

ROCHESTER CITY COUNCIL

REGULAR MEETING

September 15, 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, Patterson, Peo – 8.

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:

DRYS:

*Robert Matthews

FIN:

*Lorena Cutt

*Lee Scheid

NBD:

*Robert Rinck Jr.

RPD:

*Frank Alberti

*Ignacio Torres

*Darryl Winter

**Not attending meeting*

APPROVAL OF THE MINUTES

By Councilmember Peo

RESOLVED, that the minutes of the Regular Meeting on August 18, 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 COUNCIL PRESIDENT --- PRESENTATION AND REFERENCE OF PETITIONS AND OTHER COMMUNICATIONS.

Councilmember Patterson presented a petition with 20 signatures in support of adding speedbumps on Long Acre Rd.. – Petition No. 1771

THE COUNCIL PRESIDENT --- RECEIVED AND FILED.

PUBLIC HEARINGS.

Pursuant to law, public hearings were held on September 10, 2020 on the following matters:

Amending the Zoning Map by changing the zoning classification of properties on Federal Street
Int. No. 330
No Comments

Amending the Zoning Map by changing the zoning classification of properties on Culver Road
Int. No. 331
No Comments

Amending the Zoning Map by changing the zoning classification of properties on Sherer Street and on Craig Street Int. No. 332
No Comments

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

Councilmember Gruber moved to introduce Int. No. 346 to the Council.

Councilmember Lupien seconded the motion.

Motion passed by the following vote

Ayes – President Scott, Councilmember Evans, Gruber, Harris, Lightfoot, Lupien, Patterson -7.

Nays – Councilmember Peo -1.

TO THE COUNCIL

Ladies and Gentlemen:

Re: Ordinance No. 2020-280
Rochester Police Department
Goodman Section and Southeast
Neighborhood Center Services – Repeal

Transmitted herewith for your approval is legislation that will repeal Ordinance Numbers 2020-270 and 2020-271, related to the Rochester Police Department Goodman Section and Southeast Neighborhood Service Center. This legislation will repeal the issuance of Bonds for the project and further repeal the authorization of agreements and funding for the Goodman Section and Southeast Neighborhood Service Center.

This legislation was the culmination of many years of active community engagement and planning that proposed five police section offices and neighborhood service centers. The building on East Main Street was slated to be the first completed section office and service center.

In the weeks since the August City Council meeting, the Council and community learned about the tragic death of Daniel Prude while in police custody in March. This new information, and the recent retirement or voluntary demotion of the entire RPD Command staff, has led the Council to reconsider the appropriateness of the project at this time.

Respectfully submitted,
Loretta C. Scott
President

Mitch Gruber
Councilmember

Mary Lupien
Councilmember

Ordinance No. 2020-280
(Int. No. 346)

Repealing Ordinance Nos. 2020-270 and 2020-271 relating to the Rochester Police Department Goodman Section and Southeast Neighborhood Service Center project

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

Section 1. Ordinance No. 2020-270, Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$12,573,000 Bonds of said City to finance a portion of the costs of the Rochester Police Department Goodman Section and Southeast Neighborhood Service Center project, is hereby repealed.

Section 2. Ordinance No. 2020-271, Authorizing an agreement and funding for the Rochester Police Department Goodman Section and Southeast Neighborhood Service Center project, is hereby repealed.

Section 3. This ordinance shall take effect immediately.

Passed by the following:

Ayes – President Scott, Councilmembers Evans, Gruber, Harris, Lightfoot, Lupien, Patterson -7.

Nays – Councilmember Peo -1.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-281
Re: Amending Ordinance Nos. 2017-165
and 2019-86 – 270 East Avenue
Affordable Housing Project –
Inner Loop Site 2

Council Priority: Rebuilding and
Strengthening Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation amending Ordinance Nos. 2017-165 and 2019-86, related to 270 East Avenue Apartments, an affordable rental housing development located on Inner Loop Site 2. The affordable project, which was initially proposed to develop market rate rental housing, is being undertaken by Christa Development Corporation, LLC (David Christa, Principal) and CSD Housing, LLC (Michael F. Dehmler, Keri Curtis, Mark Shortino, Co-Principals).

Specifically, this legislation will amend Ord. No. 2017-165, Section 1, to accommodate implementation of low-income housing tax credits by authorizing sale of the parcel to 270 on East Housing Development Fund Corporation, a New York not-for-profit corporation (“HDFC”), formed by Christa Development Corporation, whose President and sole Director is David Christa:

Further, this legislation will amend Ord. No. 2019-86 as follows, to:

1. Amend Section 2, to reduce the annual interest rate from 3% to 2%;
2. Amend Section 2, to extend the permanent loan term from fifteen years to thirty years;
3. Amend Section 2, to replace “IL2 LLC” with “270 on East, LLC, or an affiliated entity or housing development fund corporation formed by Christa Development Corporation;”
4. Amend Section 2, to reflect the permanent loan will be a 30 year, 2% interest-only, with cash flow dependent loan payable annually in years 1 through 15, and must-pay loan interest payable annually in years 16 through 30, with the outstanding principal balance and any accrued interest due at the end of the thirty year term.

Additionally, this legislation will:

5. Authorize a property tax exemption and payment-in-lieu of taxes agreement for the 270 East Avenue Apartments project, which will provide a 30-year exemption for an annual in-lieu payment equal to 10% of the project shelter rents (gross rents minus utility costs);
6. Authorize the Mayor to execute such agreements and other documents as may be necessary to effectuate the agreement authorized herein;
7. Authorize the Mayor to adjust the interest rate and other terms and conditions of the loan in order to conform to legal and other requirements for the Project.

Ordinance No. 2019-86 authorized a loan of \$1,500,000 to IL2 LLC for the new construction of 270 East Avenue Apartments. That loan was approved in April 2019, and, in Summer and Fall of 2019, Christa worked with funders, investors, and local stakeholders to develop the project as it was originally envisioned. However, due to changes within the housing market and with their financing options, the development team submitted an amended project structure. The project was changed

from a market-rate housing development to an affordable, workforce housing development. After receiving feedback from community stakeholders, lenders, investors, and the State, Christa determined that this was the type of project most needed and most likely to be funded by New York State Housing Finance Agency.

The changes resulted in a modified rent structure and the addition of units affordable to Very-Low Income households (at or below 50% AMI), as well as 55 units set-aside for supportive housing purposes. Overall, the project rents shifted downward significantly, and now includes units for special needs populations. The change to the project creates new very-low income (50% AMI) affordable and supportive housing units to the Inner Loop Infill project, and will help expand housing options and diversity in downtown Rochester. Landsman Development Corporation (James A. Goff, CEO), 3 Townline Circle, Rochester, NY, 14623, will serve as the property manager for the project. The initial and proposed unit mix is included below:

Affordability	Original	Proposed
50% AMI		8
50% AMI - Supportive		55
60% AMI		36
80% AMI	21	13
Market Rate	82	
Total Units	103	112

270 East Avenue Apartments includes the construction of a new five-story, 118,450 square-foot, 112 unit multifamily structure with 50 indoor parking spaces and a 14 space surface parking lot. The building will offer 49 studios, 36 one-bedroom, and 27 two-bedroom units, with two elevators, main offices on the first floor, a business/computer center, and a patio on the 5th floor. Storage is available in each unit, and laundry/common rooms are located on each floor. Residents will have access to covered seating areas along East Avenue and the corner of North Union Street, and the North Union Street side of the site has a planned artwalk that will tie into the neighboring community and adjacent bicycle lane.

The project involves the creation of 112 new rental units intended for very low-income and low-income households. 55 units will be set aside for special needs populations, and will be targeted to homeless and formerly homeless veterans and frail elderly, including those at-risk of homelessness, who will pay no more than 30% of their monthly income toward rent. The supportive housing service providers for the project, Episcopal SeniorLife Communities (ESLC) and Eagle Star Housing, Inc. (Eagle Star), have been awarded Empire State Supportive Housing Initiative (ESSHI) funding to subsidize both the supportive services required by those tenants and each qualifying households' rent. ESLC will serve 35 formerly homeless or frail elderly households, and services to be offered include a continuum of care to include community wellness. Eagle Star will serve 20 formerly homeless or at risk of homelessness veteran households, with services that include collaboration with a variety of providers to ensure each veteran's needs are met.

The commercial component of the project remained, and Christa released a Request for Proposals (RFP) to secure a tenant for the proposed affordable daycare. The Christa development team selected a partner in late fall/early winter 2020, however, due to the Coronavirus pandemic, the daycare center was unable to obtain financing. A new approach was devised, one which allowed both components of the project to move forward without requiring a loss of affordability or a delay to the timeline. The site will be subdivided, with the larger parcel being used for the residential component and the smaller parcel to be developed and filled by a new commercial tenant.

This \$30.5 million affordable project will utilize the following funding sources; New York State Housing Finance Agency Tax Exempt Bonds, NYS Supportive Housing Opportunities Program (SHOP), City of Rochester loan, deferred developer fee and limited partner equity through the sale of Low Income Housing Tax Credits (LIHTC).

The sources and uses for the project are summarized below:

Uses		Permanent Sources	
Acquisition	600,000	HFA 1 st Mortgage (Bonds)	4,310,000
Soft Costs	5,108,862	HFA – Subsidy - SHOP	13,390,000
Hard Costs	20,401,710	City of Rochester	1,500,000
Reserves	484,263	Sponsor Loan	515,351
Developer Fee	3,853,340	Tax Credit Equity	9,687,766
		Deferred Developer Fee	1,045,057
Total Uses	30,448,175	Total Sources	30,448,175

The development team for 270 On East plans to close on project funding and begin construction in October 2020. Workforce goals for the project are 6.9% women and 20% minorities and 25% City residents, along with a combined goal of 30% for MBE/WBE firms.

The City’s Loan Review Committee approved the loan on March 20, 2019, and the Committee approved the amended loan terms on September 11, 2020. The PILOT was recommended for approval by the PILOT Review Committee on September 9, 2020. A National Environmental Policy Act or NEPA review is not required, and the City completed a SEQR review and issued a Negative Declaration for the project on December 23, 2013.

Respectfully submitted,
 Lovely A. Warren
 Mayor

Ordinance No. 2020-281
 (Int. No. 347)

Amending Ordinance Nos. 2017-165 and 2019-86 and authorizing a payment in lieu of taxes agreement relating to the 270 East Avenue Affordable Housing Project - Inner Loop East Site 2

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

Section 1. Section 1 of Ordinance No. 2017-165, authorizing the sale of a land parcel at 270 East Avenue to establish the 270 East Avenue Affordable Housing Project - Inner Loop East Site 2 (the Project), is hereby amended to read in its entirety as follows:

Section 1. The Council hereby approves the negotiated sale with proposal of 270 East Avenue (SBL# 121.25-01-52), comprising approximately 1.37 acres of vacant land that has been assembled from the Inner Loop East Transformation Project, to ~~Reinnerloop 2 LLC~~ 270 on East Housing Development Fund Corporation, a New York not-for-profit corporation formed by Christa Development Corporation (HDFC), to establish a mixed use development extending from East Avenue to Charlotte Street. The sale price shall be \$600,000.

Section 2. Section 2 of Ordinance No. 2019-86, authorizing a loan agreement for the Project, is hereby amended to read in its entirety as follows:

Section 2. The Mayor is hereby authorized to enter into a loan agreement with ~~H2 LLC 270 on East, LLC, the nominating affiliate of HDFC (the Borrower)~~ in the amount of \$1,500,000 to fund a portion of the costs of the residential component of the Project. The loan shall be funded from the amount appropriated in Section 1 herein, ~~have provide permanent financing for a term of fifteen thirty years that commences with the completion of construction,~~ and have an annual interest rate of ~~3% 2%.~~ ~~During the construction period loan repayments shall be interest only payable monthly. Upon conversion to permanent financing, monthly repayments of principal and interest shall be amortized on a 30 year schedule~~ Annual repayments of interest only shall be made in years 1 through 15 if the Borrower has sufficient cash flow. For years 16-30 annual repayments of interest only shall be made without regard to the Borrower's cash flow. A balloon payment of ~~the remainder of~~ the loan principal and any unpaid interest shall be due at the end of the loan term. As a condition of the loan, ~~at least 20% 13~~ of the Project's dwelling units shall be rented to households with incomes not exceeding 80% of the Area Median Income (AMI), 36 additional dwelling units shall be rented to households with incomes not exceeding 60% of AMI, and 63 additional dwelling units shall be rented to households with incomes not exceeding 50% of AMI. The Mayor is hereby authorized to adjust the loan interest rate and other terms and conditions of the agreement in order to conform to legal and other requirements of the Project.

Section 3. The Mayor is hereby authorized to enter into a payment in lieu of taxes agreement (PILOT Agreement) with HDFC or its affiliate for 270 East Avenue (SBL# 121.25-01-52) in order to effectuate the Project. The PILOT Agreement shall provide that said parcel shall remain entitled to a real property tax exemption, provided that the HDFC or its affiliate 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 4. The term of the PILOT Agreement shall run for 30 years, provided that said agreement and the associated real property tax exemption shall cease prior to that time if and when the Project is no longer operated for the purpose of providing affordable leased housing in accordance with the financing as well as other legal requirements.

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

Section 6. The Mayor is hereby authorized to execute such other agreements and other documents as may be necessary to effectuate the sale and agreements authorized herein.

Section 7. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-282
Re: Budget Transfer – Family
and Victims Services

Council Priority: Public Safety

Transmitted herewith for your approval is legislation amending the 2020-21 Budget of the City of Rochester for operation of the Family and Victims Services Office within the Department of Recreation and Youth Services sub-bureau of Crisis Intervention Services. This legislation will:

1. Transfer \$681,100 from the 2020-21 Budget of the Police Department to 2020-21 Budget of the Department of Recreation and Youth Services. The transfer reflects the remaining available fiscal year funds for operation of the Family and Victims Services office.
2. Transfer \$236,700 from the 2020-21 Budget of Contingency to 2020-21 Budget of the Department of Recreation and Youth Services. This is a portion of the \$750,000 allocated to racial equity initiatives during the 2020-21 budget process. These funds will expand DRYS Crisis Intervention Services' capacity to deploy emergency response teams in the community through the addition of full-time and part-time positions and funding for supplies, materials, professional development, and other related expenses.
3. Transfer \$63,300 from the 2020-21 Budget of Contingency to 2020-21 Budget of the Undistributed Expenses for personnel fringe benefits expenses. This is a portion of the \$750,000 allocated to racial equity initiatives during the 2020-21 budget process.

The Family and Victims Services Office provides critical support and intervention services to victims of crime and families in crisis through the Family Crisis Intervention Team (FACIT) and the Victims Assistance Unit (VAU). FACIT responds to crisis situations such as homicides, suicides, fatal accidents, family conflicts, domestic violence, mental health, needs of the elderly, or violent acts witnessed by children, and provides on scene assessment to assist the traditional law enforcement response to provide the best long-term solution. VAU provides services to victims of crimes and their families including counseling, education on the judicial system, transportation assistance, and referrals to community-based service providers.

The transfer of the Family and Victims Services Office from the Police Department to DRYS will allow the City to effectively respond to crisis situations with trained and experienced behavioral and mental health professionals independent of law enforcement protocols.

Respectfully submitted,
Lovely A. Warren
Mayor

Loretta C. Scott
Council President

Willie J. Lightfoot
Council Vice President

Malik D. Evans
Councilmember

Mitch Gruber
Councilmember

LaShay D. Harris
Councilmember

Mary Lupien
Councilmember

Michael A. Patterson
Councilmember

Jose Peo
Councilmember

Ordinance No. 2020-282
(Int. No. 348)

Amending the 2020-21 Budget relating to Family and Victim Services, emergency response teams and racial equity initiatives

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

Section 1. Ordinance No. 2020-161, the 2020-21 Budget of the City of Rochester, as amended, is hereby further amended by transferring \$681,100 from the Budget of the Police Department to the Budget of the Department of Recreation and Youth Services (DRYS), which amount is hereby appropriated to provide Family and Victim Services in crisis situations with trained and experienced behavioral and mental health professionals independent of law enforcement protocols.

Section 2. Ordinance No. 2020-161, the 2020-21 Budget of the City of Rochester, as amended, is hereby further amended by transferring \$236,700 from the Budget of Contingency to the Budget of DRYS, which amount is hereby appropriated to expand the DRYS Crisis Intervention Services' capacity to deploy emergency response teams.

Section 3. Ordinance No. 2020-161, the 2020-21 Budget of the City of Rochester, as amended, is hereby further amended by transferring \$63,300 from the Budget of Contingency to the Budget of Undistributed, which amount is hereby appropriated to cover the benefit costs of staff hired to expand the DRYS Crisis Intervention Services' capacity to deploy emergency response teams.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

Councilmember Lightfoot moved to introduce Int. No. 349 to the Council.

Councilmember Patterson seconded the motion.

Motion passed by the following vote:

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

Nays – None -0.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-283

Re: Independent Investigation and Legal
Services for City Council

Transmitted herewith for your approval is legislation establishing \$100,000 as maximum compensation for an agreement with Emery, Celli, Brinkerhoff, Abady, Ward & Maazel LLP, New York, NY (principal: Andrew G. Celli, Jr.) to fund an independent investigation into the internal

communications, processes, and procedures that took place related to the death of Daniel Prude while in police custody, including both the Administration and the City Council. These funds will be taken from the FY 2020-21 Contingency Budget, but will not be taken from the funds set aside by the Council during the budgeting process.

Mr. Celli and his firm have a current contract with the City Council, serving as outside legal counsel for an ongoing lawsuit related to the Police Accountability Board. The City Council has selected to engaged Emery, Celli, Brinkerhoff, Abady, Ward & Maazel LLP, because of the firm's familiarity with the City and its operations as well as the City Council's confidence in their integrity and independence. In addition, the public safety crisis in the City demands that the investigation begin immediately so that answers can be provided to the public in an expeditious manner. Mr. Celli and his team will act wholly independent of the City Council, the Council has not and will not instruct Mr. Celli as to what to find nor conclude, and at the conclusion of this investigation, Mr. Celli will issue a report that the Council will make public.

After preliminary discussions, Mr. Celli has outlined that he and his team will look into approach this investigation with three goals:

- To establish a comprehensive timeline of events beginning with the initial 911 call placed on March 23, 2020 and continuing through and beyond the FOIL request for and the public release of police body cam footage, investigations by the Rochester Police Department, the Monroe County Medical Examiner's Office, and the Office of the New York Attorney General (OAG), and the public statements by Rochester officials in the wake of these events.
- To determine whether officials or employees of the City of Rochester, including City Council, were accurate and forthright in their *non-public* (i.e., internal) statements to one another concerning information related to the death of Daniel Prude based on the state of their knowledge when such statements were made, and where not, why not. Including whether internal notification protocols were in place and were followed in this case; and whether decision-making about next steps, public notification, cooperation with the Office of the Attorney General (OAG), and related matters occurred at the appropriate level and with notice to all relevant stakeholders within City Government.
- To determine whether officials or employees of the City of Rochester, including City Council, were accurate and forthright in their *public* statements concerning the Prude Incident based on the state of their knowledge when such statements were made - and where not, why not. Including identifying if there was an effort by anyone to suppress the facts surrounding Mr. Prude's death and/or any other aspect of the Prude Incident and, if so, by whom, for what purpose, and with whose knowledge.

Emery, Celli, Brinkerhoff, Abady, Ward & Maazel LLP, will begin their work immediately upon the passage of this legislation and will aim to have a fully developed report issued to the City Council within three months. The duration of this investigation is dependent upon multiple factors including a willingness of all parties to participate openly in the process. Mr. Celli has agreed to inform the Council if time delays have occurred during the investigation.

The City Council will also engage Linda Kingsley, former City of Rochester Corporation Counsel and current Albany Law professor, to provide temporary pro-bono guidance and advice to the Rochester City Council relating to the legislative duties of the Council in accordance with Rochester City Charter Section 5-21(D). This engagement will require no compensation, and the term of the agreement will expire at the discretion of the two parties.

Respectfully Submitted,
Loretta C. Scott
President

Willie J. Lightfoot
Vice President

Malik D. Evans

Mitch Gruber

LaShay D. Harris

Mary Lupien

Michael A. Patterson

Jose Peo

Attachment No. AT-164

Ordinance No. 2020-283
(Int. No. 349)

Authorizing funding and agreements to retain independent legal counsel for the City Council

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

Section 1. Ordinance No. 2020-161, the 2020-21 Budget of the City of Rochester, as amended, is hereby further amended by transferring \$100,000 from the Budget of Contingency to the Budget of City Council and Clerk.

Section 2. Pursuant to City Charter § 5-21(D), the Council President is hereby authorized to enter into a professional services agreement with the law firm of Emery, Celli, Brinkerhoff, Abady, Ward & Maazel LLP to conduct an independent investigation into the City's communications, processes, and procedures that took place related to the death of Daniel Prude in police custody. The law firm shall produce an investigation report that addresses the three goals of the investigation, which are: to establish a comprehensive timeline of events; to assess the nature of non-public internal statements made by City of Rochester officials and employees relating to the death of Daniel Prude; and to evaluate the public statements of City officials and employees relating to the death of Daniel Prude. The maximum compensation for the agreement shall be \$100,000, which shall be reimbursed from the funds transferred to the 2020-21 Budget of City Council and Clerk in Section 1 herein. The term of the agreement shall continue until the law firm submits its final report.

Section 3. The Council President is hereby authorized to enter into a professional services agreement with Linda Kingsley, Esq. to provide temporary *pro-bono* counsel and advice to the Rochester City Council relating to the legislative duties of the Council in accordance with Rochester City Charter Section 5-21(D). This engagement shall require no compensation, and the term of the agreement shall expire at a time or event agreed upon by the parties.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

**REPORTS OF STANDING COMMITTEES
AND ACTION THEREON**

By Councilmember Evans
September 15, 2020

To the Council:

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

- Int. No. 326 Authorizing the cancellation or refund of erroneous taxes and charges
- Int. No. 327 Authorizing an amendatory agreement with CypherWorx, Inc. for online employee training
- Int. No. 345 Authorizing an agreement for expert witness services for the Law Department

Respectfully submitted,
Malik Evans
LaShay D. Harris
Michael A. Patterson
Willie J. Lightfoot
Loretta C. Scott
FINANCE COMMITTEE

Received, filed and published.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-284
Re: Cancellation or Refund of
Erroneous Taxes and Charges

Transmitted herewith for your approval is legislation approving the cancellation or refund of taxes and charges totaling \$550,614.45.

There was an error in the 2016-17 PILOT bill for 40-52 Chestnut Street. The City, at the direction of the Law Department, corrected the bill, but did not relay the error to Monroe County. The 2017 County PILOT bill was not corrected and went unpaid by the owner. In November of 2018, the attorney for Imagine Monroe/COMIDA sent correspondence to the owner cancelling the lease, lease-back and PILOT on the property because the 2017 and 2018 Monroe County PILOT bills had not been paid. At that time the property was immediately put back on the tax roll and supplemental taxes were charged, as the July 1, 2018-19 city/school PILOT also had not been paid. However, the owner paid the 2018-19 city/school PILOT on 11/30/2018 and the 2018 Monroe County PILOT bill on 12/10/18. The owner had not yet paid the 2017 County PILOT bill because it had not been corrected. The owner approached the City with this hardship and with a letter of support from the City of Rochester in August 2019, Imagine Monroe/COMIDA reinstated the PILOT retroactively to November 19, 2018. The property was put back under COMIDA when the 2019-20 city/school PILOT bill was paid in May 2020.

The property located at 1183 Scottsville Road is a vacant parcel of land. Due to a clerical error, a delinquent refuse charge was added to tax when it should have been added to 1157 Scottsville road. The tax billing/receivable system has been corrected.

393 Lexington Avenue is owned by Rochester Refugee Resettlement Services, Inc. which is a non-profit organization. The organization had filed the necessary applications and supporting documents for a tax exemption under RPTL 420-a by the due date of February 1, 2020. Due to a clerical error, the exemption was not processed.

The City of Rochester Bureau of Water annually adds delinquent water bills to the associated property tax bill. Some water accounts are flagged to leave the delinquent balance on the water account. This can be due to various reasons including pre-existing payment arrangements, the recent sale of a property or other reasons. Inadvertently, 120 accounts were added to the tax bill that were intended to be left off. The Bureau of Water is proposing to cancel the added to tax amounts listed and will return those balances to their water account.

If these cancellations are approved, total cancellations thus far for 2019-20 will be as follows:

	<u>Accounts</u>	
City Council	123	\$550,616.45
Administrative	<u>0</u>	<u>\$0.00</u>
Total	123	\$550,616.45

These cancellations represent 0.2013% of the tax receivables as of July 1, 2020.

Respectfully submitted,
 Lovely A. Warren
 Mayor

Attachment No. AT-165

Ordinance No. 2020-284
 (Int. No. 326)

Authorizing the cancellation or refund of erroneous taxes and charges

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

Section 1. The City Treasurer is authorized to cancel the following taxes and charges:

S.B.L. #	Class	Address	Tax Year	Cancelled	Subtotal
(A) 121.24-2-37	N	40-52 Chestnut St.	2020	\$341,266.52	\$341,266.52

There was an error in the 2016-17 payment in lieu of taxes (PILOT) bill for this address. The City, at the direction of the Law Department, corrected the bill, but did not relay the error to Monroe County. The 2017 County PILOT bill was not corrected and went unpaid by the owner. In November of 2018, the attorney for Imagine Monroe/COMIDA sent correspondence to the owner cancelling the lease, lease-back and PILOT arrangement on the property because the 2017 and 2018 Monroe County PILOT bills had not been paid. At that time the property

was immediately put back on the tax roll and supplemental taxes were charged, as the July 1, 2018-19 city/school PILOT also had not been paid. However, the owner paid the 2018-19 city/school PILOT on 11/30/2018 and the 2018 Monroe County PILOT bill on 12/10/18. The owner had not yet paid the 2017 County PILOT bill because it had not been corrected. The owner approached the City with this hardship and with a letter of support from the City of Rochester in August 2019, Imagine Monroe/COMIDA reinstated the PILOT retroactively to November 19, 2018. The property was put back under COMIDA when the 2019-20 city/school PILOT bill was paid in May 2020.

(B) 135.13-1-1.2/LS11 N 1183 Scottsville Rd. 2021 \$1,738.90 **\$1,738.90**

This property is a vacant parcel of land. Due to a clerical error, a delinquent refuse charge was added to the bill for this property when it should have been added to 1157 Scottsville Road. The tax billing/receivable system has been corrected.

(C) 105.25-3-5.2 N 393 Lexington Ave. 2020 \$2,933.29 **\$2,934.10**

This property is owned by Rochester Refugee Resettlement Services, Inc. which is a non-profit organization. The organization had filed the necessary applications and supporting documents for a tax exemption under RPTL 420-a by the due date of February 1, 2020. Due to a clerical error, the exemption was not processed on time.

(D) Various N & H See Exhibit A 2020 \$204,676.93 **\$204,676.93**

The City Water Bureau annually adds delinquent water bills to the associated property tax bill. Some water accounts are flagged to leave the delinquent balance on the water account. This can be due to various reasons including pre-existing payment arrangements, the recent sale of a property or other reasons. Inadvertently, 120 accounts were added to the tax bill that were intended to be left off. The Water Bureau will cancel the added to tax amounts listed and will return those balances to their water account.

GRAND TOTAL \$550,616.45

Section 2. If full or partial payment of the aforesaid taxes and charges has been made and received, the City Treasurer is hereby authorized and directed to remit to the owner of the parcel the amount of said payment without interest.

Section 3. This ordinance shall take effect immediately.

Exhibit A

Account #	Address	SBL	Water Charges Removed
52048300	451 Flower City Pk	090 500 0002 017 000 0000	29,466.75
52035200	83 RIDGEWAY AV	090 430 0003 067 000 0000	18,755.01
16042500	426 AVE D	091 780 0003 050 000 0000	8,713.97
18037000	1021 North St	106 250 0003 071 000 0000	4,261.66
15015700	71 Ave A	106 210 0001 039 001 0000	4,229.47
52092000	191 Pullman Avenue	090 430 0001 002 000 0000	3,752.56
03091300	29 Helena Street	106 490 0003 012 000 0000	3,377.63
42002000	154 Salina Street	120 640 0001 034 000 0000	3,344.18
23075700	1939 Clifford Av	107 300 0003 015 000 0000	3,292.02
49048000	100 Linnet Street	105 250 0002 066 000 0000	3,181.50
18098000	94 Sobieski St	091 730 0001 046 000 0000	2,897.79
49047500	491 Lexington Av	105 250 0002 071 000 0000	2,873.84
44024700	396 Orange St	105 820 0003 052 000 0000	2,712.73
49061300	22 Holmes Street	105 250 0002 004 000 0000	2,557.73
46007100	7 Kondolf St	105 820 0001 073 000 0000	2,534.08
25065700	102 Ellison St	107 450 0003 071 000 0000	2,483.72
39084400	161 Maxwell Av	135 330 0001 024 000 0000	2,167.11
05013600	185 Second Street	106 510 0001 016 000 0000	2,039.24
48098300	144 Michigan Street	105 410 0004 064 000 0000	1,998.43
47014800	48 Rogers Avenue	105 570 0001 053 000 0000	1,911.33
03053400	32 Quamina Drive	106 390 0003 032 000 0000	1,821.19
16099700	680 Ave D	091 800 0001 027 000 0000	1,816.31
46000800	52 Lime St	105 740 0003 014 000 0000	1,813.65
13089600	91 Locust Street	105 420 0001 010 000 0000	1,780.07
39022000	48 Hillendale Street	135 230 0002 037 000 0000	1,770.60
09068600	291 Columbia av	120 680 0003 048 000 0000	1,766.23
50059500	416 Electric Avenue	090 480 0002 098 000 0000	1,719.54
50064200	229 Electric Ave	090 570 0001 033 000 0000	1,650.70
52102000	235 Avis Street	090 410 0002 027 000 0000	1,648.30
11009800	493 Hawley St	120 740 0001 018 000 0000	1,620.87
Account #	Address	SBL	Water Charges Removed
47013000	151 Warner Street	105 570 0001 016 000 0000	1,605.93
12012000	63 Dengler St	120 350 0002 092 000 0000	1,589.59
56103900	81 Redwood Rd	090 440 0001 008 000 0000	1,583.07
51099800	10 Fairview Heights	090 750 0001 048 000 0000	1,556.44
58121000	1367 Norton Street	091 670 0001 037 000 0000	1,541.94
39062300	339 Ellicott Street	135 320 0002 009 000 0000	1,538.60
21027200	56 Portage Street	106 280 0001 069 000 0000	1,496.13
25027600	338 Webster Avenue	107 530 0002 091 000 0000	1,429.28

52103100	327 Avis Street	090 410 0002 016 000 0000	1,417.77
44101400	194 Independence Street	120 310 0001 087 000 0000	1,389.09
14028500	253 Driving Park Av	090 820 0003 057 000 0000	1,372.52
49060700	52 Holmes Street	090 810 0003 043 000 0000	1,371.21
13047400	79 Emerson St	105 430 0002 019 000 0000	1,367.18
47057300	784 Glide Street	105 550 0002 028 000 0000	1,340.83
49005600	292 Curlew Street	105 240 0002 041 000 0000	1,314.96
19040700	229 Durnan St	091 820 0001 020 000 0000	1,313.48
21024000	10 Manitou Street	106 350 0001 041 000 0000	1,306.86
42072500	157 Kenwood Av	120 580 0001 006 000 0000	1,289.67
16041800	702 Joseph Av	106 230 0003 040 000 0000	1,274.60
09073100	269 Seward St	121 690 0001 009 000 0000	1,263.16
20021600	33 Sylvester Street	091 680 0002 005 000 0000	1,217.30
49032500	371 Glenwood Av	105 340 0001 003 000 0000	1,194.87
58104400	99 Brookhaven Terrace	091 580 0003 034 000 0000	1,172.13
53018200	99 Rand Street	090 330 0001 043 000 0000	1,166.61
14099000	39 Rialto St	091 780 0002 055 000 0000	1,116.74
44014700	363 Campbell Street	120 260 0001 071 000 0000	1,111.44
39042600	685 Thurston Rd	135 320 0001 017 000 0000	1,105.81
51036300	32 Argo Park	090 800 0001 054 000 0000	1,097.20
47051600	44 Rockview Terrace	105 630 0002 064 000 0000	1,072.36
47041100	223 McNaughton Street	105 470 0004 013 000 0000	1,052.54
44048600	9 Elser Terrace	120 320 0002 008 000 0000	1,048.95
46076400	187 Sherman St	105 580 0001 019 000 0000	1,047.94
17047200	94 Warsaw St	091 730 0004 028 000 0000	1,038.25
04089900	340 Sixth Street	106 440 0002 003 000 0000	1,009.50
46048100	519 Hague Street	105 720 0001 027 000 0000	1,002.49
49060300	459 Driving Park Ave	090 810 0003 016 000 0000	997.46
32018800	244 Rutgers	121 590 0002 066 000 0000	992.87
50054000	465 Clay Avenue	090 490 0002 018 000 0000	991.97
13089500	88 Locust Street	105 340 0003 052 000 0000	969.23
Account #	Address	SBL	Water Charges Removed
41017800	56 Aldine Street	120 660 0003 050 000 0000	968.92
20020500	93 Sylvester Street	091 680 0002 016 000 0000	951.66
17069000	58 Eiffel Place	091 800 0004 054 000 0000	933.81
24047600	25 Richland Street	107 480 0001 005 000 0000	930.58
49060100	447 Driving Park Ave	090 810 0003 018 000 0000	928.98
50045300	835 Flower City Park	090 480 0002 036 000 0000	918.57
53006200	420 Pullman Avenue	090 330 0002 022 000 0000	917.17
17031900	27 Peckham Street	091 640 0002 061 000 0000	866.27
31005500	246 Breck St	107 780 0001 012 000 0000	853.02

09063300	157 Dr. Samuel McCree Way	120 600 0001 004 000 0000	846.08
52095400	118 Avis Street	090 420 0002 033 000 0000	833.39
02023700	38 Jefferson Av	120 360 0001 083 000 0000	831.69
44034300	447 Wilder St	120 250 0003 044 000 0000	821.56
43014800	139 Depew Street	120 470 0002 067 000 0000	789.61
50095700	575 Augustine Street	090 640 0001 034 000 0000	778.04
39040800	33 Ernestine Street	135 320 0001 023 000 0000	767.69
47125500	1338D Emerson Street	105 370 0001 031 000 0000	765.99
46105300	343 Murray St	105 570 0003 022 000 0000	757.05
25062900	791 Bay Street	107 460 0001 002 000 0000	755.21
41018400	20 Aldine St	120 660 0003 044 000 0000	739.75
47018900	23 Rogers Avenue	105 560 0002 023 000 0000	731.59
03101100	38 Concord Street	106 490 0002 035 000 0000	726.85
50079200	398 Magee Avenue	090 570 0001 045 000 0000	719.05
46004500	189 Whitney St	105 820 0001 053 000 0000	715.61
42011100	49 Wilton Terrace	120 640 0002 053 000 0000	701.95
18011100	172 Alphonse St	106 330 0001 011 000 0000	688.37
33063100	758 Harvard Strret	122 540 0001 046 000 0000	665.69
40079900	49 Roslyn Street	120 820 0003 018 000 0000	644.00
17077600	279 Berlin St	106 250 0001 006 000 0000	642.51
52060500	293 Clay Avenue	090 500 0003 009 000 0000	639.03
22093300	34 Greenlane Drive	107 230 0001 042 000 0000	625.66
50037900	700 Flower Street	090 490 0001 007 000 0000	618.55
51107300	181 Pierpont Street	090 740 0002 012 000 0000	613.06
53001000	371 Pullman Avenue	090 420 0001 002 000 0000	595.91
39042200	606 Brooks Avenue	135 320 0001 020 000 0000	580.80
47017700	15 Lois Street	105 650 0001 009 000 0000	565.89
52110000	226 Avis Street	090 410 0001 028 000 0000	518.10
51049300	387 Lake View Park	090 810 0001 018 000 0000	492.07
21058100	86 Nichols Street	106 280 0002 030 000 0000	463.86
Account #	Address	SBL	Water Charges Removed
53011600	296 Steko Avenue	090 320 0001 048 000 0000	448.26
20001700	64 Delamaine Drive	091 750 0002 050 000 0000	376.11
25100800	315 Parsells Avenue	107 620 0001 017 000 0000	340.05
50080600	354 Magee Avenue	090 570 0001 037 000 0000	283.42
51004100	327 Birr Street	090 730 0001 034 000 0000	275.26
48029000	396 McNaughton Street	105 400 0001 058 000 0000	261.13
19035600	229 Ernst Street	091 740 0004 067 000 0000	250.41
51023400	410 Lake View Park	090 730 0003 069 000 0000	219.57
53021100	269 Rand Street	090 320 0001 027 000 0000	215.89
41022700	385 Arnett Boulevard	120 650 0003 016 000 0000	176.63
13080600	191 Fulton Avenue	105 350 0004 040 000 0000	120.70

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-285
Re: Amendatory Agreement –
CypherWorx, Inc. Online Employee
Training

Council Priority: Support the Creation of
Effective Educational Systems

Transmitted herewith for your approval is legislation authorizing an amendatory agreement with CypherWorx, Inc. (Paul Cypher, Chief Executive Officer), for additional compensation needed to expand the City’s use of their online training platform to include select mandatory in-service compliance and professional development training for the Rochester Fire Department. The original agreement, authorized in March 2019 (Ordinance No. 2019-47), established maximum compensation of \$83,891 for a term of three years. This amendment will increase compensation by \$24,900 for a maximum of \$108,791. The additional cost will be funded from the 2020-21 (\$12,450) and 2021-22 (\$12,450) Budgets of the Fire Department, contingent upon approval.

CypherWorx, Inc. currently provides online training programs for City employees on the topics of Sexual Harassment, Workplace Harassment, and Workplace Violence and will soon be providing Diversity/Inclusion training. The additional compensation for this agreement will allow the Rochester Fire Department to participate in additional online training and provide select topics in Emergency Medical Services (EMS), Professional Development and New York State mandated and specialty area in-service training. This online training platform also provides for the tracking, recording, and documenting of the trainings, and provides progress and verification reports to supervisors regarding their employees’ completion of the trainings.

The above referenced trainings for uniformed members of the Rochester Fire Department is currently provided by Ninth Brain, Inc. whose contract with the City to provide these trainings expires on October 31, 2020.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2020-285
(Int. No. 327)

Authorizing an amendatory agreement with CypherWorx, Inc. for online employee training

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 professional services agreement with CypherWorx, Inc. to provide an online training platform for City

employees. The agreement shall amend the agreement authorized in Ordinance No. 2019-47 to increase the maximum compensation by \$24,900 to a new total of \$108,791. The amendatory compensation shall be funded in the amounts of \$12,450 from the 2020-21 Budget of the Fire Department and \$12,450 from the 2021-22 Budget of the Fire Department, contingent upon approval of the latter budget.

Section 2. The amendatory 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. 2020-286

Re: Agreement – Expert Witness Services

Council Priority: Long Term Financial Stability

Transmitted herewith for your approval is legislation authorizing a professional services agreement with Crash Data Specialists LLC (CDS) and its principal, Jon Northrup (resident of Webster, New York), to provide expert accident reconstruction services in support of the City’s defense of personal injury suits. The agreement will allow the Law Department to engage CDS’s expert services for any litigation during its first five years, and the term of the agreement shall extend until the conclusion of any litigation for which the expert’s services are so engaged.

The Law Department has worked with CDS since 2015, during which time Mr. Northrup has reconstructed accident scenes, obtained “black box” information from accident vehicles, and provided reports, affidavits and testimony in support of the City. The Law Department most recently entered into a PSA with CDS in January 2019, as authorized in Ordinance Nos. 2018-353 and 2020-210, pursuant to which Mr. Northrup is continuing to provide consulting services on two pending litigations.

On July 13, 2020, the Law Department issued a request for proposals (RFP) for expert accident reconstruction services to assist with additional personal injury suits going forward. CDS was the sole respondent to the RFP. CDS proposes to continue to offer the quality accident reconstruction services that it has provided to the City for the past five years, at the same reasonable rate of \$150 per hour. That rate may be increased in future years at the City’s discretion if CDS provides a satisfactory justification for doing so.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2020-286
(Int. No. 345)

Authorizing an agreement for expert witness services for the Law Department

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with Crash Data Specialists LLC (CDS) to provide expert witness services in conjunction with pending and future litigation. The agreement shall allow the Law Department to engage CDS's services for any litigation during the first five years of its term and the term of the agreement thereafter shall continue until the conclusion of any litigation for which CDS's services are so engaged. The maximum compensation rate shall be \$150 per hour provided, however, that the rate may be adjusted at the discretion of the City upon satisfactory justification by CDS. The agreement shall be funded by the current or future years' Budgets of the Law Department for the fiscal year in which the fee for service is incurred, contingent upon the approval of the future budgets.

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 Councilmember Patterson
September 15, 2020

To the Council:

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

- Int. No. 328 Authorizing the sale of real estate
- Int. No. 329 Authorizing amendatory agreements for the Northeast Quadrant Historic Resources Survey
- Int. No. 333 Authorizing funding and an agreement for the Zoning Code and Map Update
- Int. No. 334 Authorizing the sale of City-owned parcels and a payment in lieu of taxes agreement for the L2P Westside Housing Project
- Int. No. 335 Authorizing sale of City-owned parcels and payment in lieu of taxes and loan agreement for the Pueblo Nuevo II project
- Int. No. 336 Authorizing sale of City-owned parcels and loan and payment in lieu of taxes and loan agreements for the Zion Hill Senior Apartments project
- Int. No. 337 Authorizing an agreement for a BuildingBlocks software license

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

- Int. No. 330 Amending the Zoning Map by changing the zoning classification of properties on Federal Street
- Int. No. 331 Amending the Zoning Map by changing the zoning classification of properties on Culver Road
- Int. No. 332 Amending the Zoning Map by changing the zoning classification of properties on Sherer Street and on Craig Street

Respectfully submitted,

Michael A. Patterson
Mary Lupien
Willie J. Lightfoot
Loretta C. Scott
NEIGHBORHOOD & BUSINESS DEVELOPMENT COMMITTEE

Received, filed, and published

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2020-287
Re: Sale of Real Estate

Council Priority: Jobs and Economic
Development

Comprehensive Plan 2034 Initiative Area:
Fostering Prosperity and Opportunity

Transmitted herewith for your approval is legislation approving the sale of a portion of one property. The newly created site will be approximately 80'x 90'. City records have been checked to ensure that the purchaser (except those buying unbuildable vacant lots) does 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 property is a vacant lot and is listed on the attached spreadsheet under the heading, I. Request for Proposal. It will be sold to Ahmad Fazily (70 Holworthy Street, Rochester, NY), for the construction of a bakery. The proposed building will be approximately 1,353 SF with parking for 3 vehicles. The business will provide products to other business with no portion of the operation for general retail.

The first year projected tax revenue for the property, assuming full taxation, current assessed valuations and current tax rates, is estimated to be \$860.

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-166

Ordinance No. 2020-287
(Int. No. 328)

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 with proposal of the following vacant parcel of land:

Address	SBL#	Lot Size	Price	Purchaser
South Portion 60 Holworthy St	105.72-1-87.4	80 x 90	\$1,800	Ahmad Fazily

comprised of all that tract or parcel of land, situate in the City of Rochester, County of Monroe, State of New York, being the southerly 90.0 feet of Lots 18 & 19, Section 'C' of the Pool Farm Subdivision, as filed in the Monroe County Clerk's Office in Liber 3 of Maps, Page 123. The southerly portion of said Lots 18 & 19 together front 80.0 feet on the northerly side of Holworthy Street and are 90.0 feet in depth.

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. 2020-288
Re: Amendatory Agreements –
Northeast Quadrant Historic
Resources Survey

Council Priorities: Creating and
Sustaining a Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area:

Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation related to existing agreements for the Northeast Quadrant Historic Resources Survey. This legislation will:

- 1) Authorize an amendatory agreement with the New York State Department of Parks Recreation and Historic Preservation, State Historic Preservation Office (SHPO). The existing grant agreement was authorized by Ordinance No. 2019-305 and authorized the receipt and use of a \$23,600 grant to fund a historic resource survey of properties in the City's Northeast Quadrant and of properties in a portion of the Northwest Quadrant. The amendment will extend the term of the existing agreement by six months, from September 30th, 2020, to March 31, 2021. All other terms will remain the same.
- 2) Authorize an amendatory agreement with The Landmark Society of Western New York, Inc. (Wayne Goodman, Executive Director) located at 5 Castle Park, Rochester, NY. The existing \$38,600 agreement was authorized by Ordinance No. 2019-305 and provides services to the City necessary to implement the grant project including grant management, soliciting and hiring consultants, and coordinating findings with the SHPO. The agreement was funded by the SHPO grant funds and \$15,000 from the 2019-20 Budget of the Department of Neighborhood and Business Development. The amendment will extend the term of the existing agreement by six months, from September 30th, 2020, to March 31, 2021. All other terms will remain the same.

The six month extension is required to conduct the bulk of the data collection required to record potential historic properties. The COVID-19 Health Crisis has made it difficult to complete the survey work within the original one year timeframe. The SHPO has already approved the six month extension of their agreement to coincide with the new expiration date of March 31, 2021.

Respectfully submitted,
Lovely D. Warren
Mayor

Ordinance No. 2020-288
(Int. No. 329)

Authorizing amendatory agreements for the Northeast Quadrant Historic Resources Survey

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

Section 1. The Mayor is hereby authorized to enter into an amendatory agreement with the New York State Historic Preservation Office (SHPO) to fund the Northeast Quadrant Historic Resources Survey (the Project). The amendatory agreement shall extend through March 31, 2021 the term of the original agreement authorized in Ordinance No. 2019-305.

Section 2. The Mayor is hereby authorized to enter into an amendatory agreement with The Landmark Society of Western New York, Inc. to conduct the Project. The amendatory agreement shall extend through March 31, 2021 the term of the original agreement authorized in Ordinance No. 2019-305.

Section 3. The amendatory 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. 2020-289
Re: Zoning Map Amendment –
17-19, 25, 29, 35, 37-39, 45-47, 51,
and 55-99 Federal Street

Council Priority: Rebuilding and Strengthening
Neighborhood Housing

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 rezoning the properties located at 17-19, 25, 29, 35, 37-39, 45-47, 51, and 55-99 Federal Street from R-1 Low Density Residential to R-2 Medium Density Residential.

This rezoning will facilitate a Rochester Housing Authority (RHA) redevelopment project. RHA proposes to demolish the eight (8) two-family dwellings (16 units total) at 55-99 Federal Street and to construct: one (1) accessible single-family dwelling with a detached garage and two (2) multifamily dwellings in its place. When completed, the multifamily dwellings will offer a total of 17 units (five (5) of which would be ADA accessible). Notification of the rezoning was provided to the surrounding property owners.

The City Planning Commission held an informational meeting on August 10, 2020. The applicant, their representatives, and two members of the public spoke in support of the project. No one spoke in opposition. In addition, there were five (5) written comments received in support of the project, and there were four (4) written comments received in opposition. By a vote of 6-0-0, the City Planning Commission recommended approval.

A public hearing is required for the Zoning Map Amendment.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AT-167

Ordinance No. 2020-289
(Int. No. 330)

Amending the Zoning Map by changing the zoning classification of properties on Federal 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 classification of the following properties from R-1 Low Density Residential to R-2 Medium Density Residential:

Address	SBL #
17-19 Federal Street	107.70-1-92
25 Federal Street	107.70-1-93
29 Federal Street	107.70-1-94
35 Federal Street	107.70-1-95
37-39 Federal Street	107.70-1-96
45-47 Federal Street	107.70-1-97
51 Federal Street	107.70-1-98
55-99 Federal Street	107.70-1-1

as well as the area extending from each parcel to the center line of any adjoining street, alley, and right-of-way.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-290
Re: Zoning Map Amendment –
663-665, 667-669, 671-673, 679,
695-697, 701-703, and 705-715
Culver Road

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 amending the Zoning Map of the City of Rochester by rezoning the properties located at 663-665, 667-669, 671-673, 679, 695-697, 701-703, and 705-715 Culver Road from R-2 Medium Density Residential to C-2 Community Center.

This rezoning will facilitate the Park Place Automotive redevelopment project. This redevelopment project consists of the expansion and legalization of the vehicle repair operation at 671-673, 679, and a 0.18 acre portion of 695-697 Culver Road. Notification of the rezoning was provided to the surrounding property owners.

The City Planning Commission held an informational meeting on August 10, 2020. The applicant and their representative spoke in support of the project. No one spoke in opposition. In addition,

there were three (3) written comments received in support of the project and there were no written comments received in opposition. By a vote of 7-0-0, the City Planning Commission recommended approval.

A public hearing is required for the Zoning Map Amendment.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AT-168

Ordinance No. 2020-290
(Int. No. 331)

Amending the Zoning Map by changing the zoning classification of properties on Culver Road

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 classification of the following properties from R-2 Medium Density Residential to C-2 Community Center District:

Address	SBL #
663-665 Culver Road	122.22-1-32
667-669 Culver Road	122.22-1-31
671-673 Culver Road	122.22-1-30
679 Culver Road	107.78-2-21
695-697 Culver Road	107.78-2-18.001
701-703 Culver Road	107.78-2-17
705-715 Culver Road	107.78-2-16.001

as well as the area extending from each parcel to the center line of any adjoining street, alley, and right-of-way.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2020-291
Re: Zoning Map Amendment –
15, 19, 23, 41, and 45 Sherer Street,
68, 74, 78, 84, 88, and 106 Craig Street

Council Priority: Creating and Sustaining
a Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area:
The Placemaking Plan

Transmitted herewith for your approval is legislation amending the Zoning Map of the City of Rochester by rezoning the properties located at 15, 19, 23, 41, and 45 Sherer Street, 68, 74, 78, 84, 88, and 106 Craig Street from R-1 Low Density Residential to M-1 Industrial.

This rezoning is at the request of a property owner who would like for the zoning map to align with the existing land uses thus making it conducive to the market and operation of the subject properties. The subject properties are identified in the Industrial Character Area of Rochester 2034's Placemaking Plan. This proposed M-1 district will connect to the existing M-1 district to the north, east, and west of the subject properties. Notification of the rezoning was provided to the surrounding property owners.

The City Planning Commission held an informational meeting on August 10, 2020. The applicant spoke in support of the project and one (1) written comment was received in opposition. By a vote of 7-0-0, the City Planning Commission recommended approval.

A public hearing is required for the Zoning Map Amendment.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AT-169

Ordinance No. 2020-291
(Int. No. 332)

Amending the Zoning Map by changing the zoning classification of properties on Sherer Street and on Craig 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 classification of the following properties from R-1 Low Density Residential to M-1 Industrial:

Address	SBL #
15 Sherer Street	120.32-1-31
19 Sherer Street	120.32-1-30
23 Sherer Street	120.32-1-29
41 Sherer Street	120.32-1-28
45 Sherer Street	120.32-1-27
68 Craig Street	120.32-1-13
74 Craig Street	120.32-1-12
78 Craig Street	120.32-1-11
84 Craig Street	120.32-1-10
88 Craig Street	120.32-1-9.001
106 Craig Street	120.32-1-32

as well as the area extending from each parcel to the center line of any adjoining street, alley, and right-of-way.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-292

Re: Agreement- Camiros, LTD.,
Zoning Code and Map Update Services

Council Priority: Rebuilding and Strengthening
Neighborhoods, Jobs and Economic Development

Transmitted herewith for your approval is legislation authorizing a professional services agreement and funding for the City to update the City's Zoning Code, Zoning Map, and Subdivision Code to reflect the Vision, Guiding Principles, and The Placemaking Plan of *Rochester 2034*, the City's recently adopted Comprehensive Plan (the Project). The legislation will:

1. Appropriate \$50,000 in Community Development Block Grant (CDBG) funds from the Consolidated Community Development Plan/2017-18 Annual Action Plan's Planning and Studies allocation.
2. Authorizing the receipt and use of a \$50,000 grant from the Rochester Economic Development Corporation (REDCO) to fund the Project Agreement. A grant in this amount was provided to REDCO from the ESL Foundation for this purpose.
3. Establish \$150,000 as maximum compensation for an agreement with Camiros, LTD. (Bill James, Principal, 411 S Wells Street, Suite 400 Chicago, IL) to assist City staff with the Project. The cost of the agreement will be funded by up to \$50,000 from the 2020-21 Budget of the Department of Neighborhood and Business Development (NBD) and the monies appropriated herein. The term of the agreement shall extend to the City Council's adoption of legislation that updates the Zoning Code, Zoning Map, and Subdivision Code to reflect the vision, principles and plan of Rochester 2034.

The Project deliverable will be proposed legislation amending the Zoning Code, Zoning Map and the Subdivision Code that is presented to City Council after prior public review, including an information meeting, review and recommendations provided by the City Planning Commission. Public engagement to inform the Zoning Code and Map Update will be facilitated through the City Planning Commission public meetings. Additional expenses that may arise related to public engagement and notification will be the responsibility of the City and will be paid for directly from the 2020-21 Budget of the Department of Neighborhood and Business Development (NBD).

The City issued an RFP on May 11, 2020. The selection committee included City staff from the Department of Environmental Services, NBD, the Mayor's Office, and the Law Department. The committee interviewed the consultants who submitted the top three scoring proposals. Camiros, LTD of Chicago, Illinois was chosen based on the interview as well as on proposal quality, relevant experience and references.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AT-170

Ordinance No. 2020-292
(Int. No. 333)

Authorizing funding and an agreement for the Zoning Code and Map Update

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

Section 1. The Council hereby appropriates \$50,000 in Community Development Block Grant funds from the Planning and Studies project allocation of the Consolidated Community Development Plan/2017-18 Annual Action Plan, as approved in Ordinance No. 2017-206 and amended in Ordinance No. 2019-300, to fund an update of the City's Zoning Code, Zoning Map, and Subdivision Code to reflect the Vision, Guiding Principles, and Placemaking Plan of the *Rochester 2034* Comprehensive Plan (the Project).

Section 2. The Council hereby authorizes the receipt and use of a grant of \$50,000 from the Rochester Economic Development Corporation to fund the Project. The Mayor is hereby authorized to execute any agreement or other document as may be necessary to effectuate the receipt and use of the Project funding authorized herein.

Section 3. The Mayor is hereby authorized to enter into a professional services agreement with Camiros, Ltd. in the maximum amount of \$150,000 to assist City staff with the Project. The agreement shall be funded by the appropriations for the Project authorized in Section 1 and 2 herein and in the amount of \$50,000 from the 2020-21 Budget of the Department of Neighborhood and Business Development. The term of the agreement shall extend to the City Council's adoption of legislation that implements the Project.

Section 4. The agreement shall contain such other terms and conditions as the Mayor deems appropriate.

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-293

Re: L2P Westside Housing Project

Council Priority: Rebuilding and Strengthening
Neighborhood Housing

Rochester 2034 Initiative Area: Reinforcing

Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the L2P Westside (“Lease to Purchase”) new construction, low-income housing project consisting of multiple sites located in the Southwest quadrant being undertaken by the Urban League of Rochester Economic Development Corporation (ULREDC) (Carolyn Vitale, Vice-President and COO), 312 State Street, Rochester, NY.

This legislation will:

1. Authorize the sale of 39 parcels of City-owned land for their appraised values, a total of \$18,175, to ULREDC or an affiliated partnership or housing development fund corporation to be formed by the ULREDC.
2. Authorize property tax exemptions and payment-in-lieu of taxes agreements for the L2P Westside project, which will provide a 30-year exemption for an annual in-lieu payment equal to 10% of the project shelter rents (gross rents minus utility costs).
3. Authorize the Mayor to execute such agreements and other documents as may be necessary to effectuate the agreements authorized herein.

The L2P Westside project involves construction of 41 rental units on scattered sites in the Southwest quadrant; two of the listed 39 sites will be subdivided. All 41 units will be targeted to households with income at or below 60% of the Median Family Income for the Greater Rochester Median Statistical Area (per HUD, chart attached). There will be three styles of homes: seven (7) 2-bedroom single-story houses that are fully handicap accessible; and two different styles of two-story 3-bedroom houses with basements and visitability. Two (2) of the 3-bedroom units will be equipped for persons with hearing or visual impairments.

All sites will complement significant development and investment that has occurred in the Southwest quadrant of the City in the past decade. Sites are located near the previous Southwest Quadrant Focused Investment Strategy area, the Jefferson Wollensak Affordable Rental Housing project nearing completion in 2020, and the Zion Hill Affordable Housing project which is anticipated to begin construction in late 2020 or early 2021. In addition, the sites are close to some neighborhood schools undergoing modernization and improvements.

The L2P Westside communities will maintain all units as income qualified affordable units for the duration of their PILOT. However, the goal is to rent the properties for the first 15 years, then sell each one to its current resident, regardless of length of tenancy, at a price designed to result in a mortgage payment at or below 30% of the household’s gross monthly income. Beginning in Year 11, the management team will work with existing tenants to prepare them for successful homeownership. This project is the first of its kind in Rochester, and is modeled after a successful program in Cleveland overseen by CHN (Cleveland Housing Network). In 2016 CHN transferred title to their 1,000th owner occupant household. CHN is providing consulting support to ULREDC on this project. The project was awarded funding through New York State Homes and Community Renewal’s competitive application for 9% low-income housing tax credits (LIHTC). Other sources of funding include State Tax Credits (SLIHC), New York State Energy Research and Development Authority (NYSERDA) as well as deferred developer fees and expenses. The project is awaiting a funding decision from the Federal Home Loan Bank of NY (FHLBNY).

The sources and uses for the project are summarized below:

<u>Uses</u>		<u>Permanent Sources</u>	
Land Acquisition	\$18,560*	9% LIHTC (Federal Tax Credit Equity through NYS)	\$7,553,495
Soft Costs and Contingency	\$1,803,255	SLIHC (State Tax Credit Equity)	\$3,534,142
Hard Costs	\$9,478,573	Conventional Loan	\$700,000
Development Fee	\$1,250,000	FHLBNY	\$880,000
Reserves and Working Capital	\$189,044	Deferred Developer Fee	\$23,795
		NYSERDA Energy Grant	\$48,000
TOTAL	\$12,739,432	TOTAL	\$12,739,432

*includes recording fees

Workforce goals for the project are 6.9% women and 20% minorities and 25% City residents, along with a combined goal of 30% for MBE/WBE firms.

The PILOT Review Committee recommended approval of the PILOT on July 10, 2020.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AT-171

Ordinance No. 2020-293
(Int. No. 334)

Authorizing the sale of City-owned parcels and a payment in lieu of taxes agreement for the L2P Westside Housing Project

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

Section 1. The Council hereby approves the sale of the following parcels of land at the following appraised values to the Urban League of Rochester Economic Development Corporation (ULREDC) to develop the L2P (“Lease to Purchase”) Westside project comprised of a variety of new low-income rental units on scattered sites throughout the city’s Southwest Quadrant that, after 15 years, may be purchased by their tenants by means of affordable mortgages (the Project):

Address	Parcel Number	Sales Price
392 Aberdeen St	120.72-2-19	\$ 425.00
202 Atkinson St	120.44-2-57	\$ 425.00
26 Bartlett St	121.6-1-30	\$ 425.00
120 Bartlett St	120.68-1-72	\$ 425.00
173 Bartlett St	120.67-3-10	\$ 425.00
177-179 Bartlett St	120.67-3-8.001	\$ 500.00
180-182 Bartlett St	120.67-2-75	\$ 450.00
184-186 Bartlett St	120.67-2-74.001	\$ 450.00

28 Cady St	121.53-1-81.001	\$	450.00
186 Cady St	120.59-1-52.001	\$	600.00
96 Chili Ave	120.50-1-77	\$	600.00
363 Columbia Ave	120.75-1-31	\$	425.00
414 Columbia Ave	120.67-3-50	\$	425.00
189 Cottage St	135.28-2-15	\$	425.00
73 Dr. Samuel McCree Way	121.53-1-6	\$	425.00
215 Dr. Samuel McCree Way	120.59-1-10.001	\$	500.00
15 Elgin St	120.27-1-22.001	\$	500.00
33 Elgin St	120.27-1-24.001	\$	525.00
101 Frost Ave	121.61-1-16	\$	450.00
107 Frost Ave	121.61-1-15	\$	450.00
128 Frost Ave	121.53-3-36	\$	475.00
134 Frost Ave	121.53-3-37	\$	475.00
151-153 Frost Ave	121.61-1-6.001	\$	500.00
278 Jefferson Ave	120.44-1-50.001	\$	475.00
281 Jefferson Ave	120.51-2-14.001	\$	450.00
180 Kenwood Ave	120.58-2-75	\$	450.00
300 Kenwood Ave	120.66-1-59	\$	450.00
189-193 Kirkland Rd	120.57-3-42.001	\$	475.00

Address (con'd)	Parcel Number (con'd)		Sales Price (con'd)
21 Milton St	120.81-1-77	\$	475.00
227 Normandy Ave	120.65-1-40	\$	475.00
140 Post Ave	120.64-3-7	\$	450.00
49 - 51 Reynolds St	120.44-1-71.001	\$	475.00
53 - 57 Reynolds St	120.44-1-72	\$	475.00
219 Reynolds St	120.68-1-38.001	\$	450.00
54 Seward St	121.53-1-42	\$	475.00
109 Seward St	121.53-3-46	\$	550.00
177 Sherwood Ave	120.64-3-21	\$	425.00
315 Sherwood Ave	120.72-2-20	\$	425.00
325 Troup St	120.44-1-21	\$	450.00
	Total:	\$	18,175.00

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 payment in lieu of taxes agreement (PILOT Agreement) with the ULREDC for the parcels listed in Section 1 in order to effectuate the Project. This PILOT Agreement shall provide that said parcels shall remain entitled to a real property tax exemption, provided that the ULREDC 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 4. The term of the PILOT Agreement shall run for 30 years, provided that said agreement and the associated real property tax exemption shall cease prior to that date if and when the Project is no longer operated for the purpose of providing affordable leased and then purchased housing in accordance with the conditions for maintaining low-income housing tax credits and financing as well as other legal requirements.

Section 5. The PILOT agreement shall contain such additional terms and conditions as the Mayor deems to be appropriate. The Mayor is hereby authorized to execute such other agreements and other documents as may be necessary to effectuate the sale and agreement authorized herein.

Section 6. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-294

Re: Pueblo Nuevo II Housing Project

Council Priority: Rebuilding and
Strengthening Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to Pueblo Nuevo II, the second phase of the larger Pueblo Nuevo affordable rental community project, being undertaken by Ibero-American Development Corporation (IADC) 954 Clifford Avenue Rochester, NY 14621 (Eugenio Marlin, Executive Vice President). Pueblo Nuevo II will be constructed on in-fill sites located in close proximity to the La Marketa project and within the El Camino Neighborhood of Northeast Rochester. This legislation will:

1. Authorize the sale of 19 parcels of City-owned land at a total of \$10,425, their combined appraised values, to IADC or an affiliated partnership or housing development fund corporation to be formed by IADC.
2. Authorize a property tax exemption and payment-in-lieu of tax agreement for the Pueblo Nuevo II project, which will provide a 30-year exemption for an annual in-lieu payment equal to 10% of the project shelter rents (gross rents minus utility costs).
3. Authorize the Mayor to execute such agreements and other documents as may be necessary to effectuate the agreement authorized herein;

The Pueblo Nuevo is a two phase project with substantial community support that results in 104 units of affordable rental housing, and the creation of the El Camino Community Center. Pueblo Nuevo I was authorized by City Council Ordinance No. 2020-96 on April 15, 2020. Pueblo Nuevo I consists of 75 affordable rental apartments. The necessary purchase of properties and funding source closings were completed in July 2020 and construction for the project has begun.

Pueblo Nuevo II will create 29 units of affordable rental housing on multiple underutilized sites, primarily located in close proximity to the La Marketa at the International Plaza site. This phase of the project will deliver five single family homes and 12 duplexes, all two-bedroom units, as well

as the El Camino Community Center (ECCC) which will include a community, business and education center.

All units of Pueblo Nuevo II will be targeted to households with income at or below 50% of the Median Family Income (MFI) for the Greater Rochester Median Statistical Area (per HUD, chart attached). Five (5) of these units will be targeted specifically for households with an income at or below 30% of MFI, and five additional units benefit from Project Based Section-8 Vouchers from the Rochester Housing Authority. The project includes three (3) ADA (American Disability Act) accessible apartments, and two (2) apartments adapted for the audio/visually impaired.

The sources and uses for the project are summarized below:

Uses		Permanent Sources	
Acquisition Land/Buildings*	\$60,700	Low Income Housing Tax Credit	\$8,774,804
Soft Costs and Working Capital	\$2,007,400	NYS Community Investment Fund Loan	\$1,793,805
Hard Costs	\$9,235,432	NYS Housing Trust Fund	\$1,663,291
Contingency	\$537,837	NYS Subsidy Loan	\$640,000
Development Fee	\$1,077,266	Deferred Developer Fee	\$137,859
Reserves	\$127,124	NYSERDA Capital	\$36,000
TOTAL	\$13,045,759	TOTAL	\$13,045,759

*Acquisition costs include, but are not limited to, real estate sold by the City of Rochester.

Pueblo Nuevo II is anticipated to close on project funding and begin construction in November 2020. Workforce goals for the project are 6.9% women and 20% minorities and 25% City residents, along with a combined goal of 30% for MBE/WBE firms.

The PILOT was recommended for approval by the PILOT Review Committee on April 3, 2018. SEQR review has been completed, and a Negative Declaration was issued for the project on December 12, 2017

Respectfully submitted,
 Lovely A. Warren
 Mayor

Attachment No. AT-172

Ordinance No. 2020-294
 (Int. No. 335)

Authorizing sale of City-owned parcels and payment in lieu of taxes and loan agreement for the Pueblo Nuevo II project

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

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

STREET ADDRESS	SBL NUMBER	SIZE	PRICE
54 SULLIVAN STREET	106.31-4-42.002	175 x 82.98	\$1,400.00
62 SULLIVAN STREET	106.31-4-38	35 x 82.98	\$350.00
30 SULLIVAN STREET	106.31-4-54	34 x 94.16	\$350.00
32 SULLIVAN STREET	106.31-4-53.001	68 x 93.2	\$350.00
38 SULLIVAN STREET	106.31-4-50.001	68 x 93.2	\$475.00
42 SULLIVAN STREET	106.31-4-48.1	68.43 x 92.23	\$350.00
24 SULLIVAN STREET	106.31-4-57	34 x 96.1	\$350.00
26 SULLIVAN STREET	106.31-4-56	34 x 95.61	\$350.00
37 SULLIVAN STREET	106.39-1-18.002	51.86 x 99	\$550.00
51 HOELTZER STREET	106.39-2-23.002	50 x 99	\$475.00
55 HOELTZER STREET	106.39-2-26	40 x 99	\$400.00
27 HOELTZER STREET	106.39-2-13	37.5 x 82.5	\$350.00
29 HOELTZER STREET	106.39-2-14	37.75 x 82.5	\$350.00
21 HOELTZER STREET	106.39-2-10.001	75 x 82.5	\$475.00
6 KAPPEL PLACE	106.38-2-17.001	70 x 74.5	\$450.00
18 KAPPEL PLACE	106.38-2-23	35 x 78.25	\$350.00
24 KAPPEL PLACE	106.38-2-25.001	105 x 79	\$450.00
781 NORTH CLINTON AVENUE	106.38-2-40	40.85 x 130.21	\$2,600.00
Total Sale Price			\$10,425.00

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 payment in lieu of taxes agreement with IADC for the following parcels to effectuate the Project:

STREET ADDRESS	SBL NUMBER
54 SULLIVAN STREET	106.31-4-42.002
62 SULLIVAN STREET	106.31-4-38
30 SULLIVAN STREET	106.31-4-54
32 SULLIVAN STREET	106.31-4-53.001
38 SULLIVAN STREET	106.31-4-50.001
42 SULLIVAN STREET	106.31-4-48.1
24 SULLIVAN STREET	106.31-4-57

26 SULLIVAN STREET	106.31-4-56
37 SULLIVAN STREET	106.39-1-18.002
51 HOELTZER STREET	106.39-2-23.002
55 HOELTZER STREET	106.39-2-26
27 HOELTZER STREET	106.39-2-13
29 HOELTZER STREET	106.39-2-14
21 HOELTZER STREET	106.39-2-10.001
6 KAPPEL PLACE	106.38-2-17.001
18 KAPPEL PLACE	106.38-2-23
24 KAPPEL PLACE	106.38-2-25.001
781 NORTH CLINTON AVENUE	106.38-2-40
200 CLIFFORD AVENUE	106.29-2-2.002
208-214 CLIFFORD AVENUE	106.29-2.22

This PILOT Agreement shall provide that said parcels shall remain entitled to a real property tax exemption, provided that IADC 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 4. The term of the PILOT Agreement shall run for 30 years, provided that said agreement and the associated real property tax exemption shall cease prior to that date if and when the Project is no longer operated for the purpose of providing affordable rental housing in accordance with the conditions for maintaining low-income housing tax credits and financing as well as other legal requirements.

Section 5. The PILOT agreement shall contain such additional terms and conditions as the Mayor deems to be appropriate. The Mayor is hereby authorized to execute such other agreements and other documents as may be necessary to effectuate the sale and agreement authorized herein.

Section 6. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-295
 Re: Zion Hill Senior Apartments
 Project

Council Priority: Rebuilding and
 Strengthening Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:
 Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to Zion Hill Senior Apartments, an affordable rental community project for seniors aged fifty-five and older. The project is being undertaken by Southwest Area Development Corporation (SWADCO) (Reverend Dr. Richard Douglass, Principal), a community development corporation affiliated with the Zion Hill Missionary Baptist Church, 250 Dr. Samuel McCree Way, Rochester, NY, and Rochester Management, Inc.

(RMI) (Margaret Hill, President & CEO), 249 Norton Village Lane, Rochester NY. Zion Hill Senior Apartments will be located at 260 -278 Dr. Samuel McCree Way and 69-71 Wooden Street in the Changing of the Scenes (COTS) Neighborhood in Southwest Rochester.

This legislation will:

1. Authorize the sale of two parcels of City-owned land, at 272 Dr. Samuel McCree Way and 276 Dr. Samuel McCree Way at a total of \$875, their combined appraised values, to SWADCO and RMI, or an affiliated partnership or housing development fund corporation to be formed by SWADCO and RMI.
2. Authorize a \$500,000 HOME funded construction/permanent loan agreement for the project, and appropriate the same amount from the Consolidated Plan/2020-21 Annual Action Plan, Affordable Housing Fund allocation to fund the loan.

The loan will serve initially as a 0% construction loan, payable annually. At conversion to permanent financing it will become a 30 year, 2% interest-only, cash flow dependent loan payable annually, with the outstanding principal balance and any accrued interest due at the end of the 30 year term.

3. Authorize a property tax exemption and payment-in-lieu of taxes agreement for the Zion Hill Senior Apartments project, which will provide a 30-year exemption for an annual in-lieu payment equal to 10% of the project shelter rents (gross rents minus utility costs).
4. Authorize the Mayor to execute such agreements and other documents as may be necessary to effectuate the agreement authorized herein; and
5. Authorize the Mayor to adjust the interest rate and other terms and conditions of the loan in order to conform to legal and other requirements for the Project.

The Zion Hill Senior Apartments (Zion Hill) project, a Faith Based Initiative, was initially envisioned by the Zion Hill Missionary Baptist Church and its affiliate SWADCO, in response to a community need for additional affordable rental housing for seniors. This project will serve residents facing mobility or other challenges to remaining in their home community as they age. In the city of Rochester typical residential buildings and architectural styles, the majority of which were constructed prior to 1940, include two to three stories of living space. Such buildings include stairs to entryways, between floors and to cellars, with bathroom facilities on the second level. Aging populations that, over time, cannot comfortably or safely continue to navigate in their homes will benefit from features included in the apartment building proposed for Zion Hill

The project includes the creation of 45 new rental units intended for very low-income and extremely-low income senior households, with all of the units targeted to households with incomes at or below 50% of the Median Family Income (MFI). Zion Hill includes 11 units targeted to households with incomes at or below 30% of MFI; eight (8) units that will benefit from Project Based Vouchers from Rochester Housing authority, and 26 units targeted to households with incomes of up to 50% MFI. Seven (7) units will be set aside for frail/elderly households, with RMI providing supportive services to help them maintain independence within their community, in coordination with Rochester Regional Health.

The development includes the construction of a two- and three-story, 46,981 square foot, L-shaped building with 43 one-bedroom and 2 two-bedroom apartments. Also included will be building management and resident support offices, mechanical space, laundry and trash areas, and community amenity spaces and roof top patio with planters, along with an 11 space surface parking lot at the rear of the site accessed from Wooden Place.

The wood framed building includes one elevator and multiple stairs for vertical circulation and emergency egress. Additional project amenities include a community room with kitchen, fitness room, and in-unit tenant bulk storage. The owner will provide heat and hot water, and the tenants will pay for electric.

The project includes five (5) ADA (American Disability Act) accessible apartments, and two (2) apartments adapted for the audio/visually impaired. The remainder of the apartment units are adaptable, with a mix of bathtub/shower combination units and roll-in showers and accessible maneuvering clearances throughout the apartment. As a project for senior residents, Zion Hill will include carpeting and handrails in primary corridors to reduce risk of falls and will include the installation of grab bars in all apartment units. The project will also include an emergency aid (nurse call) communication system in each apartment.

Zion Hill will complement significant development and investment in southwest Rochester, including the former Southwest Quadrant Focused Investment Strategy Area, the Jefferson Wollensak Affordable Rental Housing Project nearing construction completion, and the L2P Westside Affordable Housing Project, and the Bull’s Head Revitalization Project.

This \$13.4 million project will utilize the following funding sources: Low Income Housing Tax Credits, New York State Housing Trust Fund, Federal Housing Trust Fund, New York Energy Research and Development Authority (NYSERDA), City of Rochester HOME funds, deferred developer fee and limited partner equity through Low Income Housing Tax Credits (LIHTC).

The sources and uses for the project are summarized below:

Uses		Permanent Sources	
Land Acquisition*	\$63,395	LIHTC	\$8,544,207
Soft Costs	\$1,386,350	NYS Housing Trust Fund	\$2,400,000
Hard Costs	\$10,075,175	Fed. Housing Trust Fund	\$1,100,000
Contingency	\$503,759	City of Rochester	\$500,000
Development Fee	\$1,200,000	Deferred Developer Fee	\$810,237
Reserves	\$130,765	NYSERDA Capital	\$45,000
Working Capital	\$40,000		
TOTAL	\$13,399,444	TOTAL	\$13,399,444

*Acquisition costs include, but are not limited to, real estate sold by the City of Rochester.

Zion Hill is anticipated to close on project funding and begin construction in October 2020. Workforce goals for the project are 6.9% women and 20% minorities and 25% City residents, along with a combined goal of 30% for MBE/WBE firms.

The loan was approved by the Loan Review Committee at their meeting on August 19, 2020, and the PILOT was recommended for approval by the PILOT Review Committee on August 6, 2020. A National Environmental Policy Act or NEPA review is underway and will be completed prior to entering into any agreements for the Zion Hill project. SEQR review has been completed, and a Negative Declaration was issued for the project on October 3, 2019.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AT-173

Ordinance No. 2020-295
(Int. No. 336)

Authorizing sale of City-owned parcels and loan and payment in lieu of taxes and loan agreements for the Zion Hill Senior Apartments project

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

Section 1. The Council hereby approves the sale of the following parcels of land at the following appraised values to Southwest Area Development Corporation (SWADCO) and Rochester Management, Inc. (RMI), or to an affiliated partnership or housing development fund corporation formed for the Project by SWADCO and RMI (collectively, the Developer) to establish and maintain the Zion Hill Senior Apartments affordable rental housing project for seniors aged 55 and older (the Project):

STREET ADDRESS	SBL NUMBER	SIZE	PRICE
272 DR. SAMUEL MCCREE WAY	120.50-2-29	50' x 116'	\$ 450
276 DR. SAMUEL MCCREE WAY	120.50-2-30	40' x 116'	\$ 425
Total of Sales Prices			\$ 875

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 loan agreement with the Developer for construction and permanent financing of the Project. The loan shall be in the amount of \$500,000, which shall be funded by, and is hereby appropriated from, the Affordable Housing Fund of the 2020-21 Annual Action Plan for the loan principal. The loan agreement shall have a term that extends to 30 years following completion of Project construction. The loan shall function as a 0% construction loan until construction is complete, whereupon it shall convert to permanent financing with a term of 30 years that is subject to an annual interest rate of 2%. The payment of interest shall be due annually if the Developer has sufficient cash flow and repayment of the loan principal and any unpaid interest shall come due at the end of the loan term. The Mayor is hereby authorized to adjust the loan interest rate and other terms and conditions in order to conform to requirements for Project tax credits and other legal requirements.

Section 4. The Mayor is hereby authorized to enter into a payment in lieu of taxes agreement with the Developer for the parcels listed in Section 1 to effectuate the Project:

STREET ADDRESS	SBL NO.
69-71 WOODEN STREET	120.50-2-23
260-266 DR SAMUEL MCCREE WAY	120.50-2-26.001
270 DR SAMUEL MCCREE WAY	120.50-2-24
272 DR. SAMUEL MCCREE WAY	120.50-2-29
276 DR. SAMUEL MCCREE WAY	120.50-2-30
278 DR. SAMUEL MCCREE WAY	120.50-2-31

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 5. The term of the PILOT Agreement shall run for 30 years, provided that said agreement and the associated real property tax exemption shall cease prior to that date if and when the Project is no longer operated for the purpose of providing affordable rental housing in accordance with the conditions for maintaining low-income housing tax credits and financing as well as other legal requirements.

Section 6. The PILOT agreement shall contain such additional terms and conditions as the Mayor deems to be appropriate. The Mayor is hereby authorized to execute such other agreements and other documents as may be necessary to effectuate the sale and agreements authorized herein.

Section 7. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-296

Re: Agreement- OpportunitySpace, Inc.,
BuildingBlocks Software License

Council Priority: Rebuilding and Strengthening
Neighborhoods, Jobs and Economic Development

Transmitted herewith for your approval is legislation authorizing \$50,000 as maximum compensation for an agreement with OpportunitySpace, Inc. (d.b.a. Tolemi, Principal: Andrew Kieve, 76 Summer St, 3rd Floor Boston, MA). The agreement will provide the City with a global software license for continued public access to the Tolemi BuildingBlocks online property data mapping platform. The license also includes ongoing customization and technical support. The agreement will be funded from the \$900,000 Phase III Cities RISE Grant which was accepted via Ordinance No. 2020-33 from Enterprise Community Partners and funded by the NYS Office of the Attorney General. The term of the agreement will be 17 months.

BuildingBlocks is an online interactive mapping platform that provides the general public self-service access to a number of datasets provided by the City and other sources. The platform includes tax parcel information, crime data, census data, code enforcement data, and more. The platform allows users to explore and filter by various features to find properties and locations of interest. Users can do analysis within the platform, create custom maps, and export raw data for

further analysis. The system is integrated with the City's enterprise GIS systems and receives nightly updated data. BuildingBlocks can be accessed here:
<https://www.cityofrochester.gov/buildingblocks/>

Access to BuildingBlocks has been provided free of charge to the City of Rochester and general public since 2017 as part of the City's receipt of the Cities RISE Phase I and II grants, authorized in Ordinance No. 2017-225 and No. 2018-389. The free access to the platform expires at the end of October, 2020, but the Department of Neighborhood and Business Development is proposing to extend it due to the value BuildingBlocks provides to the community and City staff. Enterprise has approved the use of the Cities RISE grant funds for the software licensing contract.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AT-174

Ordinance No. 2020-296
(Int. No. 337)

Authorizing an agreement for a BuildingBlocks software license

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 OpportunitySpace, Inc. to obtain a global software license to allow public access to the Tolemi BuildingBlocks online property data mapping platform. The maximum compensation for the agreement shall be \$50,000, which shall be funded by up to \$50,000 from 2019-20 Cash Capital, which was appropriated for a Land Management System and upgrades to the City's Building Information System in Ordinance No. 2020-33. The agreement shall have a term of 17 months.

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.

By Councilmember Gruber
September 15, 2020

To the Council:

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

Int. No. 338 Authorizing an agreement for the West Main Street Transportation and Placemaking Study

Int. No. 339 Authorizing an agreement with New York State Department of
Transportation to provide snow and ice control

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

Received filed and published.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-297
Re: Agreement – Genesee Transportation
Council, West Main Street Transportation
and Placemaking Study

Council Priority: Creating and Sustaining a
Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area:
Sustaining Green and Active Systems

Transmitted herewith for your approval is legislation establishing \$15,000 as maximum compensation for an agreement with the Genesee Transportation Council (GTC) for participation in the West Main Street Transportation and Placemaking Study. The cost of the agreement will be financed with 2019-20 Cash Capital.

The purpose of this project is to develop a set of strategies and an implementation plan that reflect a reimagining of the West Main Street corridor from West Broad Street to Chili Avenue. The strategies will seek to better accommodate bicyclists, pedestrians, and transit users while emphasizing a sense of place for the corridor and diminishing its perception as a car-oriented pass-through street. Community engagement is a crucial component of this study. Engagement will ensure that the results of the project reflect the desires and will of the adjacent communities, businesses, and residents.

DES staff will manage the project while GTC staff will oversee contract administration.

Federal transportation planning funds administered by GTC will cover \$110,000 of the \$125,000 project budget. The \$15,000 authorized herein will complete the project funding.

Consultant selection is currently underway and a firm will be selected in September 2020. The project is expected to be completed by the end of 2021. The term of the agreement shall extend until three (3) months after completion of the project. The agreement will result in the creation and/or retention of the equivalent of 0.2 full-time jobs.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2020-297
(Int. No. 338)

Authorizing an agreement for the West Main Street Transportation and Placemaking Study

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 Genesee Transportation Council to participate in conducting the West Main Street Transportation and Placemaking Study. The maximum cost to the City shall be \$15,000, which shall be funded from 2019-20 Cash Capital. The term of the agreement shall continue until 3 months after completion of the Study.

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. 2020-298
Re: Agreement - New York State
Department of Transportation,
Snow & Ice Control Services

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area:
Sustaining Green and Active Systems

Transmitted herewith for your approval is legislation authorizing a new agreement with the New York State Department of Transportation (NYSDOT) for the provision by the City of snow and ice control services on the following State highways:

1. Lake Avenue, from Lyell Avenue to West Ridge Road; and,
2. Plymouth Avenue, from Commercial Street to Troup Street

The total length of these two streets is 2.7 miles. The requirement for an agreement for snow and ice control services on Plymouth Avenue will be eliminated in the future when jurisdiction of the street is formally transferred from the State to the City.

The new agreement effectively replaces the longstanding agreement initiated in 1978 with the NYSDOT, which had been extended on a yearly basis since its inception. Under the new agreement, the NYSDOT will continue to reimburse the City for snow and ice control activities performed, as in the past. However, the new agreement will have an initial five (5) year term, with up to three (3) separate five year renewal periods, up to a maximum contract life of twenty (20) years. The initial term will be from July 1, 2019 through June 30, 2024. The City can opt out of the agreement at the completion of any of the five (5) year periods.

The basis for the reimbursement calculation will employ an average winter concept with a base amount calculated at the average of the three (3) most recent reimbursements paid to the City by the NYSDOT, with the opportunity for the City to petition each year for the actual costs exceeded beyond the base amount for that winter season. The base amount for the initial winter season will be \$72,759.91. The most recent reimbursement amount paid by the State was \$72,839.32.

The last extension under the old agreement was authorized by City Council in December 2018 (Ordinance No. 2018-401).

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2020-298
(Int. No. 339)

Authorizing an agreement with New York State Department of Transportation to provide snow and ice control

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 Transportation (NYSDOT) for the City to provide snow and ice control services on the following State highways:

- a. Lake Avenue, from Lyell Avenue to West Ridge Road; and
- b. Plymouth Avenue, from Commercial Street to Troup Street.

Section 2. The term of the agreement shall be from July 1, 2019 through June 30, 2024, with the option to extend for up to three additional periods of five years each.

Section 3. For each year of the agreement, the State shall compensate the City by paying a "Base Amount," which shall be the average compensation paid for the previous 3 years (calculated at \$72,759.91 for the first year of this agreement), provided, however, that if the City's actual costs for performing the service exceed the Base Amount for any year, the City also may petition NYSDOT to reimburse the City for the difference.

Section 4. The agreement shall contain such other terms and conditions as the Mayor deems appropriate.

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

By Vice President Lightfoot
September 15, 2020

To the Council:

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

Int. No. 341 Authorizing the receipt and use of grants from the New York State Governor's Traffic Safety Committee for two safety programs

Int. No. 343 Authorizing funding for the ROCmusic program

Int. No. 344 Authorizing an agreement for implementing the Parent Leadership Training Institute

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

Int. No. 340 Appropriating funds for compliance checks of registered sex offenders

Int. No. 342 Authorizing amendatory agreements for the COPS Community Policing Development Micro-Grant program

Respectfully submitted,
Willie Lightfoot
Mitch Gruber
Lashay D. Harris
Loretta C. Scott
PUBLIC SAFETY, YOUTH & RECREATION COMMITTEE

Received, filed and published.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-299
Re: Receipt and Use of Funds from
United States Marshals Service

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation for the receipt and use of \$10,400 from the United States Marshals Service and amending the 2020-21 Budget of the Police Department by this amount.

The United States Marshals Service is providing \$10,400 for overtime as part of a short-term operation to support compliance checks of registered sex offenders. These funds do not include fringe benefits, which are estimated to be \$3,282. This is the third time we have received these funds.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2020-299
(Int. No. 340)

Appropriating funds for compliance checks of registered sex offenders

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

Section 1. Ordinance No. 2020-161, the 2020-21 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations of the Budget of the Police Department by \$10,400 from funds to be received from the United States Marshals Service. Said funds are hereby appropriated to support compliance checks of registered sex offenders.

Section 2. This ordinance shall take effect immediately.

Passed by the following

Ayes- President Scott, Councilmembers Evans, Harris, Lightfoot, Patterson, Peo – 6.

Nays – Councilmembers Gruber, Lupien -2.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-300
Re: Grant Agreements – New York State
Governor’s Traffic Safety Committee

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation authorizing agreements with the New York State Governor’s Traffic Safety Committee (GTSC) for the receipt and use of two grants described below, and amending the 2020-21 Budget of the Police Department by \$42,500 to reflect these grants.

2021 New York State Highway Safety Program, October 1, 2020 – September 30, 2021

GTSC provides this funding, in the amount of \$41,000, to support a Pedestrian Safety Enforcement and Education Program, the goal of which is to reduce the number of vehicle crashes, injuries and deaths, with a focus on pedestrian-involved vehicle accidents. The program includes an educational

component which will utilize officers from the Community Affairs Bureau and Traffic Enforcement Unit to disseminate safety information and inform the public of the program; much of this activity will coincide with the annual GTSC “Operation See! Be Seen!” campaign in June 2021. Traffic enforcement details will focus on four roadway corridors (10.7 miles of roadway) that accounted for a disproportionate number of the City’s pedestrian-involved crashes from 2016-2019 (28% of all pedestrian-involved crashes):

- Dewey Avenue, from Driving Park Avenue to Bennington Drive
- Lake Avenue, from Lyell Avenue to Denise Road
- Lyell Avenue, from Mt Read Boulevard to State Street/Lake Avenue
- North Clinton Avenue, from Upper Falls Boulevard to Norton Street

The grant will be used to pay for police overtime for the enforcement details, but does not pay for the associated fringe cost of \$13,000. This is the first time the Police Department has received this grant. No matching funds are required.

2021 Child Passenger Safety Grant, October 1, 2020 – September 30, 2021

This award, not to exceed \$1,500, is provided by GTSC to support the Police Department’s efforts to ensure correct use of car child seats. Funding will be used for certification and continuing education of those officers teaching about safety seats at community-based, seat-checking events. This is the ninth year the Police Department has received this grant. During the first half of the current grant period (through March 31, 2020), seven car seats were inspected. No matching funds are required.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2020-300
(Int. No. 341)

Authorizing the receipt and use of grants from the New York State Governor’s Traffic Safety Committee for two safety programs

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 Governor’s Traffic Committee (GTSC) for receipt and use of a 2021 New York State Highway Safety Program grant of \$41,000 to support a Pedestrian Safety Enforcement and Education Program. The term shall be from October 1, 2020 through September 30, 2021.

Section 2. The Mayor is hereby authorized to enter into an agreement with the GTSC for receipt and use of a 2021 Child Passenger Safety Program grant of \$1,500. The term of the agreement shall be October 1, 2020 through September 30, 2021.

Section 4. The agreements shall contain such other terms and conditions as the Mayor deems appropriate.

Section 5. Ordinance No. 2020-161, the 2020-21 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Budget for the Rochester Police Department by the sum of \$42,500 to reflect the grants authorized herein.

Section 6. This ordinance shall take effect immediately.

Passed by the following:

Ayes – President Scott, Councilmembers Evans, Gruber, Harris, Lightfoot, Patterson, Peo -7.

Nays – Councilmember Lupien -1.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-301
Re: Amendatory Agreements related
to the U.S. Department of Justice,
Office of Community Oriented Policing
Services, Community Policing
Development Micro-grant

Council Priority: Public Safety

Transmitted herewith for your approval is legislation related to a U.S. Department of Justice, Office of Community Oriented Policing Services (COPS) Community Policing Development Micro-grant. This legislation will:

1. Authorize an amendatory agreement with the U.S. Department of Justice, COPS to extend the term for the COPS Community Policing Development Micro-grant through September 30, 2021; and
2. Authorize an amendatory agreement with Dr. Ernest Fokoué to extend the term for the agreement related to the COPS Community Policing Development Micro-grant through September 30, 2021.

The COPS Grant was authorized in Ordinance No. 2017-400 and extended for one-year each in Ordinance No. 2018-277 and 2019-235. This grant was awarded to the Rochester Police Department to:

- Improve the understanding of the scope and nature of text mining through natural language processing techniques, especially as it relates to criminal justice data.
- Design text mining algorithms that create new datasets from previously unstructured narratives.
- Create a product suite that operationalizes the data collected from algorithms to drive decision making.
- Create, test, evaluate, and document a process for utilizing natural language processing techniques in a law enforcement agency which can be extensible to other departments.

Dr. Ernest Fokoué is an Associate Professor of Mathematical Sciences with an extensive background in Statistical Machine Learning, Computational Statistics, and Statistical Data Mining. He will be responsible for the data conversion of the unstructured narrative text to a machine-readable format, primarily utilizing optical character recognition procedures. The data conversion is essential to the project to prepare the data for the application of the natural language processing techniques in the analysis phase. The agreement with Dr. Fokoué was authorized in Ordinance No. 2019-382.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2020-301
(Int. No. 342)

Authorizing amendatory agreements for the COPS Community Policing Development Micro-Grant program

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

Section 1. The Mayor is hereby authorized to enter into an amendatory agreement with the U.S. Department of Justice's Office of Community Oriented Policing Services (COPS) for the receipt and use of a \$75,000 grant for the COPS Community Policing Development Micro-Grant program (Program). The amendatory agreement shall extend through September 30, 2021 the term of the agreement which was authorized in Ordinance No. 2017-400 and amended by Ordinance Nos. 2018-277 and 2019-235.

Section 2. The Mayor is hereby authorized to enter into an amendatory professional services agreement with Dr. Ernest Fokoué to continue the establishment of a system to convert the Police Department's unstructured narrative text into a machine-readable format in support of the Program. The amendatory agreement shall extend through September 30, 2021 the term of the agreement which was authorized in Ordinance No. 2019-382.

Section 3. Said amendatory 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. 2020-302
Re: Appropriation – STEAM Engine –
2020-21 Annual Action Plan

Council Priority: Creating and Sustaining
a Culture of Vibrancy; Support the Creation
of Effective Educational Systems

Transmitted herewith for your approval is legislation related to the STEAM (Science, Technology, Engineering, Arts, and Math) Engine described in the Consolidated Plan/2020-21 Annual Action Plan. This legislation will appropriate \$25,000 of Community Development Block Grant funds from the 2020-21 Annual Action Plan, STEAM Engine allocation.

ROCmusic is an after-school and summer community-based music enrichment program that offers tuition-free music instruction, instruments, small-group lessons, and monthly concert performances. The program includes two tracks – traditional instrumental music instruction with a

focus on string and brass instruments and contemporary music instruction with a focus on piano, bass guitar, drums, disk jockeying, and emceeing. All students can also participate in electives such as African Drumming, Choir, Blues Band, Fiddling, recording skills, and sound reinforcement. In addition to instruction, the students have special access to guest artists and local cultural events, with transportation and meals arranged at no additional cost to the student or their families.

The program will serve up to 140 youth ages 6 and older at the David F. Gantt, Frederick Douglass and Edgerton R-Centers, and will culminate with a music album created in the Gantt R-Center recording studio. The funds appropriated herein will be used for music instruments and equipment, program supplies, and instructor fees.

The ROCmusic program began in 2012 as a partnership between the City, Hochstein School of Music & Dance, University of Rochester Eastman School of Music, Eastman Community Music School, Rochester Philharmonic Orchestra, and the Rochester City School District. It was last authorized by City Council Ordinance No. 2019-273 in August 2019.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2020-302
(Int. No. 343)

Authorizing funding for the ROCmusic program

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

Section 1. The sum of \$25,000 is hereby appropriated from the STEAM Engine project allocation of the 2020-21 Annual Action Plan to fund the ROCmusic musical enrichment program for youth.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-303
Re: Agreement – Rochester Area
Community Foundation, Parent
Leadership Training Institute

Council Priority: Support the Creation of
Effective Educational Systems

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation establishing \$10,000 as maximum annual compensation for an agreement with the Rochester Area Community Foundation (Jennifer Leonard, President and CEO, Rochester, NY) for the Greater Rochester Parent Leadership Training Institute

(PLTI). The agreement will be funded from the 2020-21 Budget of Undistributed Expenses, and the term will be for the remainder of this fiscal year, and with an option to renew for two additional one-year terms, contingent upon approval of the future budgets.

The Greater Rochester PLTI is part of the evidence-based National Parent Leadership Institute program that acknowledges the critical role of parent leadership. PLTI is designed to increase parents' involvement and engagement in the community, strengthen neighborhoods and families, and improve outcomes for children. Parents participate in a 21-week training program with topics that include child and adolescent youth development, public speaking, civics, and policy development. Twenty-five parents will be served by the Parent Leadership Cohort this year. In addition, PLTI will provide the Children's Leadership Cohort, a parallel program for children of participants, and the Alumni Community Impact program for PLTI graduates.

PLTI has been implemented in the Rochester region since 2012 and has more than 150 local alumni. The City has supported this program since it was first implemented. The most recent agreement for this service was approved by City Council Ordinance No. 2017-236 in July 2017. A Justification for No RFP is attached.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AT-175

Ordinance No. 2020-303
(Int. No. 344)

Authorizing an agreement for implementing the Parent Leadership Training Institute

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 in the maximum amount of \$10,000 with the Rochester Area Community Foundation for implementing the Parent Leadership Training Institute (PLTI). Said amount shall be funded from the 2020-21 Budget of Undistributed Expenses. The term of the agreement shall be for the remainder of the 2020-21 fiscal year with an option to renew for up to two additional one-year terms at a maximum annual amount of \$10,000 to be funded by subsequent years' Budgets of Undistributed Expenses, contingent upon their approval.

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.

The meeting was adjourned at 8:20 p.m.

HAZEL L. WASHINGTON
City Clerk