that the provision of such service benefits the properties abutting on such streets and sidewalks, and (3) that the cost of providing such services should be borne by the benefitted properties according to the benefit received by such properties.

Section 2. The Commissioner of Environmental Services shall cause the following improvements and work to be provided on streets, sidewalks and lots in the City of Rochester during the fiscal year July 1, 2020 to June 30, 2021:

- A. The removal of snow from such sidewalks and the repair of such hazardous sidewalks as the Commissioner may direct.
- B. The removal of snow and ice from the roadway of such streets as the Commissioner may direct, including the use of sodium chloride, calcium

chloride, and other chemicals or abrasives for the treatment of slippery or icy pavement as deemed necessary by the Commissioner.

- C. The cleaning and/or flushing of such streets as the Commissioner may direct, including hand-cleaning, tank flushing, mechanical sweeping, and the collection and removal of brush, leaves, and debris.

Section 3. Such work shall be done by competitive contract, or by the Department of Environmental Services, as the Commissioner of Environmental Services deems appropriate.

Section 4. The cost of providing such street cleaning and street snow removal services for the 2020-21 fiscal year shall be assessed against all parcels of property that abut a street, reflecting the benefit to be derived by such parcels from such services. The cost of providing such sidewalk repair and snow removal services for the 2020-21 fiscal year shall be assessed against all parcels of property that abut a sidewalk, reflecting the benefit to be derived by such parcels from such services.

Section 5. The amount assessed shall be allocated among all benefited parcels in direct proportion to each parcel's street or sidewalk footage, defined for purposes of this ordinance as the full footage of the parcel along the street or sidewalk upon which it fronts, plus one-third of the footage along any other abutting streets or sidewalks. The Council hereby determines that such street or sidewalk footage represents the relative amount of benefit received by each such parcel.

Section 6. The total cost of such services to be assessed on July 1, 2020 shall be \$20,483,700.00 consisting of \$4,341,001.00 for street and lot maintenance, \$2,749,956.14 for sidewalk repair, \$10,083,118.39 for roadway snow removal and \$3,309,624.32 for sidewalk snow removal services. Such total amount constitutes an estimate of the amount necessary to pay contractors to provide services and to cover the costs of providing services with City crews between July 1, 2020 and June 30, 2021, less any miscellaneous revenues estimated to be collected during the same period, plus a reasonable reserve for uncollected assessments. All assessments collected shall be paid into the Local Works Fund, and all costs incurred shall be paid from such fund. The amounts assessed herein are appropriated for that purpose.

Section 7. The amount assessed on July 1, 2020 shall be billed on the tax bill and shall be due in one installment. Delinquent assessments collected more than 60 days into a fiscal year subsequent to the fiscal year billed shall be credited as revenue in the year collected and applied against costs in that fiscal year.

Section 8. This ordinance shall take effect on July 1, 2020.

Passed unanimously.

Ordinance No. 2020-164
(Int. No. 242)

Confirming the assessments, amounts and charges to be inserted in the annual tax rolls for the fiscal year commencing July 1, 2020 and expiring June 30, 2021

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

Section 1. The following assessments, amounts and charges, and the allocation of said amounts against properties in the City, as set forth in roll or rolls on file in the City Clerk's Office, to be inserted into the annual tax rolls for the fiscal year commencing July 1, 2020 and expiring June 30, 2021 are hereby in all respects confirmed:

Street and Lot Maintenance	\$4,341,001.00
Roadway Snow Removal	10,083,118.39
Sidewalk Snow Removal	3,309,624.32
Hazardous Sidewalk Repair	2,749,956.14
Delinquent Refuse	690,984.35
Delinquent Water Charges	5,926,764.49
Supplemental Taxes	351,740.29
Street Malls	34,157.00
Parking Lots	62,465.00
Code Enforcements	159,528.00
Code Violations	1,954,255.00
Downtown Enhancement	660,500.00
Public Market Plowing	6,237.95
Public Market Security	43,799.37
Encroachment Fees	3,975.00
Rehabilitation Charges	257,230.63
Wilson Blvd. Street Lights	555.63
Monroe Avenue Lights I	1,213.41
Monroe Avenue Lights and Sidewalk II	620.14
Norton Street Lights	1,363.84
Norton Street Streetscape	2,815.00
Cascade Lights	1,557.38
Cascade Streetscape	8,000.00
Lake Avenue Lights	4,022.56
High Falls Business Improvement District	25,000.00
St. Paul Street Lighting	521.99
Rundel Park Lighting	3,168.68
Upper East Alexander Refuse	21,200.00
East Main Street Lights	320.90
Browncroft Lighting	9,508.99
Nunda Boulevard Lighting	8,449.38
Mt. Hope Streetscape	30,000.00
South Avenue Open Space 1	4,441.42
South Avenue Open Space 2	4,458.58
Local Improvements	1,643.47

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

Ordinance No. 2020-165
(Int. No. 243)

Amending the Municipal Code with respect to parking fees

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

Section 1. Subsection A(1) of Section 111-119 of the Municipal code, Fees for use of space in parking garages and hours of operation, as amended, is hereby further amended by amending subsection A(1) to read in its entirety as follows:

- (1) Short-term rates, which shall apply from 6:00 a.m. or 6:30 a.m. to garage closing, depending upon the garage schedule: \$2 for the first ~~two~~ hours, and \$2 for each hour thereafter, or any part thereof, up to the daily maximum.

Section 2. Subsection A(6)(a)-(h) of Section 111-119 of the Municipal Code is hereby further amended to read in its entirety as follows:

- (a) Court Street Garage: ~~\$100~~ \$105 for parking in the general area, ~~\$125~~ \$130 for parking in the reserved area, and ~~\$155~~ \$160 for parking in the premium area.
- (b) Genesee Crossroads Garage: ~~\$100~~ \$105.
- (c) High Falls Garage: ~~\$97~~ \$105 for parking in the general area, \$130 for parking in the reserved area, ~~and \$85~~ \$95 for reserved residential parking, ~~and \$77 for parking in the Kodak surface lot located at 231 State Street.~~
- (d) South Avenue Garage: ~~\$100~~ \$105
- (e) Sister Cities Garage: ~~\$107~~ \$115 for parking in the general area and ~~\$132~~ \$140 for parking in the premium area.
- (f) Mortimer Street Garage: ~~\$80~~ \$90 for parking in the garage. Notwithstanding the parking rates established in this subsection, the Parking Director, subject to the approval of the Mayor, is authorized to establish a program allowing a parking discount reducing the monthly rate to \$25 in the Mortimer Street Garage for up to 50 members of the High Tech Rochester program.
- (g) Washington Square Garage: ~~\$100~~ \$105 for parking in the general area of the garage, ~~\$125~~ \$130 for parking in the reserved area of the garage, and \$33 for parking in the Wadsworth Square Lot.
- (h) East End Garage: ~~\$90~~ \$100 for general parking, ~~\$79~~ \$93 for residential parking, and \$44.80 for student parking.

Section 2. This ordinance shall take effect on July 1, 2020.

Strikeout indicates deleted text, new text is underlined.

Passed unanimously.

By Councilmember Patterson
June 16, 2020

To the Council:

The **NEIGHBORHOOD & BUSINESS DEVELOPMENT COMMITTEE** recommends for **ADOPTION** the following entitled legislation:

- Int. No. 194 Authorizing the sale of real estate
- Int. No. 195 Authorizing agreements for appraisal services
- Int. No. 197 Authorizing the acquisition by negotiation or condemnation of permanent water line easements over 275 East Avenue, 78 Rockwood Street, 80 Rockwood Street and 625 South Goodman Street
- Int. No. 198 Authorizing funding for the Demolition Program
- Int. No. 199 Appropriating funds for the Emergency Assistance Program
- Int. No. 200 Authorizing funding and an amendatory agreement for the Housing Rehabilitation Program
- Int. No. 201 Amending Ordinance Nos. 2019-171 and 2018-390 to increase funding for the Housing Rehabilitation Program
- Int. No. 203 Authorizing funding and agreements relating to the 2020-21 Street Liaison Program
- Int. No. 204 Appropriating funds and authorizing an agreement for Tenant and Landlord Services
- Int. No. 205 Appropriating funds and authorizing agreements for Foreclosure Prevention program
- Int. No. 206 Appropriating funds and authorizing agreements for HOME Rochester Program Management and Community Housing Development Organization (CHDO) Reserve program
- Int. No. 207 Appropriating funds and authorizing agreements for the Homebuyer Training Program
- Int. No. 208 Appropriating funds and authorizing agreements for the Housing Opportunities for Persons with AIDS program
- Int. No. 209 Appropriating funds and authorizing an agreement for the Aging in Place program
- Int. No. 210 Appropriating funds and authorizing an agreement for the Legal Services for Seniors program
- Int. No. 211 Appropriating funds and authorizing agreements for the Emergency Solutions Grant program

- Int. No. 212 Authorizing the sale of real estate and grant agreement with Flower City Habitat for Humanity, Inc.
- Int. No. 213 Appropriating funds for the Business Development Financial Assistance Program
- Int. No. 214 Authorizing an amendatory lease agreement with Bill Gray’s Inc.
- Int. No. 215 Appropriating funds and authorizing agreements for the Homebuyer Assistance Program
- Int. No. 216 Appropriating Emergency Solutions Grant-Coronavirus funds and authorizing agreements for additional services for the homeless and those at risk of homelessness
- Int. No. 217 Appropriating funds for Project Development Program
- Int. No. 218 Amending Ordinance No. 2020-96 relating to the Pueblo Nuevo Phase I project

The **NEIGHBORHOOD & BUSINESS DEVELOPMENT COMMITTEE** recommends for **CONSIDERATION** the following entitled legislation:

- Int. No. 196 Determinations and findings relating to the acquisition of permanent water line easements over 275 East Avenue, 78 Rockwood Street, 80 Rockwood Street and 625 South Goodman Street
- Int. No. 202 Amending the Zoning Map for 1-5, 7-9, 11-15, 4-6, 8-8.5, and 10 Laura Street and 1240 and 1252 East Main Street

Respectfully submitted,
 Michael A. Patterson
 Mary Lupien
 Jacklyn Ortiz
 Willie J. Lightfoot
 Loretta C. Scott
 NEIGHBORHOOD & BUSINESS DEVELOPMENT COMMITTEE

Received, filed and published.

TO THE COUNCIL
 Ladies and Gentlemen:

Ordinance No. 2020-166
 Re: Sale of Real Estate

Council Priority: Rebuilding and Strengthening

Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:
 Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation approving the sale of two 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 (unless noted), and have not been in contempt of court or fined as a result of an appearance ticket during the past five years.

The two properties are listed on the attached spreadsheet under the heading, I. Negotiated Sale – Improved Property. Each is being sold to the Rochester Housing Development Fund Corporation for an amount supported by an independent appraisal performed as of March, 2020 by Bruckner, Tillett, Rossi, Cahill and Associates. The Rochester Housing Development Fund Corporation will rehabilitate and sell each property to a first time homebuyer who will occupy the property as part of the Home Rochester program.

The first year projected tax revenue for these two properties, assuming full taxation, current assessed valuations and current tax rates, is estimated to be \$2,717.

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. AT-93

Ordinance No. 2020-166
(Int. No. 194)

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 negotiated sale of the following parcels with proposal to rehabilitate and sell to first time homebuyers:

Address	SBL#	Lot Size	Price	Purchaser
125 Chapin St	091.76-1-34	40 x 114	\$32,000	Rochester Housing Development Fund Corporation
167 Rockview Ter	105.55-2-7	41 x 92	\$30,000	Rochester Housing Development Fund Corporation

Section 2. 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 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-167

Re: Agreements – Appraisal Services

Council Priority: Rebuilding and Strengthening
Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:

Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation establishing maximum compensation in the amount of \$210,000 for agreements with the following firms for appraisal services. The cost of these agreements will be funded from the 2020-21, 2021-22 and 2022-23 Budgets of the Department of Neighborhood and Business Development upon approval. The term of these agreements will be for three years.

<u>Firm</u>	<u>Yearly Maximum Compensation</u>
Midland Appraisal Associates, Inc. Jay J. Loson, Principal 349 W. Commercial St, Suite 2290, East Rochester, NY	\$35,000
Bruckner, Tillett & Rossi, Inc. d/b/a Bruckner, Tillett, Rossi, Cahill & Associates Kevin L. Bruckner, Principal 500 Linden Oaks, Suite 130, Rochester, NY	\$35,000

These agreements are for Appraisal Services for commercial, industrial and residential property related to acquisitions, sales, easements and other property transactions.

These firms were selected through a Request for Qualifications process which is described in the attached Vendor Selection Form. The RFQ was issued March 13, 2020 and posted on the City website, emailed and mailed directly to firms.

The selection of firms was based on experience with the typical and specialized work required for the City and their familiarity with and location within the Rochester Metropolitan Statistical Area.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AT-94

Ordinance No. 2020-167
(Int. No. 195)

Authorizing agreements for appraisal services

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

Section 1. The Mayor is hereby authorized to enter into professional services agreements with the following firms for appraisal services as needed by the Department of Neighborhood and

Business Development (NBD) in the annual maximum compensation amounts specified, not to exceed the total aggregate compensation of \$210,000, as follows:

Firm	Annual Maximum
Midland Appraisal Associates, Inc.	\$35,000
Bruckner, Tillett & Rossi, Inc.	\$35,000

Section 2. The cost of the agreements shall be funded from the 2020-21, 2021-22 and 2022-23 Budgets of NBD, contingent upon approval, and the agreements shall have a term of three years.

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. 2020-168

Ordinance No. 2020-169

Re: Water Line Easement Acquisitions:
275 East Avenue, 78 Rockwood Street,
80 Rockwood Street, 625 S. Goodman Street

Council Priority: Rebuilding and Strengthening
Neighborhoods

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation approving the acquisition of permanent easements by negotiation or condemnation over a portion of the properties in the included chart. This acquisition will be used for maintenance for existing water mains and/or fire hydrants. The funding source for acquisitions is the 2019-20 Budget of the Department of Environmental Services.

Property	Site Size	Easement SF	Zoning	Current Owner	Appraisal
275 East Ave	0.683 Acres	3615 SF	CCD-E	Union Sq Associates, LLC	\$ 3,600.00
78 Rockwood St	3.12 Acres	8000 SF	M-1	Lumber East LLC	\$ 10,400.00
80 Rockwood St	1.63 Acres	4800 SF	M-1	Boxman East LLC	\$ 6,250.00
625 S Goodman St	1.78 Acres	50 SF	C-2	Highland Grove, LLC	\$ 160.00

In the event that said easements cannot be acquired by negotiation, the Corporation Counsel is hereby authorized to commence condemnation proceedings for their acquisition. In the event of condemnation, the amounts set forth herein for the acquisitions shall be the amount of the offers. Nothing in this transmittal shall be deemed to limit in any way the liability of the City for further claims arising from the acquisition of said easements pursuant to the Eminent Domain Procedure

law. Maximum acquisition amounts are supported through independent appraisal by Rachel Gaillard of Bruckner, Tillet, Rossi, Cahill & Associates in January, 2020.

A public hearing will be held pursuant to Article 2 of the Eminent Domain Procedure Law to consider the acquisitions of these easements.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No AT-95

Ordinance No. 2020-168
(Int. No. 196)

Determinations and findings relating to the acquisition of permanent water line easements over 275 East Avenue, 78 Rockwood Street, 80 Rockwood Street and 625 South Goodman Street

WHEREAS, the City of Rochester proposes to acquire permanent easements over portions of the parcels at 275 East Avenue, 78 Rockwood Street, 80 Rockwood Street and 625 South Goodman Street in order to allow the City to maintain existing water lines and fire hydrants, and

WHEREAS, the Council of the City of Rochester held a public hearing on June 11, 2020 pursuant to Article 2 of the Eminent Domain Procedure Law to consider the acquisition of these parcels.

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

Section 1. The Council hereby makes the following determinations and findings concerning the acquisition of permanent water line easements over 275 East Avenue, 78 Rockwood Street, 80 Rockwood Street and 625 South Goodman Street in order to maintain existing water lines and fire hydrants:

- A. Project description – the project includes acquisition of permanent easements over certain portions of the following parcels: 275 East Avenue (3615 square feet (sf)), 78 Rockwood Street (8000 sf), 80 Rockwood Street (4800 sf) and 625 South Goodman Street (50 sf).
- B. Project purpose – the acquisitions will be used to allow the City to maintain existing water lines.
- C. Project effect – the project entails the routine maintenance of existing water lines, an activity that does not require environmental impact review under the State Environmental Quality Review Act or City Code Chapter 48 Environmental Review.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

Ordinance No. 2020-169
(Int. No. 197)

Authorizing the acquisition by negotiation or condemnation of permanent water line easements over 275 East Avenue, 78 Rockwood Street, 80 Rockwood Street and 625 South Goodman Street

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

Section 1. The Council hereby approves the acquisition of the permanent easements on portions of the following parcels for the maximum acquisition amounts indicated in order to allow the City to maintain existing water lines and fire hydrants:

Property	SBL #	Easement SF	Current Owner	Max. Amount
275 East Ave	121.25-2-43.002	3615 SF	Union Sq Associates, LLC	\$3,600
78 Rockwood St	122.58-1-15.1	8000 SF	Lumber East LLC	\$10,400
80 Rockwood St	122.58-1-5.2	4800 SF	Boxman East LLC	\$6,250
625 S Goodman St	121.65-2-39	50 SF	Highland Grove, LLC	\$160

The boundaries of each easement are as described in Exhibit A, which is annexed hereto.

Section 2. The acquisition shall obligate the City to pay an amount not to exceed \$20,410, and said amount, and necessary closing costs, shall be funded from the Water Bureau's allocation of the 2019-20 Budget of the Department of Environmental Services.

Section 3. In the event that any of said easements cannot be acquired by negotiation, the Corporation Counsel is hereby authorized to commence condemnation proceedings for the acquisition of said easement. In the event of condemnation, the amount set forth herein for the acquisition shall be the amount of the offer. Nothing in this ordinance shall be deemed to limit in any way the liability of the City for further claims arising from the acquisition of said easement pursuant to the Eminent Domain Procedure Law.

Section 4. This ordinance shall take effect immediately.

EXHIBIT "A"
Descriptions of Permanent Easements to be Acquired

PORTION OF 275 EAST AVENUE
WATERMAIN EASEMENT

ALL THAT TRACT OF PARCEL OF LAND, SITUATE IN THE CITY OF ROCHESTER, COUNTY OF MONROE, STATE OF NEW YORK AND BEING MORE PARTICULARLY BOUNDED AND DESCRIBED AS FOLLOWS: COMMENCING AT A POINT ON THE SOUTHERLY RIGHT OF WAY OF EAST AVENUE AT THE WESTERLY RIGHT OF WAY OF SOUTH UNION STREET, THAT POINT BEING THE NORTHEASTERLY CORNER OF TAX MAP PARCEL 121.25-2-43.1, AND AS DESCRIBED IN THE DEED FILED IN MONROE COUNTY CLERK'S OFFICE AT LIBER 11757 OF DEEDS, PAGE 395 (MAP NO. 3-C, PARCEL NO. 500); THENCE, N71°32'15"W ALONG THE SOUTHERLY RIGHT OF WAY OF EAST AVENUE A DISTANCE OF 74.85 FEET TO THE POINT OF BEGINNING; THENCE,

1. S20°34'08"W A DISTANCE OF 158.00 FEET TO A POINT; THENCE,
2. N69°10'58"W A DISTANCE OF 30.11 FEET TO A POINT ON THE EASTERLY BOUNDARY OF PARCEL R-14 AS SHOWN ON LIBER 222 OF MAPS PAGE 74; THENCE,
3. N20°49'02"E ALONG THE EASTERLY BOUNDARY OF PARCEL R-14 A DISTANCE OF 6.91 FEET TO A POINT; THENCE,
4. N23°35'17"E ALONG THE EASTERLY BOUNDARY OF PARCEL R-14 A DISTANCE OF 12.98 FEET TO A POINT; THENCE,
5. S69°10'58"E A DISTANCE OF 7.40 FEET TO A POINT; THENCE,
6. N20°34'08"E A DISTANCE OF 136.49 TO A POINT ON THE SOUTHERLY RIGHT OF WAY OF EAST AVENUE; THENCE,
7. S73°54'02"E ALONG THE SOUTHERLY RIGHT OF WAY OF EAST AVENUE A DISTANCE OF 17.63 FEET TO A POINT; THENCE,
8. S71°32'15"E ALONG THE SOUTHERLY RIGHT OF WAY OF EAST AVENUE A DISTANCE OF 4.43 FEET TO THE POINT OF BEGINNING.

HEREBY INTENDING TO DESCRIBE A PARCEL OF LAND CONTAINING 0.083 MORE OR LESS ACRES OF LAND, ALL AS SHOWN ON A UTILITY PLAN ENTITLED "UNION SQUARE INNER LOOP SITE #3", LATEST REVISION, AS PREPARED BY PASSERO ASSOCIATES.

**PORTION OF 78 ROCKWOOD STREET
20' WIDE WATERMAIN EASEMENT TO THE ROCHESTER WATER BUREAU**

All that tract or parcel of land situate in the City of Rochester, County of Monroe, State of New York, as shown on a map entitled "LA Fitness -78 Rockwood Street – 20' Wide Water Main Easement to the Rochester Water Bureau" prepared by Costich Engineering, dated 06/04/2019, having Drawing No. 6396-VE100, and being more particularly bounded and described as follows:

Commencing at a point on the southwest corner of lands now and formerly owned by Lumber East LLC having T.A. #122.58-01-15.1 and point on north right-of-way line of lands now and formerly owned by Lands of the People of New York State part of Interstate Route 490 and all as shown on the aforesaid map; thence

A. N35°28'30"E, a distance of 28.18 feet to a point on the east right-of-way line of Rockwood Street; thence

B. N42°18'30"E, along said east bounds of Rockwood Street a distance of 20.60 feet to a point and place of beginning.

1. N42°18'30"E, along said east bounds of Rockwood Street a distance of 20.99 feet to a point; thence

2. S65°23'56"E, a distance of 237.85 feet to a point; thence

3. S59°35'55"E, a distance of 162.00 feet to a point; thence

4. S35°28'41"W, a distance of 20.08 feet to a point; thence

5. N59°35'55"W, a distance of 159.21 feet to a point; thence
6. N65°23'56"W, a distance of 243.22 feet to the point and place of beginning.

PORTION OF 80 ROCKWOOD STREET

20' WIDE WATERMAIN EASEMENT TO THE ROCHESTER WATER BUREAU

All that tract or parcel of land situate in the City of Rochester, County of Monroe, State of New York, as shown on a map entitled "LA Fitness -80 Rockwood Street – 20' Wide Water Main Easement to the Rochester Water Bureau" prepared by Costich Engineering, dated 06/04/2019, having Drawing No. 6396-VE101, and being more particularly bounded and described as follows:

Commencing at a point on the southeast corner of lands now and formerly owned by Lumber East LLC having T.A. #122.58-01-15.1 and southwest corner of lands now and formerly owned by Eidman Properties 80 having T.A. #122.58-01-15.2 and all as shown on the aforesaid map; thence

- A. N35°28'41"E, a distance of 60.52 feet to a point and place of beginning.
 1. N35°28'41"E, a distance of 20.08 feet to a point; thence
 2. S59°35'55"E, a distance of 110.14 feet to a point; thence
 3. S55°47'27"E, a distance of 132.14 feet to a point on the west right-of-way of lands now and formerly owned by Lands of the People of New York State part of Interstate Route 590; thence
 4. S81°21'47"W, along the west right-of-way of lands now and formerly owned by Lands of the People of New York State part of Interstate Route 590, a distance of 29.41 feet to a point; thence
 5. N55°47'27"W, a distance of 109.91 feet to a point; thence
 6. N59°35'55"W, a distance of 111.25 feet to a point and place of beginning.

PORTION OF 625 SOUTH GOODMAN STREET

UE-1 UTILITY EASEMENT TO THE CITY OF ROCHESTER

All that tract or parcel of land containing 50 square feet, situate in the City of Rochester, County of Monroe, State of New York, all as shown on a map entitled "625 S. Goodman Street, Utility Easement Map", prepared by Stantec Consulting Services Inc., dated August 20, 2018, having drawing number 192800056 V-1 and being more particularly bounded and described as follows:

Commencing at the point of intersection of the northerly right-of-way line of Uhlen Place (38' wide right-of-way) and the northwesterly right-of-way line of Karges Place (36' wide right-of-way); thence

- A. Southwesterly, along the last-mentioned right-of-way line, a distance of 84.00 feet to the Point of Beginning; thence
 1. Northwesterly, at a right angle (90°) to Course A above, a distance of 5.00 feet to a point; thence
 2. Southwesterly, parallel with Course A above, a distance of 10.00 feet to a point; thence
 3. Southeasterly, at a right angle (90°) to Course A above, a distance of 5.00 feet to a point on the aforementioned northwesterly right-of-way line of Karges Place; thence
 4. Northeasterly, along the said right-of-way line, a distance of 10.00 feet to the Point of Beginning.

This easement is subject to any existing easements or other encumbrances of record.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-170

Re: Appropriation – Demolition Program
– 2020-21 Annual Action Plan

Council Priority: Rebuilding and Strengthening
Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the Demolition Program described in the Consolidated Plan/2020-21 Annual Action Plan. This legislation will appropriate \$1,800,000 of Community Development Block Grant funds from the 2020-21 Annual Action Plan, Demolition Program allocation.

These funds will allow the City to continue its demolition program. Demolition includes City-owned and privately-owned structures. These funds will remove approximately 100 residential properties over the next 12 months.

The demolition program has been running for over 30 years. Over the past five years a total of 623 properties.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2020-170
(Int. No. 198)

Authorizing funding for the Demolition Program

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

Section 1. The Council hereby appropriates \$1,800,000 from the Demolition Program allocation of the 2020-21 Annual Action Plan, contingent upon the adoption of said Plan, for the Demolition Program (Program) to continue the removal of vacant, derelict and fire damaged structures in the City of Rochester.

Section 2. The Mayor is hereby authorized to enter into agreements with recipients and to execute such other documents 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.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-171
Re: Appropriation – Emergency
Assistance Program – 2020-21
Annual Action Plan

Council Priority: Rebuilding and Strengthening
Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the Emergency Assistance Program described in the Consolidated Plan/2020-21 Annual Action Plan. This legislation will appropriate \$200,000 of Community Development Block Grant funds from the 2020-21 Annual Action Plan, Emergency Assistance Program allocation.

The program provides financial assistance to eligible owner- occupants to address emergency situations related to replacement of furnace/boiler, hot water tanks and other emergencies (e.g. electrical, plumbing). The funds will assist approximately 100 households. The City will continue to use its existing term agreements with the various service providers to perform the necessary work.

Owners must be current with City and Monroe County property taxes and not be subject to tax or mortgage foreclosure. Household incomes must be at or below 80% of the Housing and Urban Development (HUD) area median income to be adjusted annually.

Since the program began in 2014, a total of 363 furnaces and 182 water tanks have been replaced.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2020-171
(Int. No. 199)

Appropriating funds for the Emergency Assistance 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 Program allocation of the 2020-21 Annual Action Plan, contingent upon the adoption of said Plan, for the City’s use to operate the Emergency Assistance Program (Program) to assist eligible homeowners to replace a heating furnace/boiler, hot water tank or to address another emergency.

Section 2. The Mayor is hereby authorized to enter into agreements with recipients and to execute such other documents 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.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-172
Re: Appropriation and Amendatory
Agreement – Housing Rehabilitation
Program – 2020-21 Annual Action Plan

Council Priority: Rebuilding and Strengthening
Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the Housing Rehabilitation Program described in the Consolidated Plan/2020-21 Annual Action Plan. This legislation will:

- 1) Appropriate \$1,065,374 of Community Development Block Grant funds from the 2020-21 Annual Action Plan, Housing Rehabilitation Program allocation to operate the program; and
- 2) Amend an agreement with Environmental Testing & Consulting, Inc. (ETC), David P. Majewski, owner, PO Box 466, Batavia, NY 14021, authorized by Ordinance No. 2019-361 to increase the maximum amount of compensation by \$70,000 to a new total of \$245,000 to provide lead based paint evaluation services for the City's Housing Rehabilitation Program to be funded from the appropriation made in No. 1 above. The term of the agreement will be extended through June 30, 2021 with the option to extend for two additional years if funding remains in the agreement.

The program provides financial assistance to eligible owner-occupants who own a 1-4 family residential structure. The funds will be allocated in the following manner: to support areas where housing development projects are located; areas where the most gain can be achieved as per the Housing Market Study; and to mitigate blight and hazards city-wide. The funds will assist approximately 45 properties.

Owners must be current with City and Monroe County property taxes and not be subject to tax or mortgage foreclosure. Household incomes must be at or below 80% of the Housing and Urban Development (HUD) area median income to be adjusted annually.

The program has been operating in various forms since 2000 utilizing a variety of funding sources. In the past five years, the CDBG Program has assisted 141 properties.

ETC was selected through an RFP process that was completed in October 2019 and has since performed to the City's satisfaction. A Justification Statement for not issuing a Request for Proposals is attached.

Respectfully submitted
Lovely A. Warren
Mayor

Authorizing funding and an amendatory agreement for the Housing Rehabilitation Program

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

Section 1. The Council hereby appropriates \$1,065,374 from the Housing Rehabilitation Program allocation of the 2020-21 Annual Action Plan, contingent upon the adoption of said Plan, for the City's use to operate its Housing Rehabilitation Program (Program).

Section 2. The Mayor is hereby authorized to enter into an amendatory professional services agreement with Environmental Testing & Consulting, Inc. to provide lead based paint evaluation services for the Program. The amendment shall increase the maximum compensation of the existing agreement, which was originally authorized by Ordinance No. 2019-361, by \$70,000 to a total amount of \$245,000. The amendatory compensation amount shall be funded from the appropriation in Section 1 herein. The amendatory agreement shall terminate on June 30, 2021, with the option to extend the term for up to 2 years if any of the funding allocated herein remains.

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

Section 4. The Mayor is hereby authorized to enter into agreements with recipients and to execute such other documents 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.

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-173
Re: Amendments and Re-appropriations—
Housing Rehabilitation Program –
2019-20 and 2018-19 Annual Action Plans

Council Priority: Rebuilding and Strengthening
Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation to re-appropriate Community Development Block Grant (CDBG) funds from the 2019-20 and the 2018-19 Annual Action Plans. This legislation will amend Ordinance No. 2019-171 which authorized \$1,004,493 to operate the City's Housing Rehabilitation Program by adding \$60,025.53 to the program from the appropriation/re-appropriations made in 1-2 below:

- 1) Amend the Consolidated Community Development Plan/2019-20 Annual Action Plan by appropriating the remaining balance of \$39,868 from the Housing Repair Programs - Application Intake Services allocation for use in the City's Housing Rehabilitation Program; and
- 2) Amend the Consolidated Community Development Plan/2018-19 Annual Action Plan by re-appropriating the remaining balance of \$20,157.53 from the Housing Repair Programs - Application Intake Services allocation for use in the City's Housing Rehabilitation Program.

The appropriation being requested in #1 above represents funding that remained in the 2019-20 Annual Action Plan that was not used for application intake services.

The re-appropriation being requested in #2 above represents unused funding from an agreement with Action for a Better Community, Incorporated and PathStone Corporation for application intake services authorized through Ordinance No. 2018-390.

These funds will be added to the City's Housing Rehabilitation Program to provide financial assistance to eligible owner-occupants to address lead-based paint hazards and health and safety hazards. The program has been operating in various forms since 2000 utilizing a variety of funding sources. In the past five years, the CDBG Program has assisted 141 properties.

Respectfully submitted,
 Lovely A. Warren
 Mayor

Ordinance No. 2020-173
 (Int. No. 201)

Amending Ordinance Nos. 2019-171 and 2018-390 to increase funding for the Housing Rehabilitation Program

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

Section 1. Section 1 of Ordinance No. 2019-171 is hereby amended to read in its entirety as follows:

Section 1. The Council hereby appropriates \$1,004,493 from the Housing Repair/Rehabilitation Program project and \$39,868 from the Housing Repair Programs – Application Intake Services allocation of the Consolidated Community Development Plan/2019-20 Annual Action Plan, contingent upon the adoption of said Plan, for the City's use to operate its housing repair and rehabilitation programs (collectively, the Housing Rehab Program).

Section 2. Sections 1, 2 and 3 of Ordinance No. 2018-390 are hereby amended to read in their entirety as follows:

Section 1. The Council hereby appropriates ~~\$65,744~~ \$45,586.47 from the Housing Repair Programs-Application Intake Services fund of the Consolidated Community Development Plan/2018-19 Annual Action Plan to provide application intake services for the City's housing repair programs. The Council hereby appropriates \$20,157.53 from the Housing Repair Programs-Application Intake

Services fund of the Consolidated Community Development Plan/2018-19 Annual Action Plan to the City's Housing Rehabilitation Program.

Section 2. 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 and as amended by Ordinance No. 2017-355, by ~~\$34,656~~ \$15,691.24 to a total amount of ~~\$136,338~~ \$117,373.24, and shall extend the existing agreement's term by 7 months. The amendatory agreement amount shall be funded from the appropriation in Section 1 above.

Section 3. 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 and as amended by Ordinance No. 2017-355, by ~~\$31,088~~ \$29,895.23 to a total amount of ~~\$122,230~~ \$121,037.23, and shall extend the existing agreement's term by 7 months. The amendatory agreement amount shall be funded from the appropriation in Section 1 above.

Section 3. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance 2020-174
Re: Zoning Map Amendment –
1-5, 7-9, 11-15, 4-6, 8-8.5, 10 Laura Street, and
1240 and 1252 East Main Street

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation amending the Zoning Map of the City of Rochester by;

- 1) rezoning the properties located at 1-5, 7-9, and 11-15 Laura Street from R-1 Low Residential District to C-2 Community Center District;
- 2) rezoning the properties located at 4-6, 8-8.5, 10 Laura Street and a portion of 1240 East Main Street from R-1 Low Density Residential District to R-2 Medium Density Residential District; and
- 3) rezoning the remaining portion of the property located at 1240 East Main Street and the property located at 1252 East Main Street by removing the O-O Overlay Office District.

This rezoning will facilitate the Rochester Police Department (RPD) – Goodman Section and Neighborhood Service Center (NSC) – Southeast Quadrant project. The proposed project site is located near the East Main Street and Laura Street intersection. It is comprised of twelve (12) City-owned properties. This project consists of the new construction of a 20,000 square foot, two (2) story building for the Goodman Section of the RPD and the Southeast Quadrant NSC. Improvements to the site also include public parking, secured parking for RPD officers, lighting, landscaping, pedestrian and bicycle access, utility infrastructure, and green infrastructure storm water practices. A rendering of the site is attached.

Once rezoned, the parcels will be re-subdivided into two (2) parcels on either side of Laura Street. This will create a 1.35 acre parcel to the west of Laura Street and a 0.71 acre parcel to the east.

The City Planning Commission held an informational meeting on May 11, 2020; there were no comments received in support of the project, and there were no comments received in opposition. By a vote of 7-0, the City Planning Commission recommended approval.

A companion item for an Official Map Amendment (OMA) has been submitted by the Department of Environmental Services. The OMA is to restrict vehicular traffic on a portion of the Laura Street right-of-way to create a pedestrian plaza as part of this project.

A public hearing is required for the Zoning Map Amendment.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AT-97

Ordinance No. 2020-174
(Int. No. 202)

Amending the Zoning Map for 1-5, 7-9, 11-15, 4-6, 8-8.5, and 10 Laura Street and 1240 and 1252 East Main 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 land from R-1 Low-Density Residential District to C-2 Community Center District:

Address	SBL #
1-5 Laura Street	106.76-1-40
7-9 Laura Street	106.76-1-39
11-15 Laura Street	106.76-1-38

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

Section 2. 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 R-1 Low-Density Residential District to R-2 Medium-Density District:

Address	SBL #
4-6 Laura Street	107.69-1-93
8-8.5 Laura Street	107.69-1-94
10 Laura Street	107.69-1-95
A portion of 1240 East Main Street	107.69-1-91.002

and the area extending from those parcels to the center line of any adjoining public street, alley, or right-of-way. The portion of 1240 East Main Street reclassified herein shall consist of

All that tract or parcel of land, situate in the City of Rochester, County of Monroe, State of New York, being part of Town Lot 50, 2nd Division, and being more particularly bounded and described as follows: Beginning at a point on the easterly ROW line of Laura Street (60' ROW), 77.87 feet north of the northerly ROW line of East Main Street (66' ROW), said point being the Point or Place of Beginning; thence

- 1) Westerly, parallel with said East Main Street, a distance of 30.0 feet to the centerline of said Laura Street; thence
- 2) Northerly, along said centerline, a distance of 47.13 feet to the westerly extension of the north line of Lot 28 of the Beachwood Subdivision, as filed in the Monroe County Clerk's Office in Liber 7 of Maps, Page 22; thence
- 3) Easterly, along said extension and the north line of Lot 28, a distance of 72.52 feet to the northeast corner thereof; thence
- 4) Southerly, along the east line of said Lot 28, a distance of 47.13 feet to a point; thence
- 5) Westerly, parallel with said East Main Street, a distance of 42.52 feet to the said easterly ROW line of Laura Street, being the Point or Place of Beginning.

Section 3. Chapter 120 of the Municipal Code, Zoning Code, as amended, is hereby further amended by removing the classification of O-O Overlay Office District for the following land:

Address	SBL #
A portion of 1240 East Main Street	107.69-1-91.002
1252 East Main Street	107.69-1-89

and the area extending from those parcels to the center line of any adjoining public street, alley, or right-of-way. The portion of 1240 East Main Street reclassified herein shall consist of

all that tract or parcel of land, situate in the City of Rochester, County of Monroe, State of New York, being part of Town Lot 50, 2nd Division, and being more particularly bounded and described as follows: Beginning at the centerline intersection of East Main Street (66' ROW) and Laura Street (60' ROW), said intersection being the Point or Place of Beginning; thence

- 1) Northerly, along said centerline of Laura Street, a distance of 110.87 feet to a point; thence
- 2) Easterly, parallel with said East Main Street, a distance of 72.52 feet to the east line of Lot 28 of the Beachwood Subdivision, as filed in the Monroe County Clerk's Office in Liber 7 of Maps, Page 22; thence
- 3) Northerly, along said east line of Lot 28, a distance of 47.13 feet to the northeast corner thereof; thence

- 4) Easterly, along the north line of Lot 29 of said subdivision, a distance of 42.52 feet to the northeast corner thereof; thence
- 5) Southerly, along the east line of said Lot 29 and it's extension, a distance of 158.0 feet to the said centerline of East Main Street; thence
- 6) Westerly, along said centerline, a distance of 115.04 feet to the said centerline of Laura Street, being the Point or Place of Beginning.

Section 4. This ordinance shall take effect immediately.

Passed by the following:

Ayes- President Scott, Councilmembers Evans, Gruber, Harris, Lightfoot, Ortiz, Patterson, Peo -8

Nays - Councilmember Lupien -1

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-175

Re: Agreements – Street Liaison –
2020-21 Annual Action Plan

Council Priority: Creating and Sustaining a Culture of
Vibrancy

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to Street Liaison services described in the Consolidated Plan/2020-21 Annual Action Plan. This legislation will:

- 1) Appropriate \$80,000 of Community Development Block Grant funds from the 2020-21 Annual Action Plan, Street Liaison allocation to implement the program; and
- 2) Establish \$20,000 as maximum compensation for Street Liaison agreements in each of the four quadrants as follows:

Northeast Quadrant

- Action for a Better Community, Incorporated, \$15,000 (CEO: Jerome Underwood)
- Isla Housing and Development Corporation, \$5,000 (Executive Director: Sonia Nuñez)

Northwest Quadrant

- Highland Planning LLC, \$20,000 (Principal: Tanya M. Zwahlen)

Southeast Quadrant

- Highland Planning LLC, \$20,000 (Principal: Tanya M. Zwahlen)

Southwest Quadrant

- 19th Ward Community Association of Rochester, New York, Inc., \$20,000 (President: Zola Brown)

The mission of the Street Liaison is to provide outreach and assistance to businesses within the targeted commercial corridors found in their respective quadrants of the city of Rochester. This assistance is expected to result in increased business and community investment, retention of existing jobs, and the creation of new jobs. The Street Liaison may also contribute to additional business and community development efforts.

The above agencies were selected through an RFQ that was completed June in 2019. All selected agencies provided a satisfactory performance. To maintain their services, a new RFQ was not initiated. A Justification Statement for not issuing an RFP is attached.

The agreements will be in effect from July 1, 2020 through June 30, 2021.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AT-98

Ordinance No. 2020-175
(Int. No. 203)

Authorizing funding and agreements relating to the 2020-21 Street Liaison Program

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

Section 1. The Council hereby appropriates \$80,000 from the Street Liaison allocation of the 2020-21 Annual Action Plan (Plan) to implement the Street Liaison Program, contingent upon approval of the Plan.

Section 2. The Mayor is hereby authorized to enter into professional services agreements to obtain business development Street Liaison Program services for each of the City's four quadrants for the maximum compensation amounts as follows:

- a) for the Northeast Quadrant: with Action for a Better Community, Incorporated for \$15,000 and with Isla Housing and Development Corporation for \$5,000;
- b) for the Northwest Quadrant: with Highland Planning LLC for \$20,000;
- c) for the Southeast Quadrant: with Highland Planning LLC for \$20,000; and
- d) for the Southwest Quadrant: with 19th Ward Community Association of Rochester, New York, Inc. for \$20,000.

The agreements shall be funded from the appropriation in Section 1 herein, and the term for each agreement shall be from July 1, 2020 to June 30, 2021.

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 unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-176
Re: Appropriation and Agreement –
Tenant and Landlord Services –
2020-21 Annual Action Plan

Council Priority: Rebuilding and Strengthening
Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to Tenant and Landlord Services described in the Consolidated Plan/2020-21 Annual Action Plan. This legislation will:

- 1) Appropriate \$100,000 of Community Development Block Grant funds from the 2020-21 Annual Action Plan, Tenant Landlord Services allocation to implement the program; and
- 2) Establish \$100,000 as maximum compensation for an agreement with the Legal Aid Society of Rochester, New York, Inc. (Principal: Carla Palumbo) to provide housing stabilization services to tenants and landlords. The term of the agreement will be one year and the cost will be financed from the appropriation herein.

The Legal Aid Society of Rochester, New York, Inc. will serve as lead agency in partnership with Legal Assistance of Western New York Inc. (Principal: C. Kenneth Perri) and The Housing Council at PathStone, Inc. (Principal: Susan Boss). The programs have been ongoing for over a decade. In the past five years, the program has assisted 1,248 tenants and 2,402 landlords. Services include:

- Training for landlords on operating rental property as a business, and compliance with fair housing quality standards; and
- Eviction prevention services for tenants to re-establish or maintain stable housing situations.

The City will enter into agreements for this program only with organizations that are in compliance with federal regulations. If funds are different, not available, or are less than anticipated, the agreement amounts and terms will be adjusted accordingly. A Justification Statement for not issuing a Request for Proposals is attached.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AT-99

Ordinance No. 2020-176
(Int. No. 204)

Appropriating funds and authorizing an agreement for Tenant and Landlord Services

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

Section 1. The sum of \$100,000 is hereby appropriated from Tenant and Landlord Services allocation of the 2020-21 Annual Action Plan (Plan), to operate a Tenant and Landlord Services Program, contingent upon approval of the Plan.

Section 2. The Mayor is hereby authorized to enter into a professional services agreement with the Legal Aid Society of Rochester, New York, Inc. in a maximum amount of \$100,000 to provide housing stabilization services to tenants and landlords. The amount of said agreement, or so much thereof as may be necessary, shall be funded from the appropriation in Section 1 herein. If funds are not available or are less than anticipated, the agreement amounts and terms shall be adjusted accordingly. The agreement shall be for a term of one year.

Section 3. The agreement shall contain such additional terms and conditions as the Mayor deems to be appropriate. The City shall enter into agreements for these services only with organizations that are in compliance with federal regulations.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-177

Re: Appropriation and Agreement –
Foreclosure Prevention – 2020-21
Annual Action Plan

Council Priority: Rebuilding and Strengthening
Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to Foreclosure Prevention services described in the Consolidated Plan/2020-21 Annual Action Plan. This legislation will:

- 1) Appropriate \$148,600 of Community Development Block Grant funds from the 2020-21 Annual Action Plan, Foreclosure Prevention allocation for implementation of the program.
- 2) Establish \$129,300 as maximum compensation for The Housing Council at PathStone, Inc. (Principal: Susan Boss) and \$19,300 for Empire Justice Center (Principal: Kristin Brown) to provide foreclosure prevention services. The term of these agreements will be one year and the cost will be financed from the funds appropriated herein.

These two organizations are uniquely qualified and have been providing this service for two decades. The Housing Council at PathStone, Inc. is a U.S. Housing and Urban Development-approved Housing Counseling Agency with the capacity to handle a large volume of cases. The Housing Council's services include the review of households' financial circumstances and negotiation with lenders to resolve mortgage arrears. The Empire Justice Center is a leader in developing statewide standards for foreclosure prevention legal services. The Empire Justice

Center will provide legal advice and litigation services when required by analysis of clients' circumstances. In the past five years 809 households have been served.

The City will enter into agreements for this program only with organizations that are in compliance with federal regulations. A Justification Statement for not issuing a Request for Proposals is attached.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AT-100

Ordinance No. 2020-177
(Int. No. 205)

Appropriating funds and authorizing agreements for Foreclosure Prevention program

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

Section 1. The sum of \$148,600 is hereby appropriated from the Foreclosure Prevention allocation of the 2020-21 Annual Action Plan (Plan) for implementation of a Foreclosure Prevention program, contingent upon adoption of the Plan.

Section 2. The Mayor is hereby authorized to enter a professional services agreement with The Housing Council at PathStone, Inc. in a maximum amount of \$129,300 to provide foreclosure prevention services.

Section 3. The Mayor is hereby authorized to enter into a professional agreement with Empire Justice Center in a maximum amount of \$19,300 to provide foreclosure prevention services.

Section 4. The amounts of said agreements, or so much thereof as may be necessary, shall be funded from the appropriation in Section 1 herein and the agreements shall be for a term of one year.

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

Section 6. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-178
Re: Appropriation and Agreement –
HOME Rochester Program Management
and Community Housing Development
Organization (CHDO) Reserve 2020-21
Annual Action Plan

Council Priority: Rebuilding and Strengthening
Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the HOME Rochester Program Management and Community Housing Development Organization (CHDO) Reserve programs described in the Consolidated Plan/2020-21 Annual Action Plan. This legislation will:

- (1) Appropriate a total of \$563,046 from the 2020-21 Annual Action Plan as follows:

Amount	Source	Purpose
\$186,000	2020-21 Community Development Block Grant (CDBG), HOME Rochester Program Management allocation	Program Operation
\$377,046	2020-21 HOME Investment Partnership Program (HOME) Funds, Community Housing Development Organization (CHDO) Reserve allocation	Development subsidies – incomes no more than 80% of Median Family Income (MFI)

- (2) Establish \$186,000 as maximum compensation for an agreement with Rochester Housing Development Fund Corporation (RHDFC: Principal Theodora Finn) for operation of the HOME Rochester program. The cost of the agreement will be financed from the CDBG funds appropriated herein.
- (3) Establish \$377,046 as maximum compensation for an agreement with RHDFC, a qualified CHDO, for the administration of development subsidies for families whose incomes are no more than 80% of MFI. The cost of the agreement will be financed from the HOME funds appropriated herein.

The City is required to reserve at least 15% of its annual HOME award to fund the development of affordable housing by non-profit CHDOs that must demonstrate to the City that they continue to meet U.S. Department of Housing and Urban Development (HUD) requirements pertaining to CHDOs.

The HOME Rochester Program provides for the acquisition and rehabilitation of vacant, single-family houses for resale to income-eligible households. RHDFC operates the HOME Rochester Program in partnership with the City, the Greater Rochester Housing Partnership, Inc. (GRHP; Principal Theodora Finn), and neighborhood based, non-profit developers. RHDFC buys vacant homes and oversees home rehabilitation for sale to first-time homebuyers. Since its inception in

2001, more than 775 properties have been rehabilitated and sold to first-time homebuyers. Rehabilitation includes efforts to provide and improve ‘green’ and energy efficiency activities to promote sustainability as well as cost savings for the low-moderate income households who reside in the home.

The total of \$377,046 HOME dollars proposed for development subsidies will provide an average of \$45,000 each for the acquisition and rehabilitation of approximately 8 vacant structures. The funds are a required match for the City’s agreement with HUD for its Asset Control Area program as well as NYS’s Affordable Housing Corporation subsidy program, both of which are used to mitigate the costs of acquisition and rehabilitation and reduce blight in the City of Rochester.

Properties rehabilitated through HOME Rochester will be marketed to families with incomes not exceeding 120% of AMI and the subsidy funds authorized herein will be used to support buyers with incomes at or below 80% of MFI (\$42,800 for a household of 1; \$61,100 for a household of 4). All purchasers are required to attend pre- and post-purchase homebuyer training classes and to reside in the properties for a minimum of 15 years.

These programs support the Housing Development Fund objective of the City Housing Policy.

Agreement term for the Operating Agreement will be for one year. The subsidy agreement term will be for two years, with an option to extend for an additional year if funds remain in the original appropriation. A Justification Statement for not issuing a Request for Proposals is attached.

Respectfully submitted,
 Lovely A. Warren
 Mayor

Attachment No. AT-101

Ordinance No. 2020-178
 (Int. No. 206)

Appropriating funds and authorizing agreements for HOME Rochester Program Management and Community Housing Development Organization (CHDO) Reserve program

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

Section 1. A total of \$563,046 is hereby appropriated from the following funding sources and project allocations of the 2020-21 Annual Action Plan, contingent upon the adoption of said Plan, to operate the HOME Rochester Program and to subsidize Community Housing Development Organization development projects as follows:

Amount	Source	Allocation	Purpose
\$186,000	2020-21 Community Development Grant (CDBG)	HOME Rochester Program Management	Program Operation
\$377,046	2020-21 HOME Investment Partnerships Program	Community Housing Development Organization (CHDO) Reserve	Development subsidies – incomes no more than 80% of the Area Median Income (AMI)

Section 2. The Mayor is hereby authorized to enter into a professional services agreement with Rochester Housing Development Fund Corporation (RHDFC) in the maximum amount of \$186,000 to administer the HOME Rochester Program. The agreement shall have a term of one year and shall be funded from the HOME Rochester Program Management funds appropriated in Section 1.

Section 3. The Mayor is hereby authorized to enter into an agreement with RHDFC, a qualified CHDO, for the administration of housing development subsidies totaling \$377,046 for families whose incomes are no more than 80% of AMI. The agreement shall be funded from the CHDO Reserve funds appropriated in Section 1. The term of the agreement shall be two years with the option to extend for up to 1 additional year if funds remain from the allocation provided for herein.

Section 4. The agreements authorized herein shall contain such additional terms and conditions as the Mayor deems to be appropriate. The City and RHDFC shall enter into agreements for this program only with organizations that are in compliance with federal regulations.

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-179

Re: Agreements - Homebuyer
Training Program

Council Priority: Rebuilding and Strengthening
Neighborhoods

Comprehensive Plan: Reinforcing Strong
Neighborhoods

Transmitted herewith for your approval is legislation related to the Homebuyer Training Program to provide pre- and post-purchase training to recipients of City closing cost grants by the amounts authorized in Ordinance Nos. 2009-233, 2010-249, 2011-4, 2012-388, 2014-317, 2015-256, 2016-149, 2017-233, 2018-185, 2018-358 and 2019-177 totaling \$306,270.56, to continue to provide pre- and post-purchase training to all recipients of City closing cost grant.

This legislation will authorize agreements to implement the Homebuyer Training Program with the following organizations in the maximum aggregate amount of \$306,270.56:

- Neighborhood Housing Services of Rochester, Inc. DBA NeighborWorks Community Partners Rochester (Principal: Jerome Nagy)
- Consumer Credit Counseling Service of Rochester, Inc. (Principal: Jason Tracy)
- The Housing Council at PathStone, Inc. (Principal: Susan Boss)
- Urban League of Rochester, NY, Inc. a/k/a The Home Store (Principal: Seanelle Hawkins)

These providers were selected through a request for proposals process in March 2020, as described in the attached Request for Proposals Summary Report. In the past five years 932 households

have purchased a home through the Homebuyer Services program. The proposed agreements will allow at least 610 households to receive homebuyer training. The term of the agreements will be for three years with the option to extend for two additional one-year terms.

The program supports the City Housing Policy objective to promote the rehabilitation, redevelopment and new construction of housing.

This program was last authorized by City Council on June 18, 2019 via Ordinance No. 2019-177.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AT-102

Ordinance No. 2020-179
(Int. No. 207)

Appropriating funds and authorizing agreements for the Homebuyer Training Program

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

Section 1. The Mayor is hereby authorized to enter into professional services agreements with the following organizations to provide homebuyer training services to recipients of City closing cost grants:

Neighborhood Housing Services of Rochester, Inc.

Consumer Credit Counseling Service of Rochester, Inc.

The Housing Council at PathStone, Inc.

Urban League of Rochester, NY, Inc.

Section 2. The maximum aggregate compensation for the agreements shall be \$306,270.56 and said amount, or so much thereof as may be necessary, shall be funded from the appropriations authorized in Ordinance Nos. 2009-233, 2010-249, 2011-4, 2012-388, 2014-317, 2015-256, 2016-149, 2017-233, 2018-185, 2018-358 and 2019-177.

Section 3. Each of the agreements shall have a term of 3 years with the option to extend for up to two additional periods of 1 year each.

Section 4. The agreements 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:

Re: Ordinance No. 2020-180
Appropriation and Agreements –
Housing Opportunities for Persons with
AIDS (HOPWA) – 2020-21 Annual Action
Plan

Council Priority: Rebuilding and Strengthening
Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the Housing Opportunities for Persons with AIDS (HOPWA) Program described in the Consolidated Plan/2020-21 Annual action Plan. This legislation will:

- 1) Appropriate \$946,704 of the Housing Opportunities for Persons with AIDS (HOPWA) fund from the 2020-21 Annual Action Plan, HOPWA allocation to implement the program; and
- 2) Establish \$568,022 as maximum compensation for an agreement with Trillium Health, Inc. (Andrea DeMeo, CEO) and \$378,682 with Catholic Charities of the Diocese of Rochester d/b/a Catholic Charities Community Services (Lori VanAuken, Executive Director).

HOPWA provides housing assistance and services to prevent homelessness for individuals with HIV/AIDS and related complications, and their families. Assistance includes both long-term (over 21 weeks) and short-term services and financial assistance in the form of payments of mortgage, rent, and utilities. Both providers maximize HOPWA assistance through the coordination of other funding sources and service providers. The HOPWA grant from HUD is awarded to the City to serve Livingston, Monroe, Ontario, Orleans, and Wayne counties. Trillium Health provides service to the five-county area, Catholic Charities Community Services serves the City and Monroe County.

These two organizations are uniquely qualified for this special needs population. Both receive additional State and Federal HIV/AIDS- targeted funds, which provide for additional case management, housing placement, and other critical services. Both are active within the Rochester Area Task Force on AIDS that involves medical and support service providers and have a long-standing, close working relationship with each other.

Trillium Health, Inc. has participated in this program since the 1990's and has served 503 individuals over the last five years. Catholic Charities has participated in this program for since the 1990's and has served 333 individuals over the last five years.

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

The City will enter into agreements for this program only with organizations that are in compliance with Federal regulations.

HOPWA related legislation was last authorized on June 19, 2019 via Ordinance No. 2019-181. This legislation supports Section 4 of the City of Rochester Housing Policy: *Promote Housing Choice*. A Justification Statement for not issuing a Request for Proposals is attached.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AT-103

Ordinance No. 2020-180
(Int. No. 208)

Appropriating funds and authorizing agreements for the Housing Opportunities for Persons with AIDS program

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

Section 1. The sum of \$946,704 is hereby appropriated from the Housing Opportunities for Persons with AIDS (HOPWA) allocation of the 2020-21 Annual Action Plan (the Plan) to implement a HOPWA program, contingent upon the adoption of the Plan.

Section 2. The Mayor is hereby authorized to enter into agreements with the following organizations for the specified maximum compensation amounts to implement the HOPWA program:

Organization	Amount
Trillium Health, Inc.	\$ 568,022
Catholic Charities of the Diocese of Rochester	\$ 378,682
TOTAL	\$ 946,704

Section 3. The amounts of said agreements, or so much thereof as may be necessary, shall be funded from the appropriation in Section 1 herein. If funds are not available or are less than anticipated, the agreement amounts and terms shall be adjusted accordingly. The agreements shall be for one year, with an option to extend for an additional year if funds remain in the original appropriation.

Section 4. The agreements shall contain such additional terms and conditions as the Mayor deems to be appropriate. The City and implementing organizations shall only enter into agreements for the HOPWA program with organizations that are in compliance with federal regulations.

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-181
Re: Appropriation and Agreement –
Aging in Place – 2020-21 Annual
Action Plan

Council Priority: Rebuilding and Strengthening
Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation for the Aging in Place Program described in the Consolidated Plan/2020-21 Annual Action Plan. This legislation will:

- 1) Appropriate \$40,000 of Community Development Block Grant funds from the 2020-21 Annual Action Plan, Aging in Place allocation to implement the program; and
- 2) Establish \$40,000 as maximum compensation for an agreement with Lifespan of Greater Rochester, Inc. (Anne Marie Cook, President / CEO) to provide the services listed below.

The Aging in Place Program conducts residential safety evaluations to identify adaptations needed to support continued residence in a safe and comfortable environment. Further, the program provides selected home modifications and/or repairs which directly increase livability options in one's own home.

The Steering Committee for Aging in Place in Rochester identified home modification as a key and economical method for helping older residents with changing needs to remain independent and safe at home in 2006. This program has served 1,500 individuals in the last five years and we anticipate approximately 400 will be served this year. Elderly City homeowners at 80% or less than the median area income as established and updated by HUD are eligible for the program.

The term of the agreement will be from July 1, 2020 to June 30, 2021. A Justification Statement for not issuing a Request for Proposals is enclosed.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AT-104

Ordinance No. 2020-181
(Int. No. 209)

Appropriating funds and authorizing an agreement for the Aging in Place program

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

Section 1. The sum of \$40,000 is hereby appropriated from the Aging in Place allocation of the 2020-21 Annual Action Plan (Plan) to implement an Aging in Place program, contingent upon the adoption of the Plan.

Section 2. The Mayor is hereby authorized to enter into an agreement with Lifespan of Greater Rochester, Inc. to implement the Aging in Place program, including residential safety evaluations and select home modifications or repairs to increase the livability in the homes of eligible recipients. The maximum compensation for the agreement shall be \$40,000 and said amount, or so much thereof as may be necessary, shall be funded from the appropriation in Section 1 herein. The term for the agreement shall be from July 1, 2020 to June 30, 2021.

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. 2020-182
Re: Agreement – Legal Services for
Seniors – 2020-21 Annual Action Plan

Council Priority: Rebuilding and Strengthening
Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to Legal Services for Seniors described in the Consolidated Plan/2020-21 Annual Action Plan. This legislation will:

- 1) Appropriate \$30,000 of Community Development Block Grant funds from the 2020-21 Annual Action Plan, Legal Services for Seniors allocation to implement the program; and
- 2) Establish \$30,000 maximum compensation for an agreement with the Volunteer Legal Services Project of Monroe County, Inc. (VLSP) (Tina M. Foster, Executive Director) to administer and manage the Helping Elders Law Project (HELP Project) utilizing pro bono services of local attorneys.

Attorneys will deliver services to elderly low-income city residents on-site at Rochester Housing Authority developments and other senior-centered meeting spaces in order to create wills, healthcare proxies / living wills, powers of attorney and funerary plans. VLSP has participated in this program since 2016 and has served 180 participants.

The cost of the agreement will be financed from the appropriation herein, and the term will be from July 1, 2020 to June 30, 2021. A Justification Statement for not issuing a Request for Proposals is attached.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AT-105

Ordinance No. 2020-182
(Int. No. 210)

Appropriating funds and authorizing an agreement for the Legal Services for Seniors program

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

Section 1. The sum of \$30,000 in Community Development Block Grant (CDBG) funds is hereby appropriated from the Legal Services for Seniors allocation of the 2020-21 Annual Action Plan (Plan) to implement a Legal Services for Seniors program (Program), contingent upon approval of the Plan.

Section 2. The Mayor is hereby authorized to enter into a professional services agreement with the Volunteer Legal Services Project of Monroe County, Inc. to administer and manage the Program for a maximum compensation of \$30,000, which shall be funded from the appropriation in Section 1 herein. The term for the agreement shall be from July 1, 2020 to June 30, 2021.

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. 2020-183
Re: Appropriation and Agreements –
Emergency Solutions Grants – 2020-21
Annual Action Plan

Council Priority: Rebuilding and Strengthening
Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the Emergency Solutions Grants Program described in the Consolidated Plan/2020-21 Annual Action Plan. This legislation will:

- 1) Appropriate \$655,793 of Emergency Solutions Grants funds from the 2020-21 Annual Action Plan, Emergency Solutions Grants allocation to continue and expand services available to our homeless and at-risk of homelessness populations; and
- 2) Authorize an agreement with each of the providers listed below in the amounts specified to provide assistance to those who are homeless and/or at-risk of homelessness:

Organization	Principal	Award
Spiritus Christi Prison Outreach, Inc.	Jim Smith	\$40,782
Rochester Area Interfaith Hospitality Network, Inc.	Kim Hunt-Uzelac	\$48,394
Volunteers of America of Western New York Inc.	Lynn Sullivan	\$44,000
The Salvation Army of Greater Rochester	Major Douglas Hart	\$38,000
Catholic Charities of the Diocese of Rochester, dba Catholic Family Center	Marlene Bessette	\$84,000
Coordinated Care Services, Inc. (Coordinated Entry)	Anne Wilder	\$25,000
The Center for Youth Services, Inc.	Elaine Spaul	\$19,000
The Young Women's Christian Association of Rochester and Monroe County, N.Y.	Angela Panzarella	\$42,000
Willow Domestic Violence Center of Greater Rochester, Inc.	Meaghan de Chateauvieux	\$31,469
Coordinated Care Services, Inc. (Rapid ReHousing)	Anne Wilder	\$154,148
Veterans Outreach Center, Inc.	Laura Stradley	\$40,000
Saving Grace Ministries of Rochester, Inc.	James Crowley	\$18,000
Person Centered Housing Options Inc.	Nicholas Coulter	\$33,500
Dimitri House, Inc.	Laurie Jones-Prizel	\$37,500
TOTAL		\$655,793

This program was last authorized by City Council on June 18, 2019 via Ordinance No. 2019-179. 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 re-housing. The appropriation will fund street outreach, essential services and emergency shelter operations, homelessness prevention, and rapid rehousing.

The Homeless Emergency Assistance and Rapid Transition to Housing Act (HEARTH) Emergency Solution Grants Program require grantees (City and County) collaborate with the community of homelessness service providers. To that end, funding priorities were jointly determined with Partners Ending Homelessness (formerly Rochester/Monroe County Continuum of Care - CoC). ESG Program Year 2020-21 providers were selected through a Request for Proposal (RFP) process. The RFP development and funding distribution decisions were conducted jointly with Monroe County. The RFP was issued February 25, 2020.

The City of Rochester and Monroe County have provided approximately \$3 million in ESG funding for these programs over the last five program years, and grantees have served the needs over 16,000 persons (2014-2019). Of that, approximately 40% were children, 6% were chronically homeless individuals, and just over 5% were veterans. It is anticipated that approximately 3,000 people will be served through ESG funded programs during program year 2020-21.

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.

Attached are summaries of the RFP process and agency services. This legislation supports the City Housing Policy's Section 4: Promote Housing Choice.

Respectfully submitted,
 Lovely A. Warren
 Mayor

Appropriating funds and authorizing agreements for the Emergency Solutions Grant program

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

Section 1. The sum of \$655,793 is hereby appropriated from the Emergency Solutions Grant (ESG) allocation of the 2020-21 Annual Action Plan to implement an Emergency Solutions Grant program (ESG Program), contingent upon the adoption of said Plan.

Section 2. The Mayor is hereby authorized to enter into agreements with the following organizations to provide ESG Program services to individuals and families who are homeless or at-risk for homelessness. The agreements shall obligate the City to pay an aggregate amount not to exceed \$655,793 with the maximum amount for each agreement being as follows:

Organization (Purpose)	Award
Spiritus Christi Prison Outreach, Inc.	\$40,782
Rochester Area Interfaith Hospitality Network, Inc.	\$48,394
Volunteers of America of Western New York, Inc.	\$44,000
The Salvation Army of Greater Rochester	\$38,000
Catholic Charities of the Diocese of Rochester	\$84,000
Coordinated Care Services, Inc. (Coordinated Entry)	\$25,000
The Center for Youth Services, Inc.	\$19,000
The Young Women’s Christian Association of Rochester and Monroe County, N.Y.	\$42,000
Willow Domestic Violence Center of Greater Rochester, Inc.	\$31,469
Coordinated Care Services, Inc. (Rapid ReHousing)	\$154,148
Veterans Outreach Center, Inc.	\$40,000
Saving Grace Ministries of Rochester, Inc.	\$18,000
Person Centered Housing Options Inc.	\$33,500
Dimitri House, Inc.	\$37,500
TOTAL	\$655,793

Section 3. The amounts of said agreements, or so much thereof as may be necessary, shall be funded from the appropriation in Section 1 herein. If funds are not available or are less than anticipated, the agreement amounts and terms shall be adjusted accordingly. The agreements shall be for one year, with an option to extend for an additional year if funds remain in the original appropriation.

Section 4. The agreements 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. 2020-184
Re: Sale of Real Estate and Grant
Agreement with Flower City
Habitat for Humanity, Inc.

Council Priority: Rebuilding and Strengthening
Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to Flower City Habitat for Humanity, Inc.'s (Matthew Flanigan, President & CEO) single-family new-construction project, including the sale of City-owned real estate and authorization of a grant in the amount of \$100,000 for the construction of five (5) new, affordable, single-family homes in the City of Rochester.

This legislation will:

- 1) Authorize the sale of five (5) vacant parcels to Flower City Habitat for Humanity, Inc. (FCHH) for the development of single-family homes for first time home buyers.

<u>Address</u>	<u>Tax ID</u>	<u>Price</u>	<u>Lot Size (SF)</u>
383 Jay St	105.83-3-19	\$450	5,676
757-759 Jay St	105.81-3-18	\$450	5,348
226 Saxton St	105.83-3-43	\$400	4,024
79 Lime St	105.74-2-23	\$475	6,887
871 Smith St	105.82-1-45	\$400	3,840

- 2) Authorize an agreement in the amount of \$100,000 for a grant to Flower City Habitat for Humanity, Inc. and appropriate \$95,000 in HOME Program funds from the 2017-18 New Housing Construction program of the Housing Development Fund, and appropriate \$5,000 in HOME Program funds from the 2018-19 New Housing Construction program of the Housing Development Fund to fund the grant.

The term of the agreement is for two years, with a maximum grant amount of \$20,000 per home. The funds will be used to support the construction of single-family homes on the five (5) aforementioned lots.

The grant will be used as a subsidy to support construction of the five (5) owner-occupied single-family houses in and adjacent to the JOSANA neighborhood where the residents, together with the City and other stakeholders, completed a Neighborhood Master Plan in 2011. FCHH's new construction activity aligns with the diverse residential community goal identified in the Master Plan. FCHH has been building new, single-family housing in the JOSANA neighborhood for many years. They employ construction managers to oversee development, and utilize volunteers to construct the homes.

The new houses will be sold to families selected by an FCHH committee using the following criteria:

- Annual household income between 35% and 70% of the area median income.
- Minimum two years continuous history of employment or other income source.
- Demonstrated need as current housing is substandard, overcrowded, or a cost burden.
- No bankruptcy or discharge within last two years, and no open judgements or tax liens.
- Willingness to partner by contributing at least 300 hours of “sweat equity” (depending on household size), providing monthly proof of income and savings, providing a down payment and portion of closing costs, attending at least 7 required classes on financial literacy and home ownership, and agreeing to live in the house for at least 10 years.

The houses will be sold for appraised value (approximately between \$60,000 and 90,000) and FCHH provides a 30-year mortgage with a 0% interest rate.

A SEQRA review has been initiated and will be complete prior to the June Council Committee meeting. A NEPA review is underway and will be completed prior to entering into any agreements for the New Construction project.

A Justification Statement for not issuing a Request for Proposals is attached.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AT-107

Ordinance No. 2020-184
(Int. No. 212)

Authorizing the sale of real estate and grant agreement with Flower City Habitat for Humanity, Inc.

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

Section 1. The Council hereby approves the negotiated sale of the following vacant parcels to Flower City Habitat for Humanity, Inc. with proposal to construct affordable single-family dwellings thereon:

Address	Tax ID	Price	Lot Size (SF)
383 Jay St	105.83-3-19	\$450	5,676
757-759 Jay St	105.81-3-18	\$450	5,348
226 Saxton St	105.83-3-43	\$400	4,024
79 Lime St	105.74-2-23	\$475	6,887
871 Smith St	105.82-1-45	\$400	3,840

Section 2. 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 3. The Mayor is hereby authorized to enter into a grant agreement with Flower City Habitat for Humanity, Inc. to support the construction of five affordable, single family dwellings on the vacant parcels conveyed pursuant to Section 1 herein. The maximum amount of the agreement shall be \$100,000, which shall be funded with \$95,000 in HOME Program Funds from the Housing Development Fund – New Housing Construction allocation of the Consolidated Community Development Plan/2017-18 Annual Action Plan and with \$5,000 in HOME Program Funds from the Housing Development Fund – New Housing Construction allocation of the Consolidated Community Development Plan/2018-19 Annual Action Plan. The term of the agreement shall be two years.

Section 4. The agreement 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:

Re: Ordinance No. 2020-185
Business Development Financial
Assistance Program – 2020-21
Annual Action Plan

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the Business Development Financial Assistance Program described in the Consolidated Plan/2020-21 Annual Action Plan. This legislation will:

- 1) Appropriate \$604,000 of Community Development Block Grant funds from the 2020-21 Annual Action Plan, Business Development Financial Assistance Program allocation to implement the program;
- 2) Appropriate \$50,000 of City Development Funds to implement the program; and
- 3) Authorize recipient agreements as necessary for use of these funds.

A summary of the results achieved over the past four years is attached.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AT-108

Ordinance No. 2020-185
(Int. No. 213)

Appropriating funds for the Business Development Financial Assistance Program

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

Section 1. The sum of \$604,000 in Community Development Block Grant (CDBG) funds is hereby appropriated from the Business Development Financial Assistance Program allocation of the 2020-21 Annual Action Plan, contingent upon the adoption of said Plan, to implement a Business Development Financial Assistance Program (Program).

Section 2. The sum of \$50,000 in anticipated Urban Development Action Grant loan repayment funds and reversionary interest payments and interest is hereby appropriated from the City Development Fund to implement the Program.

Section 3. The Mayor is hereby authorized to enter into such agreements as may be necessary to implement the Program authorized herein.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-186
Re: Lease Amendment – Bill Gray’s Inc.,
1000 N. River St, Port Terminal Building

Council Priority: Creating and Sustaining a
Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area:
Fostering Prosperity and Opportunity

Transmitted herewith for your approval is legislation authorizing a lease amendment between the City and Bill Gray’s Inc. (John Gonzalez, Principal Shareholder and Chief Executive Officer, 964 Ridge Road, Webster, NY) for the use of an additional 2,100 square feet of outdoor area which is currently unimproved, at 1000 North River Street, the Port of Rochester. The current lease, authorized in April, 2018 through Ordinance No. 2018-90, and amended under Ordinance No. 2018-290 has a term of five (5) years with five (5) optional renewal terms of five (5) years each. The leased space is 5,696 square feet, with additional outdoor patio area for outdoor dining on the river side as well as the north side of the building. The current monthly rental amount is \$4,472.

Bill Gray’s Inc. intends to utilize this additional outdoor area, consisting of approximately 2,100 square feet of space, for an outdoor seating area for use by all patrons of the Port of Rochester, not exclusive to Bill Gray’s customers. Currently, the 2,100 square foot space is an unimproved grass area in which the tenant plans to pour & stamp a concrete patio and place picnic tables and benches. All expenses associated with the preparation and use of the additional outdoor area – including but not limited to paving, establishment or extension of utility service, equipment and/or furnishing, maintenance, and storage of equipment and materials when not in use – will be the responsibility of Bill Gray’s Inc.

The amended lease agreement will increase the base rent by \$210 annually (or \$17.50 per month for a new monthly rental amount of \$4,489.50). This amount was established by an appraisal prepared in April, 2020 by Kevin L. Bruckner, MAI, of Bruckner, Tillett, Rossi, Cahill & Associates, Inc. All other terms and conditions will remain the same.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AT-109

Ordinance No. 2020-186
(Int. No. 214)

Authorizing an amendatory lease agreement with Bill Gray's Inc.

WHEREAS, the City of Rochester has received a proposal from Bill Gray's Inc. to amend the lease authorized in Ordinance No. 2018-90 to lease an additional 2,100 square feet of outdoor space located at 1000 North River Street, the Port of Rochester;

WHEREAS, pursuant to Section 21-23 of the Municipal Code, the Council is required to follow additional procedures due to the length and the amount of annual rent of the proposed amendatory lease;

WHEREAS, the Council has formally reviewed the independent appraisal of the value of the lease prepared by Kevin Bruckner, MAI of Bruckner, Tillett & Rossi, Inc.;

WHEREAS, the Council affirmatively finds that the proposed amendatory lease authorized herein is in the public interest because it will create an outdoor seating area for use by all patrons of the Port of Rochester; and

WHEREAS, the Council affirmatively finds that the term of such proposed amendatory lease, which will align with the term established in Ordinance No. 2018-90, is reasonable and necessary in light of the lease's intended purpose and that the public will benefit throughout that term.

NOW, THEREFORE, 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 lease agreement with Bill Gray's Inc. for the use of additional outdoor space located at the Port of Rochester. The amendatory agreement shall amend the lease agreement authorized in Ordinance No. 2018-90 so as to add 2,100 square feet of outdoor space to the leased area and increase the base rent by \$17.50 per month.

Section 2. The increase in rent shall be effective upon execution of the amendatory lease agreement by both Bill Gray's Inc. and the City of Rochester.

Section 3. The amendatory lease 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. 2020-187
Re: Appropriations and Agreements –
Homebuyer Assistance – 2020-21
Annual Action Plan

Council Priority: Rebuilding and Strengthening
Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the Homebuyer Assistance Program described in the Consolidated Plan/2020-21 Annual Action Plan. This legislation will:

- 1) Appropriate \$250,000 from the HOME Investment Partnership Program (HOME) of the 2020-21 Annual Action Plan, Homebuyer Assistance allocation;
- 2) Appropriate \$50,000 from the 2020-21 City Development Fund; and
- 3) Authorize agreements with the recipients of Homebuyer Assistance funds for up to \$8,000 to purchase houses through the City's housing initiatives.

The Homebuyer Assistance Program provides financial assistance to eligible homebuyers who purchase houses through the City's housing initiatives, as described in the City's Annual Action Plan. The financial assistance provided by the Buyer Assistance Program is for closing costs and down payment. In the past five years 932 households have closed on a home with this assistance.

Homebuyer eligibility is based on income, ability to qualify for a conventional mortgage loan for which payments will not exceed 30% of the gross monthly income, and payment of personal funds in the amount of a minimum of \$1,500 towards the purchase of the home. Each buyer must complete a pre-purchase education class before closing and attend post-purchase classes.

The 2020-21 HOME allocation will serve approximately 80 eligible homebuyers with incomes of no more than 80% median family income (MFI) and approximately 16 households with incomes above 120% MFI whose employers are participating in the City's Employer Assisted Housing Initiative.

The program supports the City Housing Policy objective to promote the rehabilitation, redevelopment and new construction of housing.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2020-187
(Int. No. 215)

Appropriating funds and authorizing agreements for the Homebuyer Assistance Program

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

Section 1. The sum of \$250,000 in HOME Investment Partnerships Program funds is hereby appropriated from the Homebuyer Assistance allocation of the 2020-21 Annual Action Plan, contingent upon the adoption of said Plan, to implement a Homebuyer Assistance Program (Program).

Section 2. The sum of \$50,000 in anticipated Urban Development Action Grant loan repayment funds and reversionary interest payments and interest is hereby appropriated from the City Development Fund to implement the Program.

Section 3. To implement the Program, the Mayor is hereby authorized to enter into an agreement with each recipient of Homebuyer Assistance Program funds in an amount up to \$8,000, to be funded from the appropriations in Sections 1 and 2 herein.

Section 4. The agreements 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. 2020-188
Re: Appropriation and Agreements –
Emergency Solutions Grants CARES
Act (ESG-CV) Program (Phase II) –
2019-20 Annual Action Plan

Council Priority: Rebuilding and Strengthening
Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the continuation and expansion of eviction prevention, rapid rehousing, and supportive services projects funded through the City's Emergency Solutions Grants CARES Act (ESG-CV) allocation of the Consolidated Plan/2019-20 Annual Action Plan (2019-20 Annual Action Plan). The funding source is the Emergency Solutions Grants CARES Act (ESG-CV). This legislation includes approval of agreements to provide a variety of homelessness prevention and supportive services for households and individuals affected by the COVID-19 pandemic.

This legislation will:

- 1) Appropriate \$1,165,768 from the ESG-CV/2019-20 Annual Action Plan to continue and expand services available to our homeless and at-risk of homelessness populations, in the amounts specified below;

Organization	Principal	ESG-CV
Catholic Charities of the Diocese of Rochester, dba Catholic Family Center	Marlene Bessette	\$755,842
Open Door Mission, Inc.	Anna Valeria-Iseman	\$295,514
The Salvation Army of Greater Rochester	Major Douglas Hart	\$19,297
Veterans Outreach Center, Inc.	Laura Stradley	\$15,115
Person Centered Housing Options Inc.	Nicholas Coulter	\$80,000
TOTAL		\$1,165,768

- 2) Authorize a new professional services agreement, or the amending of an existing professional service agreement, with each of the providers listed above to provide assistance to Households affected by the COVID-19 pandemic.

These funds will allow the grantees to continue and expand services for homeless and at-risk of homelessness populations. The ESG-CV Phase II funding prioritized homelessness prevention and rapid rehousing programs, both of which work to move persons in to safe, affordable, stable housing. Expense types to be funded include; rental assistance, security deposits, utility arrears, staffing to operate the programs, and ongoing case management.

The City's funding announcement, award, and contract development processes have been expedited to get funding out to grantees as quickly as possible. Just over \$1 million of ESG-CV funding was awarded through Phase I, with the remaining funding awarded through this action. Coordination with other funding agencies is ongoing, to determine highest and best use of each funding source and to allow ESG-CV funds to target projects, programs, and populations with the greatest need and lowest resources. We will continue to work with Monroe County Office of Planning and Department of Human Services, the United Way, the Homeless Services Network, Partners Ending Homelessness (formerly Rochester/Monroe Continuum of Care) to monitor and deploy any future funding strategically.

The City of Rochester and Monroe County have provided approximately \$3 million in ESG funding to the community over the last five program years, and grantees have served the needs over 16,000 persons (2014-2019). Of that, approximately 40% were children, 6% were chronically homeless individuals, and just over 5% were veterans. It is anticipated that this funding will serve approximately 2,740 people.

If funds are different, not available, or less than anticipated, agreement amounts and terms will be adjusted accordingly. Agreement terms will be program dependent, but range from 6 to 12 months, with the option to extend for up to an additional year if funds remain in the original appropriation. A Justification Statement for not issuing a Request for Proposals is attached.

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

Respectfully submitted,
Lovely A. Warren
Mayor

Appropriating Emergency Solutions Grant-Coronavirus funds and authorizing agreements for additional services for the homeless and those at risk of homelessness

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

Section 1. The sum of \$1,165,768 is hereby appropriated from the Emergency Solutions Grant-Coronavirus (ESG-CV) allocation of the Consolidated Community Development Plan/2019-20 Annual Action Plan as amended by Ordinance No. 2020-130 to continue and expand services for the homeless and those at risk of homelessness under the Emergency Solutions Grant Program (ESG Program).

Section 2. The Mayor is hereby authorized to enter into a new or amendatory professional services agreement with the following organizations to provide ESG Program services, with the maximum amount for each agreement being as follows:

Organization	Amount
Catholic Charities of the Diocese of Rochester, dba Catholic Family Center	\$755,842
Open Door Mission, Inc.	\$295,514
The Salvation Army of Greater Rochester	\$19,297
Veterans Outreach Center, Inc.	\$15,115
Person Centered Housing Options Inc.	\$80,000
TOTAL	\$1,165,768

The maximum amounts of said agreements, or so much thereof as may be necessary, shall be funded from the sum appropriated in Section 1. If funds are not available or are less than anticipated, the agreement amounts and terms shall be adjusted accordingly.

Section 3. The term of each agreement authorized in Section 2 shall range from 6 months to 1 year, depending on program requirements and on the preconditions applicable to the awards of ESG-CV and Community Development Block Grant-Coronavirus (CDBG-CV) relief funds under the federal Coronavirus Aid, Relief and Economic Security (CARES) Act. When permissible, an agreement may provide an option to extend the term for up to 1 additional year if funds from the original appropriation remain.

Section 4. The agreements authorized in Section 2 shall contain such additional terms and conditions as the Mayor deems to be appropriate. The City and the provider agencies shall only enter into agreements with organizations that are in compliance with federal rules and regulations, including without limitation those issued pursuant to the CARES Act.

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-189
Re: Appropriation – Project Development
Program – 2020-21 City Development Fund

Council Priority: Rebuilding and Strengthening
Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the continuation of the Project Development Program. This legislation will appropriate \$50,000 from the 2020-21 City Development fund for the Project Development Program.

Funding from this program will facilitate the development of residential and mixed use projects throughout the city. Funds may be used for engineering, architectural, environmental assessments, construction and other assistance. These funds will be used to assist up to three new developments over the next 12 months.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2020-189
(Int. No. 217)

Appropriating funds for Project Development Program

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

Section 1. The sum of \$50,000 in anticipated Urban Development Action Grant loan repayment funds and reversionary interest payments and interest is hereby appropriated from the City Development Fund to implement a Project Development Program (Program) to facilitate the development of residential and mixed use projects throughout the city.

Section 2. The Mayor is hereby authorized to enter into such agreements as may be necessary to implement the Program authorized herein.

Section 3. This ordinance shall take effect immediately.

Passed by the following:

Ayes – President Scott, Councilmembers Evans, Gruber, Harris, Lighfoot, Ortiz, Patterson, Peo – 8

Nays – Councilmember Lupien – 1

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-190
Re: Amend Ordinance No. 2020-96 –
Pueblo Nuevo I – Affordable Rental
Housing Project

Council Priority: Rebuilding and Strengthening
Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation to amend Ordinance No. 2020-96, which was authorized by City Council on April 14, 2020, related to Pueblo Nuevo I, the first phase of the larger Pueblo Nuevo affordable rental community project, being undertaken by Ibero-American Development Corporation (IADC) (Eugenio Marlin, Executive Director). Ordinance No. 2020-96 approved the sale of City-owned parcels, a payment in lieu of taxes (PILOT) and a loan for the project.

This legislation will amend Ordinance No. 2020-96 as follows:

- 1) Add to Section 1, which authorizes the sale of certain City-owned parcels to IADC for the Project, the sizes of each parcel;
- 2) Add to Section 4, which authorizes the Project PILOT agreement, two properties, 938 Clifford Avenue and 20 Hoeltzer Street, which are already owned by the project developer, IADC, and will be part of the project; and
- 3) Delete from Section 4 parcel sizes and price information that is not relevant to the PILOT Agreement.

All other terms of Ordinance No. 2020-96 remain the same.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2020-190
(Int. No. 218)

Amending Ordinance No. 2020-96 relating to the Pueblo Nuevo Phase I project

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

Section 1. Section 1 of Ordinance No. 2020-96 is hereby amended to read in its entirety as follows:

Section 1. The Council hereby approves the sale of the following parcels of land at the following appraised values to Ibero-American Development Corporation (IADC) to develop the Phase I of the Pueblo Nuevo Affordable Rental Housing Project (the Project):

STREET ADDRESS	SBL NUMBER	SIZE	PRICE
12 HOELTZER ST	106.39-1-72.001	<u>75' x 194'</u>	\$ 4,800
24 HOELTZER ST	106.39-1-66.001	<u>75' x 99'</u>	\$ 500
36 HOELTZER ST	106.39-1-60.001	<u>68' x 133'</u>	\$ 500
44-46 HOELTZER ST	106.39-1-56.001	<u>60' x 133'</u>	\$ 500
60-64 HOELTZER ST	106.39-1-47.003	<u>80' x 133'</u>	\$ 900
21 KAPPEL PLACE-East Portion	106.38-2-30.001	<u>~72' x 81'</u>	\$ 700
5 KAPPEL PLACE	106.38-2-39.003	<u>144' x 80'</u>	\$ 875
765 NORTH CLINTON AVE	106.38-2-43	<u>48' x 145'</u>	\$ 3,500
769-71 N. CLINTON AVE-East Portion	106.38-2-42	<u>40' x ~437'</u>	\$ 3,900
10 SULLIVAN ST	106.30-2-32	<u>34' x 99'</u>	\$ 350
12 SULLIVAN ST	106.31-4-63.003	<u>58' x 99'</u>	\$ 450
29 SULLIVAN ST	106.39-1-13.002	<u>136' x 135'</u>	\$ 900
37 SULLIVAN ST-East Portion	106.39-1-18.002	<u>~60' x 137'</u>	\$ 525
51 SULLIVAN STREET	106.39-1-24.2	<u>210' x 167'</u>	\$ 2,500
59 SULLIVAN STREET	106.39-1-31.1	<u>70' x 167'</u>	\$ 1,200
Total of Sales Prices			\$ 22,100

Section 2. Section 4 of Ordinance No. 2020-96 is hereby amended to read in its entirety as follows:

Section 4. The Mayor is hereby authorized to enter into a payment in lieu of taxes agreement (PILOT Agreement) with the Developer for the following parcels in order to effectuate the Project:

STREET ADDRESS	SBL NUMBER	SIZE	PRICE
<u>938 CLIFFORD AVE</u>	<u>106.33-2-46.009</u>		
<u>20 HOELTZER ST</u>	<u>106.39-1-68</u>		
12 HOELTZER ST	106.39-1-72.001	75' x 194'	\$ 4,800
24 HOELTZER ST	106.39-1-66.001	75' x 99'	\$ 500
36 HOELTZER ST	106.39-1-60.001	68' x 133'	\$ 500
44-46 HOELTZER ST	106.39-1-56.001	60' x 133'	\$ 500
60-64 HOELTZER ST	106.39-1-47.003	80' x 133'	\$ 900
21 KAPPEL PLACE-East Portion	106.38-2-30.001	~72' x 81'	\$ 700
5 KAPPEL PLACE	106.38-2-39.003	144' x 80'	\$ 875
765 NORTH CLINTON AVE	106.38-2-43	48' x 145'	\$ 3,500
769-71 N. CLINTON AVE-East Portion	106.38-2-42	40' x ~437'	\$ 3,900
10 SULLIVAN ST	106.30-2-32	34' x 99'	\$ 350
12 SULLIVAN ST	106.31-4-63.003	58' x 99'	\$ 450
29 SULLIVAN ST	106.39-1-13.002	136' x 135'	\$ 900
37 SULLIVAN ST-East Portion	106.39-1-18.002	~60' x 137'	\$ 525
51 SULLIVAN STREET	106.39-1-24.2	210' x 167'	\$ 2,500
59 SULLIVAN STREET	106.39-1-31.1	70' x 167'	\$ 1,200

~~Total of Sales Prices~~

~~\$ 22,100~~

This PILOT Agreement shall provide that said parcels shall remain entitled to a real property tax exemption, provided that the Developer makes annual payments in lieu of taxes to the City of Rochester equal in total to no less than 10% of the Project's annual "shelter rent," a phrase which refers to the amount of gross rents less utility costs.

Section 3. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined.

Passed unanimously.

By Councilmember Gruber
June 16, 2020

To the Council:

The **PARKS & PUBLIC WORKS committee** recommends for **Adoption** the following entitled legislation:

- Int. No. 219 Authorizing agreement for a Community Choice Aggregation Administrator
- Int. No. 220 Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$240,000 Bonds of said City to finance the costs of environmental remediation improvements at the Rochester Fire Academy site in the City
- Int. No. 221 Authorizing a grant agreement for greenhouse gas inventory updates and a heat emergency plan
- Int. No. 223 Authorizing an agreement for the Lincoln Branch Library Reconfiguration Schematic Design
- Int. No. 225 Authorizing an appropriation and amending Ordinance No. 2019-201 for the State Street Reconstruction Project
- Int. No. 226 Authorizing an agreement for University Firehouse Truck Bay Alteration
- Int. No. 227 Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$342,000 Bonds of said City to finance costs of the University Firehouse Truck Bay Alteration
- Int. No. 228 Authorizing agreements for the West River Wall Segment 1 Project
- Int. No. 229 Authorizing an intermunicipal agreement for the Resiliency and Economic Development Initiative projects along the east side of the Genesee River

The **PARKS & PUBLIC WORKS COMMITTEE** recommends for **CONSIDERATION** the following entitled legislation:

Int. No. 222 Amending the Official Map and authorizing pavement changes to prohibit the use of motor vehicles and repurpose a portion of Laura Street

Int. No. 224 Approving geometric changes on Barrington Street related to Rochester City School District Francis Parker School No. 23

Respectfully submitted,
Mitch Gruber
Malik Evans
Jose Peo
Willie Lightfoot
Loretta C. Scott
PARKS & PUBLIC WORKS COMMITTEE

Received, filed and published.

TO THE COUNCIL

Ladies and Gentlemen:

Re: Ordinance No. 2020-191
Professional Services Agreement –
Community Choice Aggregation
Administrator

Comprehensive Plan 2034 Initiative Area:
Sustaining Green and Active Systems

Transmitted herewith for your approval is legislation authorizing a no-cost professional services agreement with Joule Assets Inc. (Mike Gordon, CEO, 22 Edgemont Rd, Katonah, NY) for services related to the administration of the Community Choice Aggregation (CCA) program in the City of Rochester.

Local law No. 6 of 2019, passed by City Council on November 12, 2019 and adopted on December 3, 2019, authorized the establishment of a CCA program in the City of Rochester. One of the requirements of the CCA program is for the municipality to select a CCA Administrator to work with the City to fully develop and manage the CCA. The primary responsibilities of the CCA Administrator include the development of a CCA implementation plan, data protection plan, and at least two months of public outreach and engagement. There is no cost to the City for the services of the CCA Administrator. Fees for the CCA Administrator are remitted by the selected energy supplier, not by the City, and is not additive over and above the supply rate. Additionally, the City is not obligated to implement the CCA program until the energy supply contract procurement is initiated, which will occur after the development of the implementation plan, data protection plan and the public outreach and engagement period.

CCA been identified as an implementation action in the City of Rochester Community-wide Climate Action Plan (CAP), endorsed by City Council in May, 2017, and the Rochester 2034 Comprehensive Plan, adopted by City Council in November 2019. The CCA Administrator will play a key role in developing and implementing a local CCA program which is intended to provide city

residents and small businesses with clean, renewable energy, save money on utility bills, foster economic development through increased energy efficiency and clean energy jobs, and provide significant greenhouse gas emissions reductions in Rochester.

The agreement will have an initial term of two (2) years with provisions for up to three one-year extensions based on mutual written agreement.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AT-111

Ordinance No. 2020-191
(Int. No. 219)

Authorizing agreement for a Community Choice Aggregation Administrator

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 Joule Assets Inc. to serve as Administrator of the Community Choice Aggregation Energy Program in accordance with Sections 7-50 through 7-59 of the City Charter. The compensation for this agreement shall be derived from an administrative fee charged to participating consumers by the selected energy supplier at a rate to be negotiated between the Administrator and the supplier. The term of the agreement shall be two years with the option to extend for up to three additional periods of 1 year each.

Section 2. The 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. 2020-192
Re: Bond Authorization –
Environmental Services,
Rochester Fire Academy Inactive
Hazardous Waste Disposal Site

Comprehensive Plan 2034 Initiative Area:
Sustaining Green and Active Systems

Transmitted herewith for your approval is legislation authorizing the issuance of bonds totaling \$240,000 and the appropriation of the proceeds thereof to finance environmental services, including environmental engineering services, waste water treatment services, and continued maintenance and technical support at the City of Rochester Fire and Police Training Academy facility located at 1190 Scottsville Road.

The Rochester Fire Academy (RFA) Site, located at 1190 Scottsville Road, consists of the North Disposal Area (NDA), Southern Disposal Area (SDA), Training Grounds Area (TGA), Police Obstacle Course and Police Firing Range (PFR). Since the early 1950s, the RFA was involved in decades of fire training activities involving chemical use resulting in significant soil and groundwater contamination. In 1983 the RFA site was designated by the New York State Department of Environmental Conservation (NYSDEC) as an Inactive Hazardous Waste Disposal Site (State Superfund Site). A series of remedial investigations of the Site was performed by the City in the late 1980's to mid-1990s under an order on consent with the NYSDEC. In 1993 the NYSDEC issued a Record of Decision (ROD) that required the City to complete remedial measures at the RFA site including excavation and treatment of contaminated soils and construction and operation of a groundwater treatment plant to prevent groundwater contamination from migrating into the adjacent Genesee River. While overall site cleanup project was completed in 1998, residual contamination still exists and long-term engineering and institutional controls were established by the NYSDEC. The NYSDEC RFA ROD also requires on-going inspections, groundwater sampling, and operations and monitoring activities including the operation of the groundwater treatment plant system which has been operated by the City since 1998.

The existing groundwater treatment system will likely need to be operated for several more decades, and the building and treatment system equipment and components and associated grounds will need to be maintained and updated on an as needed basis.

The environmental services funded under this bond authorization are anticipated to be initiated in the summer of 2020 and substantially completed in approximately five (5) years.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AT-112

Ordinance No. 2020-192
(Int. No. 220)

Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$240,000 Bonds of said City to finance the costs of environmental remediation improvements at the Rochester Fire Academy site in the City

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called the "City"), is hereby authorized to finance the cost of environmental remediation improvements to the Rochester Fire Academy Inactive Hazardous Waste Disposal Site at 1190 Scottsville Road in the City in accordance with an order on consent between the City and the New York State Department of Environmental Conservation, including the operation, maintenance and monitoring of a groundwater collection and treatment system and other long-term engineering and institutional controls required by NYSDEC. The total estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof, is \$240,000, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$240,000 bonds of the City and the levy and collection of an ad valorem tax on all the taxable real property in the City without limitation as to rate or amount, sufficient to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the City in the principal amount of \$240,000 are hereby authorized to be issued pursuant to the Constitution and laws of the State of New York, including the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), this Ordinance, and other proceedings and determinations related thereto.

Section 3. The City intends to finance, on an interim basis, the costs or a portion of the costs of said improvement for which bonds are herein authorized, which costs are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the City, pursuant to this Ordinance, in the amount of \$240,000. This Ordinance is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 4. The period of probable usefulness of said specific object or purpose for which said bonds authorized pursuant to this Ordinance are to be issued, within the limitations of Section 11.00a.6-e of the Law, is twenty (20) years.

Section 5. Each of the bonds authorized by this Ordinance and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the City, payable as to both principal and interest by an ad valorem tax upon all the taxable real property within the City without limitation as to rate or amount. The faith and credit of the City are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the City by appropriation of (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 6. Subject to the provisions of this Ordinance and of said Law, and pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and of Section 50.00, 56.00 to 60.00 and 168.00 of said Law, the powers and duties of the City Council relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, and relative to providing for substantially level or declining debt service, prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any notes issued in anticipation of the sale of said bonds or the renewals of said notes, as well as to executing agreements for credit enhancement, are hereby delegated to the Director of Finance, as the Chief Fiscal officer of the City.

Section 7. The validity of the bonds authorized by this Ordinance and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the City is not authorized to expend money; or

(b) the provisions of law which should be complied with at the date of the publication of such Ordinance are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty (20) days after the date of such publication; or

(c) such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This ordinance shall take effect immediately, and the City Clerk is hereby authorized and directed to publish a summary of the foregoing ordinance, together with a Notice attached in substantially the form prescribed by Section 81.00 of the law in "The Daily Record," a

newspaper published in Rochester, New York, have a general circulation in the City and hereby designated the official newspaper of said City for such publication.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-193
Re: Grant Acceptance–New York
State Department of Environmental
Conservation–Greenhouse Gas Inventory
Updates and Heat Emergency Plan

Comprehensive Plan 2034 Initiative Area:
Sustaining Green and Active Systems

Transmitted herewith for your approval is legislation related to updating municipal and community-wide greenhouse gas (GHG) emissions inventories and developing a heat emergency plan (the Project) for the City of Rochester. This legislation will:

1. Authorize the Mayor to enter into a grant agreement with the New York State Department of Environmental Conservation (NYSDEC); and,
2. Authorize the receipt and use of \$62,500 in anticipated grant funds from the NYSDEC to finance the Project.

In December 2019, the City was awarded \$62,500 in grant funds through the NYSDEC Climate Smart Communities (CSC) Program, which provides communities funding to conduct climate-related projects. The new GHG inventories will update previously completed GHG inventories and evaluate progress toward the City’s Climate Action Plan emissions reduction goals of 20% by 2020. The heat emergency plan will increase heat safety awareness and reduce negative public health impacts that can occur during high-heat events, which are anticipated to increase in our region as a result of climate change.

Once the grant agreement with the NYSDEC is in place, the City will issue an RFP to select a consultant to assist in the development of the Project. The required 50% City cost share will be funded with in-kind City staff time and energy program income. The term of the grant agreement is up to five (5) years.

Developing municipal and community-wide GHG emissions inventories and a heat emergency plan will help the City to reduce GHG emissions and prepare for climate change impacts, creating a sustainable community, ready for continued growth and vibrancy.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2020-193
(Int. No. 221)

Authorizing a grant agreement for greenhouse gas inventory updates and a heat emergency plan

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 Environmental Conservation for the receipt and use of grant funds in the amount of \$62,500 for an update to municipal and community-wide greenhouse gas emissions inventories and the development of a heat emergency plan for the City of Rochester. The term of the agreement shall be up to five years.

Section 2. The 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. 2020-194

Re: Laura Street - Official Map Amendment and
Geometric Changes

Transmitted herewith for your approval is legislation related to amending the Laura Street right-of-way (ROW) as a part of the Rochester Police Department (RPD) Goodman Section Office and SE Neighborhood Service Center (NSC) project. This legislation will:

1. Amend the Official Map by prohibiting vehicular traffic on the south portion of Laura Street beginning at the East Main Street intersection and continuing north 147.71 feet+/-.
2. Authorize geometric pavement and curb changes necessary to prevent vehicles from accessing the south portion of the Laura Street ROW.

The proposed Official Map Amendment and geometric changes will block vehicular traffic from 147.71 feet of the Laura Street ROW while permitting pedestrian and bicycle traffic. A new pedestrian plaza will be constructed at this location that will be directly adjacent to the planned NSC building entrance and public parking area. The plaza will create a pedestrian sidewalk and bicycle connection between East Main Street and the neighborhoods directly north of the new construction.

Public meetings were held on October 3, 2018 (RPD Public Information Meeting), March 7, 2019 (Beechwood Neighborhood Coalition Meeting), April 11, 2019 (North Winton Village Meeting), January 23, 2020 (East Main Street Initiatives Public Information Meeting) and February 10, 2020 (Neighbors Building Neighborhoods Sector 6). Copies of the meeting minutes are attached. The pavement width and traffic flow changes were endorsed by the Traffic Control Board at the February 19, 2020 meeting.

The City Planning Commission, in its May 11, 2020 meeting recommended approval of this abandonment by a vote of 7-0-0. Minutes of that meeting, along with the application, are attached.

A public hearing is required.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AT-113

Ordinance No. 2020-194
(Int. No. 222)

Amending the Official Map and authorizing pavement changes to prohibit the use of motor vehicles and repurpose a portion of Laura Street

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

Section 1. Chapter 76 of the Municipal Code, Official Map or Plan, as amended, is hereby further amended by terminating the use of the following southerly segment of the Laura Street right-of-way as a roadway for motor vehicles:

All that tract or parcel of land, situate in the City of Rochester, County of Monroe, State of New York, being part of Town Lot 50, 2nd Division, and being more particularly bounded and described as follows: Beginning at the intersection of the northerly ROW line of East Main Street (66' ROW) and the westerly ROW line of Laura Street (60' ROW), said intersection being the Point or Place of Beginning; thence

- 1) Northerly, along said westerly ROW line of Laura Street, a distance of 147.71 feet to a point; thence
- 2) Easterly, crossing said Laura Street with an interior angle of 90 degrees, a distance of 60.0 feet to the easterly ROW line of said Laura Street; thence
- 3) Southerly, along said easterly ROW line of Laura Street, a distance of 147.71 feet to the said northerly ROW line of East Main Street; thence
- 4) Westerly, crossing said Laura Street and along said ROW line of East Main Street, a distance of 60.0 feet to the Point or Place of Beginning.

Hereby intending to describe a parcel of land containing 8863 square feet, or 0.20 Acres, more or less.

Section 2. Council hereby approves removing or reducing the width of the pavement and reconfiguring the curbing within the same southerly portion of Laura Street as is determined to be necessary or appropriate to prevent access by motor vehicles and to repurpose the space for a multi-purpose trail, public plaza and/or other public purposes. The pavement and curb changes shall be made in accordance with plans and specifications approved by the City Engineer.

Section 3. This ordinance shall take effect immediately.

Passed by the following:

Ayes – President Scott, Councilmembers Evans, Gruber, Harris, Lightfoot, Ortiz, Patterson, Peo -8

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-195
Re: Agreement – Edge Architecture,
PLLC, Lincoln Branch Library
Reconfiguration Schematic Design

Council Priority: Creating and Sustaining a Culture of
Vibrancy

Transmitted herewith for your approval is legislation establishing \$60,000 as maximum compensation for an agreement with Edge Architecture, PLLC (Allen Rossignol, Chief Executive Officer, 277 Alexander Street, Suite 407, Rochester, NY) for architecture and engineering services for the Lincoln Branch Library Reconfiguration Schematic Design. The cost of the agreement will be financed from 2019-20 Cash Capital.

Consultant will provide services to develop programming and schematic design options for the recommended improvements from the Library’s operations and facilities master plan. The schematic design and related cost estimates will allow for review and decision making, to enable the Library to complete an application for a NYSED Library Construction Grant. The selected design will advance to final design and construction documents in a future phase as funding allows.

Edge Architecture, PLLC was selected for architecture and engineering services through a request for proposal process which is described in the attached summary. The term of the agreement shall continue until six months after acceptance of the schematic design report.

The agreement will result in the creation and/or retention of the equivalent of 0.65 full-time jobs.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AT-114

Ordinance No. 2020-195
(Int. No. 223)

Authorizing an agreement for the Lincoln Branch Library Reconfiguration Schematic Design

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 Edge Architecture, PLLC for architectural and engineering services for the Lincoln Branch Library Reconfiguration Schematic Design. The maximum compensation for the agreement shall be \$60,000, which shall be funded from 2019-20 Cash Capital. The term of the agreement shall continue until six months after acceptance of the schematic design report.

Section 2. The 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. 2020-196
Re: Geometric Changes – RCSD
Francis Parker School No. 23
(170 Barrington Street)

Council Priority: Creating and Sustaining a
Culture of Vibrancy and Jobs and Economic
Development

Transmitted herewith for your approval is legislation authorizing geometric changes for the Rochester City School District (RCSD) Francis Parker School No. 23 project located at 170 Barrington Street.

Geometric changes on Barrington Street include an increase of 8 feet 6 inches in pavement width, from 25 feet to 33 feet 6 inches, beginning at a point 45 feet north of Milburn Street northerly for a distance of approximately 130 feet, where pavement width will return to 25 feet at an existing cross-walk and continue northerly for a distance of approximately 50 feet, then increase 8 feet 6 inches in width, from 25 feet to 33 feet 6 inches, continuing northerly for a distance of approximately 113 feet, the total length of proposed pavement and curb modification being approximately 351 feet.

This change will create a bus pull-off area that will improve driver and pedestrian safety at the school. In addition to the pavement width changes, the project includes curb and sidewalk replacement adjacent to School No. 23 on the east side of Barrington Street.

Construction for the RCSD project is anticipated to begin in summer of 2020, and completion is anticipated by fall of 2020.

A public informational meeting was held on January 28, 2020. A copy of the minutes of this meeting are attached. The geometric changes required for the project were endorsed by the Traffic Control Board on February 5, 2020.

A public hearing on the pavement width changes is required.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AT-115

Ordinance No. 2020-196
(Int. No. 224)

Approving geometric changes on Barrington Street related to Rochester City School District Francis Parker School No. 23

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

Section 1. The Council hereby approves the following changes in the pavement width of Barrington Street to create bus pull-off areas at the Rochester City School District Francis Parker School No. 23 located at 170 Barrington Street:

- a) increasing the pavement width on Barrington Street by 8 feet 6 inches, from 25 feet to 33 feet 6 inches, beginning at a point approximately 45 feet north of Milburn Street and continuing northerly for a distance of approximately 130 feet, where the pavement shall taper back to the existing 25-foot width for approximately 50 feet of length to accommodate an existing cross-walk; and
- b) continuing on the northerly side of said cross-walk area, increasing the pavement width on Barrington Street by 8 feet 6 inches, from 25 feet to 33 feet 6 inches, beginning at a point approximately 180 feet north of Milburn Street and continuing northerly for a distance of approximately 113 feet, where the pavement shall taper back to the existing 25-foot width.

Section 2. The changes shall be made in accordance with plans and specifications approved by the City Engineer, who may make reasonable modifications to such plans.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-197
Re: State Street Reconstruction
Project (Basin Street - Inner Loop)

Council Priority: Creating and Sustaining a Culture of
Vibrancy and Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area:
Sustaining Green & Active Systems

Transmitted herewith for your approval is legislation related to the State Street Reconstruction Project. This legislation will:

- 1. Appropriate \$38,100 in anticipated reimbursements from the New York State Marchiselli Aid Program to finance a portion of the design and right-of-way incidentals for the project; and,

2. Amend Section 3 of Ordinance No. 2019-201, which established funding for the agreement with LaBella Associates, D.P.C. (Steve Metzger, P.E., C.E.O., 300 State Street, Suite 201, Rochester, New York) for scoping and preliminary design services related to this project, by reducing the 2014-15 Cash Capital by \$38,100, and replacing those funds with the \$38,100 of the NYS Marchiselli Aid appropriate herein.

This is a Federal Aid Project that is administered by the City under agreement with the NYSDOT.

Street improvements will include pavement reconstruction and widening, curbs, sidewalks, curb ramps, catch basins, manhole frames and covers, water main, water anodes, hydrants, telecommunications conduit, street lighting, signal upgrades, signing, pavement markings, tree plantings, and other various streetscape improvements. These improvements will enhance traffic safety and efficiency, improve the surface drainage and riding quality of the roadway, improve accessibility, and enhance the streetscape.

Additional legislation related to this project, including but not limited to the appropriation of funds for final design services, geometric changes, and construction will be forthcoming.

Construction is anticipated to begin in spring 2022 and be substantially complete in fall 2023.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AT-116

Ordinance No. 2020-197
(Int. No. 225)

Authorizing an appropriation and amending Ordinance No. 2019-201 for the State Street Reconstruction Project

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

Section 1. The Council hereby authorizes the receipt and use of \$38,100 in anticipated reimbursements from the New York State Marchiselli Aid Program and appropriates that sum to fund the State Street Reconstruction Project (Project).

Section 2. Section 3 of Ordinance No. 2019-201 is hereby amended to read in its entirety as follows:

Section 3. The Mayor is hereby authorized to enter into a professional services agreement with LaBella Associates, D.P.C. for scoping and preliminary design services related to this Project. The maximum compensation for the agreement shall be \$265,000. The agreement shall be funded by \$203,200 from the FHWA reimbursements appropriated in Section 2, \$38,100 in anticipated reimbursements from the New York State Marchiselli Aid Program and ~~-\$61,800~~ \$23,700 from 2014-15 Cash Capital. The term of the agreement shall extend until six months after final acceptance of the Project.

Section 3. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-198
Ordinance No. 2020-199
Re: University Firehouse Truck
Bay Alteration

Council Priority: Creating and Sustaining a Culture of
Vibrancy

Transmitted herewith for your approval is legislation related to University Firehouse Truck Bay
Alteration. This legislation will:

1. Establish \$85,000 as maximum compensation for a professional services agreement with Popli, Architecture + Engineering & L.S., D.P.C. dba Popli Design Group, (S. Jay Popli, Executive Vice President, 555 Penbrooke Drive, Penfield, NY) for design phase and construction administration services. The cost of the agreement will be financed from bonds authorized herein, and;
2. Authorize the issuance of bonds totaling \$342,000 and the appropriation of the proceeds thereof to finance design and construction for the Project.

The agreement includes design phase and construction administration services for renovations of the University Firehouse apparatus bay concrete floor and overhead doors. The renovations are required to accommodate new fire trucks that are larger and heavier than existing City fire trucks. The City also temporarily houses on-call trucks from neighboring towns through its Mutual Aid Fire Agreement. These trucks are newer and also have minimum height and weight requirements that the building cannot currently accommodate.

Popli Design Group was selected for design services through a Request for Proposal process which is described in the attached summary. The agreement shall extend until three (3) months after the two-year guarantee inspection of the project.

Design phase services will begin in fall 2020. Construction is anticipated to begin 2021 with anticipated substantial completion in fall 2021. The agreement will result in the creation and/or retention of the equivalent of 3.7 full-time jobs.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AT-117

Ordinance No. 2020-198
(Int. No. 226)

Authorizing an agreement for University Firehouse Truck Bay Alteration

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 Popli, Architecture + Engineering & L.S., D.P.C. to provide design phase and construction administration services for the University Firehouse Truck Bay Alteration located at 997 University Avenue (the Project). The maximum compensation for the agreement shall be \$85,000, which shall be funded from the proceeds of a bond ordinance to be adopted for the Project. The term of the agreement shall continue to 3 months after completion of a 2-year guarantee inspection of the Project.

Section 2. The 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.

Ordinance No. 2020-199
(Int. No. 227)

Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$342,000 Bonds of said City to finance costs of the University Firehouse Truck Bay Alteration

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance the costs of the University Firehouse Truck Bay Alteration, consisting of renovations to the apparatus bay concrete floor and overhead doors of the firehouse located at 997 University Avenue to accommodate larger and heavier fire trucks (the "Project"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$342,000, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$342,000 bonds of the City to finance said appropriation and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the City in the principal amount of \$342,000 are hereby authorized to be issued pursuant to the Constitution and laws of the State of New York, including the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), this Ordinance, and other proceedings and determinations related thereto.

Section 3. The City intends to finance, on an interim basis, the costs or a portion of the costs of said improvements for which bonds are herein authorized, which costs are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the City, pursuant to this Ordinance, in the amount of \$342,000. This Ordinance is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 4. The period of probable usefulness of said class of objects or purposes described in Section 1 of this Ordinance, within the limitations of 11.00 a. 13. of the Law, is ten (10) years.

Section 5. Each of the bonds authorized by this Ordinance and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by

Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds, shall be general obligations of the City, payable as to both principal and interest by an ad valorem tax upon all the taxable real property within the City without limitation as to rate or amount. The faith and credit of the City are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the City by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 6. Subject to the provisions of this Ordinance and of said Law, and pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and of Sections 50.00, 56.00 to 60.00 and 168.00 of said Law, the powers and duties of the City Council relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, and relative to providing for substantially level or declining debt service, prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any notes issued in anticipation of the sale of said bonds or the renewals of said notes, as well as to executing agreements for credit enhancement, are hereby delegated to the Director of Finance, as the Chief Fiscal Officer of the City.

Section 7. The validity of the bonds authorized by this Ordinance and of any notes issued in anticipation of the sale of said bonds may be contested only if:

(a) such obligations are authorized for an object or purpose for which the City is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of such Ordinance are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty (20) days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This Ordinance shall take effect immediately, and the City Clerk is hereby authorized and directed to publish a summary of the foregoing Ordinance, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in "The Daily Record," a newspaper published in Rochester, New York, having a general circulation in the City and hereby designated the official newspaper of said City for such publication.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-200

Re: West River Wall Project

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area:

Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the West River Wall Project. This legislation will:

1. Establish \$775,000 as maximum compensation for a professional services agreement with Joseph C. Lu Engineering, P.C., (Cletus O. Ezenwa, CEO, 339 East Avenue, Suite 200, Rochester, NY) for Resident Project Representative (RPR) services for the project. The cost of this agreement will be funded from debt authorized by Ordinance No. 2017-333.; and,
2. Authorize an amendatory agreement with Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C. (Pietro V. Giovenco, CEO, 280 East Broad Street, Rochester, NY) to provide additional Construction Phase Engineering and Environmental Monitoring services related to project. The original agreement, authorized in October, 2017 established maximum compensation at \$1,500,000. This amendment will increase the compensation by \$350,000, to a maximum total of \$1,850,000. The additional cost will be funded from debt authorized by Ordinance No. 2017-333.

The West River Wall project is divided into two distinct segments for logistical and project implementation purposes. Segment 1 is defined as the Corn Hill waterfront and is located along the west bank of the Genesee River occupying an approximately 4 acre site that extends approximately 2,200 feet in the north-south direction from Ford Street to the Corn Hill Landing Development and approximately 80 feet in the east-west direction from the Genesee River to Exchange Boulevard. Segment 2 is defined as the Vacuum Oil Waterfront, extending along the west bank of the Genesee River from Ford Street to Utica Place.

The scope of the Segment 1 (Corn Hill) project consists of reconstruction and/or rehabilitation of the flood protection wall, construction of a new park and pedestrian plaza, and installation of an ADA accessible boat launch. The project also includes traffic calming measures through the construction of a raised table intersection at the Exchange Boulevard and Fitzhugh Place. Details of the project were presented to Council in transmittal letters accompanying Ordinance No. 2017-332, Ordinance No. 2017-333 and Ordinance No. 2019-373.

Joseph C. Lu Engineering, P.C was selected for RPR Services for Segment 1 (Corn Hill) through a Request for Proposal process which is described in the attached summary. The agreement shall have a term of three (3) months after completion of a two-year guarantee inspection of the project.

Bergmann Associates is the design consultant for the project. Through coordination with the City and the New York State Department of Environmental Conservation (NYSDEC), an Environmental Management Plan was established during design to mitigate onsite environmental conditions. During construction Bergmann Associates will provide the additional Construction Phase Engineering and Environmental Monitoring to fulfill requirements of the Environmental Management Plan.

Construction for the Segment 1 (Corn Hill) is anticipated to begin in summer 2020 with substantial completion in fall 2021. It is anticipated that the project will return to council for authorization of construction funds. Segment 2 (Vacuum Oil) is currently in preliminary design phase. The agreement and amendatory agreement will result in the creation and/or retention of the equivalent of 12.3 full-time jobs.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AT-118

Authorizing agreements for the West River Wall Segment 1 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 professional services agreement with Joseph C. Lu Engineering, P.C. to provide resident project representation services for the West River Wall Segment 1 Project consisting of the reconstruction and/or rehabilitation of a flood protection wall and constructing a park, pedestrian plaza and public boat launch along the west bank of the Genesee River extending from the Ford Street Bridge to Corn Hill Landing (collectively, the Project). The maximum compensation for the agreement shall be \$775,000 and said amount, or so much thereof as may be necessary, shall be funded from a portion of the proceeds of bonds authorized in Ordinance No. 2017-333. The term for the agreement shall continue until three months after completion of a two-year guarantee inspection of the Project work.

Section 2. The Mayor is hereby authorized to enter into an amendatory professional services agreement with Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C. to provide additional construction phase engineering and environmental monitoring services for the Project. The amendatory agreement shall amend the professional services agreement authorized in Ordinance No. 2017-332 so as to increase the maximum compensation by \$350,000 to a new total of \$1,850,000. The increase in compensation shall be funded from a portion of the proceeds of bonds authorized in Ordinance No. 2017-333.

Section 3. The agreements authorized herein 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. 2020-201
Re: Intermunicipal Agreement –
Town of Irondequoit and Monroe
County, Resiliency and Economic
Development Initiative (REDI)

Council Priority: Jobs and Economic Development
and Creating and Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation related to the New York State Resiliency and Economic Development Initiative (REDI). This legislation will:

1. Authorize an intermunicipal agreement with the Town of Irondequoit and Monroe County to allow for the City to reconstruct and improve waterfront structures along the east side of the Genesee River located in the City of Rochester. Town of Irondequoit and Monroe County as part of the REDI initiative to ensure Genesee

River shoreline stabilization, river wall extension and marina and infrastructure upgrades, and to allow for Monroe County and the Town of Irondequoit to pay to the City the 5% cost share.

Governor Andrew M. Cuomo launched the REDI program in May 2019 to meet the needs of New York State residents living in the eight (8) counties impacted by Lake Ontario and St. Lawrence River flooding. The \$300 million program is intended to repair damage caused by previous flood events and to increase the resiliency of municipal shoreline facilities to protect against anticipated future high water events. Council authorized the application for funding and agreements with New York State in December 2019 (Ordinance No. 2019-376).

The REDI project on the east side of the Genesee River includes an approximate 975 feet of shoreline consisting of parcels owned by the City, Town of Irondequoit and Monroe County. The east side project will provide continuous flood protection (floodwalls and berms) along the river and updates to the landslide storm sewer system and utilities to better handle any future storm water intrusion.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2020-201
(Int. No. 229)

Authorizing an intermunicipal agreement for the Resiliency and Economic Development Initiative projects along the east side of the Genesee River

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

Section 1. The Mayor is hereby authorized to enter into an intermunicipal agreement with the Town of Irondequoit and Monroe County to administer the Resiliency and Economic Development Initiative (REDI) projects along the east side of the Genesee River.

Section 2. The 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.

By Vice-President Lightfoot
June 16, 2020

To the Council:

The **PUBLIC SAFETY, YOUTH & RECREATION COMMITTEE** recommends for **ADOPTION** the following entitled legislation:

Int. No. 230 Appropriating federal forfeiture funds to support an anti-gun violence campaign

- Int. No. 231 Appropriating funds and authorizing an agreement for veterinary services
- Int. No. 232 Authorizing agreement relating to Biz Kid\$ youth entrepreneurship program
- Int. No. 233 Authorizing funding and agreements for the 2020 Summer Food Service Program

Respectfully submitted,
Willie J. Lightfoot
Mitch Gruber (*Abstained on Int. No. 233*)
LaShay D. Harris
Jacklyn Ortiz
Loretta C. Scott
PUBLIC SAFETY YOUTH & RECREATION COMMITTEE

Received filed and published.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-202
Re: Federal Forfeiture Funds-Anti-Gun
Violence Campaign

Council Priority: Public Safety

Transmitted herewith for your approval is legislation appropriating \$5,100 from federal forfeiture funds generated by the Police Department. These funds will be included in the 2020-21 Budget of the Police Department, contingent upon approval.

The Rochester Police Department will use these funds to support an anti-gun violence media campaign to bring attention to the issue of gun violence. The campaign, which will run during the month of July, will consist of radio, social media, and outdoor advertising. The goal of the campaign is to bring attention to the human toll of gun violence and give members of the community information on how they can help reduce shootings in the City of Rochester.

The appropriations requested this month will result in a balance of approximately \$780,400 in the federal forfeiture Justice fund.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2020-202
(Int. No. 230)

Appropriating federal forfeiture funds to support an anti-gun violence campaign

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

Section 1. The sum of \$5,100 in funds anticipated to be received from the Federal Government from seized and forfeited assets are hereby appropriated to support an anti-gun violence media campaign (Campaign).

Section 2. The Mayor is hereby authorized to enter into any agreement and to execute such other documents as may be necessary to fund and implement the Campaign.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-203
Re: Agreements – Veterinary Services for
Rochester Animal Services

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Are:
Reinforcing Strong Neighborhoods

Transmitted for your approval is legislation related to veterinary agreements for Rochester Animal Services (RAS). This legislation will:

1. Appropriate up to \$19,800 from the Animal Control Gifts Fund for veterinary services agreements for Rochester Animal Services; and
2. Establish \$8,000 as maximum compensation for an agreement with Animal Hospital of Pittsford, P.C. (Principal: Todd Wihlen), 2816 Monroe Avenue, Rochester, for emergency veterinary services. The agreement will be funded from the 2020-21 Budget of the Police Department contingent upon approval. The term will be from July 1, 2020 to June 30, 2021.

RAS utilizes agreements with outside veterinarians and veterinary technicians to increase surgical capacity, improve customer service, and provide veterinary coverage during the absence of the regular veterinarian and veterinary technicians. RAS does not expect any of these individual agreements to reach the \$10,000 threshold that would require Council approval. Animal Hospital of Pittsford provides emergency and after-hours veterinary services, and performs spay and neuter surgeries when on-site consultants are not available.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2020-203
(Int. No. 231)

Appropriating funds and authorizing an agreement for veterinary services

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

Section 1. The sum of \$19,800, or so much thereof as may be necessary, is hereby appropriated from the Animal Control Gifts Fund for veterinary services agreements for Rochester Animal Services.

Section 2. The Mayor is hereby authorized to enter into a professional services agreement with Animal Hospital of Pittsford, P.C. to provide emergency veterinary services. The maximum compensation for the agreement shall be \$8,000, which shall be funded from the 2020-21 Budget of the Police Department, contingent upon approval. The term of the agreement shall be from July 1, 2020 to June 30, 2021.

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. 2020-204

Re: Agreement - Consumer Credit Counseling
Service of Rochester, Inc.

Council Priority: Supporting the Creation of Effective Educational Systems

Comprehensive Plan 2034 Initiative Area: Fostering
Prosperity and Opportunity; Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation establishing \$9,500 as maximum compensation for an agreement with Consumer Credit Counseling Service of Rochester, Inc. (CCCSR) (Jason Tracy, CEO, Rochester, NY) for services related to the delivery of the Biz Kid\$ youth entrepreneurship program. The cost of this agreement will be funded from the 2020-21 Budget of the Department of Recreation and Youth Services (DRYS) and the term of the agreement will not exceed one year.

The Biz Kid\$ youth entrepreneurship program, operated by DRYS, provides interactive, applied business and entrepreneurial education to Rochester youth ages 10-18 annually through the delivery of four week-long Biz Kid\$ camps, five Biz Kid\$ and Beyond seminars, and the Biz Kid\$ Real summer youth employment program. Consumer Credit Counseling Service of Rochester, Inc. became a key partner of the Biz Kid\$ program in 2013. As a local nonprofit organization established in 1970, its mission is to help individuals and families to build financial wellness and financial peace of mind. Under this agreement, CCCSR will provide financial literacy instruction, training for DRYS Recreation staff on the Biz Kid\$ curriculum and youth entrepreneurship trends, and assistance with Biz Kid\$ camp instruction.

A justification for no RFP is attached.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AT-119

Ordinance No. 2020-204
(Int. No. 232)

Authorizing agreement relating to Biz Kid\$ youth entrepreneurship 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 with Consumer Credit Counseling Service of Rochester, Inc. to provide services relating to the Biz Kid\$ youth entrepreneurship program (the Program), including instruction to Program participants and training to Program staff. The maximum compensation for the agreement shall be \$9,500, which shall be funded from the 2020-21 Budget of the Department of Recreation and Youth Services, contingent upon approval. The term of the agreement shall be up to one year.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2020-205
Re: Summer Food Service Program

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the 2020 Summer Food Service Program (SFSP). This legislation will:

1. Authorize a grant agreement with the New York State Department of Education for the receipt and use of \$1,034,805.94 in anticipated reimbursements for the 2020 Summer Food Service Program operated by the City of Rochester. The funds will be used for the procurement and delivery of meals, the salaries of City summer staff consisting of one coordinator, two monitors, and a clerk; refuse pickup; mileage; outreach; and supplies.
2. Amend the 2020-21 Budget of DRYS by \$734,000 to reflect the receipt of the grant, contingent upon approval of said budget. A portion of the grant funds, \$300,800, were anticipated and included in the proposed 2020-21 Budget of DRYS however

the reimbursement is anticipated to exceed this amount due to the COVID-19 pandemic and anticipated increased utilization of this summer’s food service program.

3. Establish \$560,000 as maximum compensation for a professional services agreement with the Rochester City School District for meal preparation and delivery services related to the 2020 Summer Food Service Program. The term of the agreement will not exceed one year and the cost of the agreement will be funded by 2020-21 Budget of DRYS and the grant funds authorized herein.
4. Establish \$180,000 as maximum compensation for a professional services agreement with Foodlink, Inc. (Julia Tedesco, CEO, Rochester, NY) for meal preparation and delivery services related to the 2020 Summer Food Service Program. The term of the agreement will not exceed one year and the cost of the agreement will be funded by 2020-21 Budget of DRYS and the grant funds authorized herein.

SFSP provides free breakfast and lunch to city children aged 18 and under and to disabled persons over 18 who are enrolled in a school year program for children with disabilities. The program is administered by the City and reimbursed by the New York State Department of Education, using federal funding. The federal reimbursement rates and projected numbers of meals for this year are as follows:

	<u>Meals</u>	<u>Rate per Meal</u>	<u>Reimbursement</u>
Breakfast	156,375	\$2.33	\$ 364,353.75
Lunch	164,025	\$4.0875	<u>\$ 670,452.19</u>
			<u>\$1,034,805.94</u>

This year the program will operate from June 26-September 4 and meals will be served at a variety of locations throughout the City. Last year, the City of Rochester served nearly 75,000 meals. With the COVID-19 grab and go model approved to remain throughout the summer, the City anticipates serving more than 300,000 breakfasts and lunches. The District and Foodlink Inc., along with several local agencies, also operate summer food service programs in the Rochester community.

The City continues to collaborate with the District, Foodlink Inc., the Rochester Area Community Foundation, Common Ground Health, and Causewave to promote the program to youth and parents, identify potential new sites, and implement best practices and innovative strategies to increase the number of meals served each year.

The 2019 program was authorized via City Council Ordinance No. 2019-210.

Respectfully submitted,
 Lovely A. Warren
 Mayor

Ordinance No. 2020-205
 (Int. No. 233)

Authorizing funding and agreements for the 2020 Summer Food Service 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 Education for the receipt and use of anticipated reimbursements in the amount of \$1,034,805.94 for the 2020 Summer Food Service Program (Program).

Section 2. The 2020-21 Budget of the City of Rochester is, contingent upon its adoption, hereby amended by increasing the revenue estimates and appropriations to the Budget of the Department of Recreation and Youth Services (DRYS) by the sum of \$734,000, which amount is hereby appropriated from funds authorized to be received in Section 1 herein.

Section 3. The Mayor is hereby authorized to enter into a professional services agreement with the Rochester City School District for the preparation and delivery of meals for the Program. The maximum compensation for the agreement shall be \$560,000, which shall be funded by the 2020-21 Budget of DRYS, contingent upon adoption.

Section 4. The Mayor is hereby authorized to enter into a professional services agreement with Foodlink, Inc. for the preparation and delivery of meals for the Program. The maximum compensation for the agreement shall be \$180,000, which shall be funded by the 2020-21 Budget of DRYS, contingent upon adoption.

Section 5. The term of each agreement shall not exceed one year.

Section 6. The agreements shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 7. This ordinance shall take effect immediately.

Passed by the following:

Ayes- President Scott, Councilmember Evans, Harris, Lightfoot, Lupien, Ortiz, Patterson, Peo -8.

Nays – None -0

Councilmember Gruber abstained due to a professional relationship.

By President Scott
June 16, 2020

To the Council:

The **COMMITTEE OF THE WHOLE** recommends for **ADOPTION** the following entitled legislation:

Int. No. 245 Approving appointments to the Police Accountability Board

Respectfully submitted,
Malik Evans
Mitch Gruber
LaShay D. Harris
Mary Lupien
Jacklyn Ortiz
Michael A. Patterson
Jose Peo
Willie J. Lightfoot

Loretta C. Scott
COMMITTEE OF THE WHOLE

Received filed and published.

TO THE COUNCIL

Ladies and Gentlemen:

Resolution No. 2020-25
Re: Re-Appointment – Police Accountability Board

Council Priority – Public Safety

Transmitted herewith for your approval is a resolution to approve reappointments to the Police Accountability Board (PAB) and to establish staggered terms as outlined in Local Law No. 2019-2. The PAB is comprised of nine community members: four members nominated by the Council with one residing within each of the four Council Districts, four nominated from names submitted by the Police Accountability Board Alliance (PABA), and one nominated by the Mayor.

The Police Accountability Board members were selected to serve initial terms that commenced with their appointment in January 2020. These initial terms are preliminary and set to expire on June 30, 2020. Following the initial term, the Police Accountability Board members must be reappointed to serve staggered terms beginning July 1, 2020. The staggering of terms will be broken down in the following manner:

- Three members shall be appointed for terms of one (1) year, of whom one (1) shall have been designated by Council, and two (2) shall have been designated by the Alliance;
- Three members shall be appointed for terms of two (2) years, of whom two (2) shall have been designated by the Council, and one (1) shall have been designated by the Alliance;
- Three members shall be appointed for terms of three (3) years, of whom one (1) shall have been designated by the Mayor one (1) shall have been designated by the Alliance, and one (1) shall have been designated by Council.

Following this staggered term, each of the members are eligible to be reappointed for a second term of three years. Local Law 2019-2 does not provide a method for choosing which members of the Board will serve which staggered term, as such it was determined that a randomized selection method would be the most neutral. That random drawing was conducted, and resulted in the follow terms for the proposed reappointments:

Seat	Name	Term
PABA Seat 1	Vacant	July 1, 2020 – June 30, 2021 (1 Year Term)
PABA Seat 4	Dr. Celia McIntosh	July 1, 2020 – June 30, 2021 (1 Year Term)
Council East	Dr. Robert Harrison III	July 1, 2020 – June 30, 2021 (1 Year Term)
PABA Seat 2	Miquel Powell	July 1, 2020 – June 30, 2022 (2 Year Term)
Council Northwest	Rabbi Drorah Setel	July 1, 2020 – June 30, 2022 (2 Year Term)
Council South	Rev. Matthew Nickoloff	July 1, 2020 – June 30, 2022 (2 Year Term)
PABA Seat 3	Shani Wilson	July 1, 2020 – June 30, 2023 (3 Year Term)
Council Northeast	Ida Perez	July 1, 2020 – June 30, 2023 (3 Year Term)
Mayoral	Rev. Dr. Rickey B. Harvey	July 1, 2020 – June 30, 2023 (3 Year Term)

PABA Seat 1 was previously held by Jonathan Dollhopf who submitted his resignation on June 8, 2020. PABA Seat 1 will be filled going forward using the process set forth in Local Law 2019-2. City and district residency was verified for each of the members where applicable.

Resumes of the above nominees are on file with the City Clerk.

Respectfully Submitted,

Loretta C. Scott
President

Willie J. Lightfoot
Vice President

Malik D. Evans
Councilmember

Mitch Gruber
Councilmember

LaShay D. Harris
Councilmember

Mary Lupien
Councilmember

Jacklyn Ortiz
Councilmember

Michael A. Patterson
Councilmember

Jose Peo
Councilmember

Resolution No. 2020-25
(Int. No. 245)

Approving appointments to the Police Accountability Board

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

Section 1. The Council hereby approves the appointment of Rev. Dr. Rickey B. Harvey to the Police Accountability Board as appointed by the Mayor for a term commencing on July 1, 2020 and expiring on June 30, 2023.

Section 2. The Council hereby appoints to the Police Accountability Board the following persons, one for each of the four City Council Districts specified, each for a term that shall commence on July 1, 2020 and expire on the date specified:

Name	City Council District	Term Expires
Dr. Robert Harrison III	East	June 30, 2021
Rabbi Drorah Setel	Northwest	June 30, 2022
Rev. Matthew Nickoloff	South	June 30, 2022
Ida Perez	Northeast	June 30, 2023

Section 3. The Council hereby appoints to the Police Accountability Board the following persons nominated by the Police Accountability Board Alliance, each for a term that shall commence on July 1, 2020 and expire on the date specified:

Name	Term Expires
Miquel Powell	June 30, 2022
Shani Wilson	June 30, 2023
Dr. Celia McIntosh	June 30, 2021

Section 4. This resolution shall take effect immediately.

Adopted unanimously.

The meeting was adjourned at 9:30 p.m.

HAZEL L. WASHINGTON
City Clerk