

ROCHESTER CITY COUNCIL

REGULAR MEETING

January 19, 2021

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, Meléndez, Patterson, Peo – 9.

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

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

Retirement:

DES:

- *Alan Blood
- *Barbara Barricelli
- *Hort Suong
- *Jack Treese Jr.

PSRHS:

- *Sheila Katerle
- *Michael Porter

ECD:

- *Daniel Ferrigno
- *Victoria Macks
- *Michelle McDermott

Mayor's Office:

- *Angela Sorber

NBD:

- *Nancy Johns-Price

RPD:

- *Frank Coriddi
- *Edwin Morelli
- *Ruben Padilla Jr.
- *Laurie Robinson
- *Darlene Rogers
- *Alberto Santiago
- *Onasis Socol
- *Josue Traverzo

**Not attending meeting*

APPROVAL OF THE MINUTES

By Vice President Lightfoot

RESOLVED, that the minutes of the Regular Meeting on December 15, 2020 be approved as published in the official sheets of the Proceedings.

Adopted unanimously.

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

The Mayor submits the following:

Quarterly Report – Professional Services Agreements– December 31, 2020

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

THE COUNCIL PRESIDENT --- RECEIVED AND FILED.

THE CITY CLERK --- PURSUANT TO LAW, PUBLIC HEARING WILL NOW BE HAD ON THE FOLLOWING MATTER:

No Public Hearings

REPORTS OF STANDING COMMITTEES
AND ACTION THEREON

By Councilmember Evans
January 19, 2021

To the Council:

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

- | | |
|-------------|--|
| Int. No. 1 | Resolution approving appointments to the Rochester Civil Service Commission |
| Int. No. 2 | Authorizing an amendatory agreement with Lifetime Benefit Solutions, Inc. for the administration of flexible benefit plans |
| Int. No. 3 | Authorizing the cancellation or refund of erroneous taxes and charges |
| Int. No. 4 | Authorizing an amendatory agreement and budget amendment for the Financial Empowerment Centers Initiative |
| Int. No. 5 | Authorizing an agreement with the Rochester Institute of Technology for a lecturer sponsorship |
| Int. No. 31 | Resolution approving appointments to the Board of Assessment Review |
| Int. No. 32 | Local Law amending City Charter Section 6-71.9 with respect to the tax exemption for persons with disabilities and limited incomes |
| Int. No. 33 | Amending the Municipal Code with respect to the tax exemption for senior citizens |

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:

Resolution No. 2021-1
Re: Appointments Civil Service
Commission

Council Priority: Jobs and Economic
Development

Comprehensive Plan 2034 Initiative Area:
Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation confirming the appointments of Carol A. Kramer, 96 Rosiland Street, Rochester, New York 14619 and Terrance J. Youmans, 67 Falleson Road, Rochester, New York 14612, to the Civil Service Commission.

Ms. Kramer will replace Sally Farrell-Partner who resigned from the Commission on September 27, 2020. Ms. Kramer is a Democrat and will serve the remainder of Ms. Farrell-Partner's term, which will extend to May 31, 2024.

Mr. Youmans will replace Alan D. Caine whose term on the Commission expired on May 31, 2020. Mr. Youmans is an Independent whose term will extend to May 31, 2026.

Resumes for Ms. Kramer and Mr. Youmans are available for review in the City Clerk's Office.

A summary description of the Commission and its current membership is attached.

Respectfully submitted,
Lovely A. Warren
Mayor

Resolution No. 2021-1
(Int. No. 1)

Resolution approving appointments to the Rochester Civil Service Commission

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

Section 1. The Council hereby approves the appointment of Carol A. Kramer to the Rochester Civil Service Commission for a term which shall expire on May 31, 2024.

Section 2. The Council hereby approves the appointment of Terrance J. Youmans to the Rochester Civil Service Commission for a term which shall expire on May 31, 2026.

Section 3. This resolution shall take effect immediately.

Adopted unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2021-1
Re Amendatory Agreement – Lifetime
Benefit Solutions, Inc. - Flexible
Benefit Plans

Council Priority: Deficit Reduction
and Long Term Financial Stability

Comprehensive Plan 2034 Initiative
Area: Fostering Prosperity &
Opportunity

Transmitted herewith for your approval is legislation authorizing an amendatory agreement with Lifetime Benefit Solutions Inc. (Christopher Booth, Chief Executive Officer) to provide additional administration of Health Reimbursement Accounts (HRA) resulting from additional HRA funding for City employees. The original agreement, authorized in December, 2019 (Ordinance No. 2019-357) established maximum compensation of \$120,000 for a term of three years. This amendment will increase compensation by \$145,000 for a maximum of \$265,000. The additional cost will be funded from the 2020-21 (\$58,000), 2021-22 (\$58,000), and 2022-23 (\$29,000) Budgets of Undistributed Expenses, contingent upon approval.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2021-1
(Int. No. 2)

Authorizing an amendatory agreement with Lifetime Benefit Solutions, Inc. for the administration of flexible benefit plans

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 Lifetime Benefit Solutions, Inc. for additional administration of Health Reimbursement Accounts for City employees. The amendatory agreement shall amend the existing agreement that was authorized by Ordinance No. 2019-357 to increase the maximum compensation by \$145,000 to a new total of \$265,000. The amendatory compensation shall be funded by \$58,000 from the 2020-21 Budget of Undistributed Expenses, \$58,000 from the 2021-22 Budget of Undistributed Expenses, and \$29,000 from the 2022-23 Budget of Undistributed Expenses, contingent upon approval of future years' budgets.

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. 2021-2
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 \$16,432.79.

There were five properties sold at the City of Rochester's Tax Foreclosure Auction on November 13, 2019. All the Code Enforcement and Rehabilitation Charges were valid prior to the auction date and

were supposed to be either paid or cancelled prior to the transfer to the new owner. However, the pre-auction charges were mistakenly billed to each of the properties after the auction date and, when they were unpaid by March 15, 2020, they were added to the 2020-21 tax bill.

The property located at 270 Central Avenue was sold at the environmental auction on March 2, 2018 and transferred by deed recorded on September 4, 2018. The former owner sued the City to undo the sale. The City prevailed in the lawsuit and appeal. However, the current owner was not able to evict the former owner and take possession of the property until the appeal concluded which occurred on August 22, 2019. The City agreed to cancel taxes and charges for the period of non-possession through August 23, 2019.

If these cancellations are approved, total cancellations thus far for 2020-21 will be as follows:

	<u>Accounts</u>	
City Council	135	\$576,309.15
Administrative	<u>44</u>	<u>\$12,785.06</u>
Total	179	\$589,094.21

These cancellations represent 0.2153% of the tax receivables as of July 1, 2020.

Respectfully submitted,
 Lovely A. Warren
 Mayor

Attachment No. AU-1

Ordinance No. 2021-2
 (Int. No. 3)

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:

(A)	S.B.L. #	Class	Address	Tax Year	Amount Cancelled
	106.60-2-59	H	56 Sixth Street	2021	\$1,298.15
	091.78-3-18	H	1240 N. Clinton Ave	2021	\$1,823.08
	120.26-2-62	N	466 Maple Street	2021	\$1,472.00
	106.60-2-12	N	497 Central Park	2021	\$1,032.38
	091.78-3-4	N	3 Burbank Street	2021	\$1,018.60
			Subtotal		\$6,644.21

The properties listed above were sold at the City of Rochester’s Tax Foreclosure Auction on November 13, 2019. All the Code Enforcement and Rehabilitation Charges were valid prior to the auction date and were supposed to be either paid or cancelled prior to the transfer to the new owner. However, the pre-auction charges were mistakenly billed to each of the properties after the auction date and, when they were unpaid by March 15, 2020, they were added to the 2020-21 tax bill.

(B)	S.B.L. #	Class	Address	Tax Year	Amount Cancelled
	106.71-1-2.1	N	270 Central Ave	2019	\$7,666.29
				2020	\$2,122.29
			Subtotal		\$9,788.58

The property listed above was sold at the City's environmental tax foreclosure auction on March 2, 2018 and transferred by deed recorded on September 4, 2018. The former owner sued the City to undo the sale. The City prevailed in the lawsuit and appeal. However, the current owner was not able to evict the former owner and take possession of the property until the appeal concluded which occurred on August 22, 2019. The City agreed to cancel taxes and charges for the period of non-possession through August 23, 2019.

GRAND TOTAL \$16,432.79

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.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-3

Re: Rochester Financial Empowerment
Center Initiative

Council Priority: Jobs and Economic
Development

Comprehensive Plan 2034 Initiative Area:
Fostering Prosperity and Opportunity

Transmitted herewith for your approval is legislation related to the Rochester Financial Empowerment Center Initiative. This legislation will:

1. Authorize an amendatory agreement with the Cities for Financial Empowerment Fund, Inc. (CFE) (Jonathan Mintz, CEO), headquartered in New York, NY, for the receipt and use of \$100,000 in year two funding for ongoing operations of the Financial Empowerment Centers. The original agreement authorized in Ordinance No. 2019-248 provided for year one funding of \$150,000 with a term of 27 months ending October 31, 2021. The amendment will extend the agreement by four and a half months to March 15, 2022.
2. Amend the 2020-21 Budget of the Office of the Mayor by \$100,000 to reflect year two grant funding from the CFE.

Year one CFE grant funding required a \$150,000 match in external funding, while year two required a \$200,000 match, as outlined in the table below:

	Year One	Year Two
CFE grant	\$150,000	\$100,000
City match*:		
JPMorgan/Chase	\$150,000	\$50,000
Cities Rise	N/A	\$50,000
REDCO (KeyBank/1 st Niagara, M&T)	N/A	\$50,000
City staff	N/A	\$50,000

*Note: additional funds were raised in year one.

The Rochester Financial Empowerment Center Initiative successfully launched in February 2020 and provides free, professional, one-on-one financial counseling as a public service to members of the community without qualification.

Respectfully submitted,
 Lovely A. Warren
 Mayor

Ordinance No. 2021-3
 (Int. No. 4)

Authorizing an amendatory agreement and budget amendment for the Financial Empowerment Centers Initiative

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 Cities for Financial Empowerment Fund, Inc. for the receipt and use of funds to implement the Financial Empowerment Centers Initiative (the Initiative). The agreement authorized in Ordinance No. 2019-248 is hereby amended to increase the maximum funding by \$100,000 to a new total of \$250,000 and to extend the term of the agreement by four and half months

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

Section 3. 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 of the Office of the Mayor by \$100,000 to reflect the receipt of the Initiative funds authorized in Section 1 herein.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-4
Re: Agreement – Rochester Institute of
Technology, Lecturer sponsorship

Council Priority: Jobs and Economic
Development

Transmitted herewith for your approval is legislation to establish an agreement for \$10,000 with the Rochester Institute of Technology (RIT) (David C. Munson, President, Henrietta, NY) for a Lecturer sponsorship to support the City's professor-on-loan arrangement with Dr. dt ogilvie. The term of this agreement will be one year and will be funded from the 2020-21 Budget of the Office of the Mayor.

In 2019-20 RIT Professor Dr. dt ogilvie was on loan to the City of Rochester to provide services in redesigning the City's economic development assets and functions, including the Rochester Economic Development Corporation (REDCO) into a new structure. Services also included further implementation of the Revitalize Rochester Fund, development of commercial corridors, COVID-19 economic recovery work, and creation of an Urban Entrepreneurship Ecosystem. In 2021, Dr. ogilvie will continue to develop programs and services established in 2019-20 and further bolster our COVID-19 economic recovery.

In addition to her work with NBD, Dr. ogilvie has been a key consultant to the Department of Recreation and Human Services. She helped create the Crisis Intervention Services Office and was instrumental in planning for new approaches to violence prevention. Working with the Roc Against Gun Violence Coalition, Dr. ogilvie drafted the Comprehensive Coordinated Community Response Plan which resulted in the launch of the Homicide Response Team. It was her recommendation to transition FACIT and Victim Assistance to create the combined office that is in place today. Dr. ogilvie also serves on the advisory committee developing the crisis response team preparing to launch.

RIT was compensated for the cost of hiring a substitute lecturer in 2019-20 for the fall and spring semesters to take the place of Dr. ogilvie, with the agreement funded by REDCO (\$30,000) and the ESL Charitable Foundation (\$30,000). For the 2020-21 program year, the ESL contribution is \$50,000 and the City of Rochester will fund the remaining \$10,000.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2021-4
(Int. No. 5)

Authorizing an agreement with the Rochester Institute of Technology for a lecturer sponsorship

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the Rochester Institute of Technology (RIT) and the Rochester Economic Development Corporation to sponsor a lecturer at RIT. The maximum sponsorship contribution from the City shall be \$10,000, which shall

be funded from the 2020-21 Budget of the Office of the Mayor. The term of the agreement shall be one year.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Resolution No. 2021-2
Re: Appointment – Board of
Assessment Review

Transmitted herewith for your approval is legislation to approve the appointments of the following individuals to the Board of Assessment Review:

Permanent Panel Members (5-year term)

Ruth Brooks-Ward

Temporary Panel Members (1-year term)

Kaitlin Skelton

Gary D. Thomas

Christopher S. Tillet

Resumes of the above appointees are on file with the City Clerk and all reappointments have maintained perfect attendance when scheduled to serve.

Respectfully submitted,
Loretta C. Scott
President

Resolution No. 2021-2
(Int. No. 31)

Resolution approving appointments to the Board of Assessment Review

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

Section 1. The Council hereby approves the appointment of

Ruth Brooks Ward

to the Board of Assessment Review for a term that will expire on September 30, 2025.

Section 2. The Council hereby approves the appointments of

Kaitlin Skelton

And

Gary D. Thomas

And

Christopher S. Tillet

And

to the Board of Assessment Review for a term that will expire on September 30, 2021.

Section 3. This resolution shall take effect immediately

Passed by the following:

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

Nays – Councilmember Lupien -1.

TO THE COUNCIL

Ladies and Gentlemen:

Local Law #1
Ordinance No. 2021-5

Re: Extension of Certain Tax Exemptions
for Persons with Disabilities and
Limited Incomes

Council Priority: Strengthening
Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation amending the Rochester City Charter and Municipal Code so as to comport with the COVID-19 Emergency Eviction and Foreclosure Prevention Act of 2020 (Chapter 381 of the Laws of 2020), by allowing for the automatic renewal on the 2021 assessment roll of exemptions received on the 2020 assessment roll pursuant to Sections 467 and 459-c of the Real Property Tax Law (“RPTL”), relating to persons age sixty-five and older and for certain persons with disabilities and limited income. The tax exemptions set forth in RPTL §§ 467 and 459-c are codified locally at Rochester Municipal Code Chapter 107 and Rochester City Charter § 6-71.9.

This legislation will provide that, through April 30, 2021, the Rochester City Assessor shall extend to the 2021 assessment roll the renewal of the exemptions received on the 2020 assessment roll pursuant to Rochester Municipal Code Chapter 107 and Rochester City Charter § 6-71.9, and no renewal application shall be required of any eligible recipient who received either exemption on the

2020 assessment roll in order for such eligible recipient to continue receiving such exemption at the same amount received on the 2020 assessment roll, except as here-in provided. Provided however, that the City Assessor shall make available renewal applications through postal mail or electronic means in order for eligible recipients to file renewal applications in the event that such eligible recipient determines his or her income has changed in a manner that would grant him or her a greater exemption than what was present on the 2020 assessment roll.

The legislation shall further provide that the City Assessor may require a renewal application to be filed when he or she has reason to believe that an owner who qualified for an exemption on the 2020 assessment roll may have since changed his or her primary residence, added another owner to the deed, transferred the property to a new owner, or died.

Finally, the legislation shall provide that no eligible recipient of a tax exemption may be required to appear in person to file a renewal application for any reason.

Respectfully submitted,
Lovely A. Warren
Mayor

Local Law #1
(Int. No. 32)

Local Law amending City Charter Section 6-71.9 with respect to the tax exemption for persons with disabilities and limited incomes

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

Section 1. Chapter 755 of the Laws of 1907, entitled “An Act Constituting the Charter of the City of Rochester”, as amended, is hereby further amended by adding subsection A to Section 6-71.9, Tax exemption for persons with disabilities and limited incomes, to read as follows:

- A. In the interest of the health and safety of the public due to the novel coronavirus, COVID-19 pandemic, from March 7, 2020, through April 30, 2021, and notwithstanding any other provision of law, the tax exemption provided for pursuant to this section (“Exemption”) shall be administered as follows:
1. No eligible recipient of the Exemption shall be required to appear in person to file a renewal application for any reason.
 2. The City Assessor shall extend to the 2021 assessment roll, the renewal of the Exemption received on the 2020 assessment roll and no renewal application shall be required of any eligible recipient who received the Exemption on the 2020 assessment roll, except as herein provided.
 3. The City Assessor shall make available renewal applications through postal mail or electronic means in order for eligible recipients to file renewal applications in the event that such eligible recipient determines his or her income has changed in a manner that would grant him or her a greater Exemption than what was present on the 2020 assessment roll.

4. The City Assessor shall establish a procedure by which a renewal application will be required when the City Assessor has reason to believe that an owner who qualified for the Exemption on the 2020 assessment roll may have since changed his or her primary residence, added another owner to the deed, transferred the property to a new owner, or died.

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

Passed unanimously.

Ordinance No. 2021-5
(Int. No. 33)

Amending the Municipal Code with respect to the tax exemption for senior citizens

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

Section 1. The Municipal Code, as amended, is hereby further amended in Chapter 107, Article I, Senior Citizens Tax Exemption, by adding subsection C to Section 107-3, Applications for Exemptions, to read as follows:

- C. In the interest of the health and safety of the public due to the novel coronavirus, COVID-19 pandemic, from March 7, 2020, through April 30, 2021, and notwithstanding any other provision of law, the tax exemption provided for pursuant to this article ("Exemption") shall be administered as follows:
 1. No eligible recipient of the Exemption shall be required to appear in person to file a renewal application for any reason.
 2. The City Assessor shall extend to the 2021 assessment roll, the renewal of the Exemption received on the 2020 assessment roll and no renewal application shall be required of any eligible recipient who received the Exemption on the 2020 assessment roll, except as herein provided.
 3. The City Assessor shall make available renewal applications through postal mail or electronic means in order for eligible recipients to file renewal applications in the event that such eligible recipient determines his or her income has changed in a manner that would grant him or her a greater Exemption than what was present on the 2020 assessment roll.
 4. The City Assessor shall establish a procedure by which a renewal application will be required when the City Assessor has reason to believe that an owner who qualified for the Exemption on the 2020 assessment roll may have since changed his or her primary residence, added another owner to the deed, transferred the property to a new owner, or died.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

By Councilmember Patterson
January 19, 2021

To the Council:

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

- | | |
|------------|---|
| Int. No. 6 | Authorizing the sale of real estate |
| Int. No. 7 | Authorizing and funding an agreement relating to Land Management software acquisition, implementation, hosting and managed services |
| Int. No. 8 | Authorizing an agreement for the Anti-Displacement Learning Network program |

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

Received, filed, and published.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2021-6
Re: Sale of Real Estate

Council Priority: Rebuilding and Strengthening
Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation approving the sale of 29 properties. City records have been checked to ensure that purchasers (except those buying unbuildable vacant lots) do not own other properties with code violations or delinquent taxes, and have not been in contempt of court or fined as a result of an appearance ticket during the past five years.

The first 21 properties are listed on the attached spreadsheet under the heading, I. Regular Auction – Improved Property. These properties were sold to the respective highest bidder via sealed bid or onsite auctions. Onsite auctions were held for 8 Arklow Street, 25 Roycroft Drive and 624 Smith Street and the properties were sold to the highest approved bidders. Approved bidders who attested to their intention to be owner-occupants were given preference in the sealed bid sale. Nine properties will be transferred to owner-occupants as indicated on the attached spreadsheet. They

will be required to reside in the property for a period of five (5) years after obtaining the C of O. All purchasers will be required to rehabilitate the structures within 12 months.

The remaining eight properties are listed on the attached spreadsheet under the heading, II. Negotiated Sale - Unbuildable Vacant Land. Each is being sold for \$1.00 (as per City policy). Each lot is being sold to an adjoining owner to be used as additional green space and will be combined with the primary parcel owned by the identified adjoining owner.

The first year projected tax revenue for these 29 properties, assuming full taxation, current assessed valuations and current tax rates, is estimated to be \$21,343.

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. AU-2

Ordinance No. 2021-6
(Int. No. 6)

Authorizing the sale of real estate

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

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

Address	SBL#	Lot Size	Use	Price	Purchaser
8 Arklow St	120.35-3-48	34 x 125	1 Family	\$ 7,500	Latasha Baker
232 Ave A	106.21-3-37	40 x 128	1 Family	\$ 6,000	Ciara Cannon
146 Barons St	106.25-1-66	50 x 110	2 Family	\$ 400	D'ondre Collins
134 Bernard St	106.24-3-33	33 x 150	1 Family	\$ 5,000	Brittany M. Granville
177 Berlin St	106.24-1-38.1	87 x 107	1 Family	\$ 1,000	Eight29 Properties LLC
54 Cady St	120.60-1-29	40 x 117	1 Family	\$18,100	Al Langlais and Willina Price
497 Central Pk	106.60-2-12	40 x 120	4 Family	\$25,100	Star Light Capital LLC
35 Curtis St	105.41-3-16	32 x 110	2 Family	\$ 5,000	Brittany M. Granville
36 Harvest St	106.44-4-67	40 x 110	1 Family	\$ 8,000	Darlene Brumfield
38 Lill St	106.30-4-12.1	59 x 78	1 Family	\$ 1,600	D'ontre Collins
145 Morrill St	106.23-1-18	40 x 96	1 Family	\$10,900	L12L, LLC
20 Murray St	105.81-2-44	40 x80	1 Family	\$ 8,100	Star Light Capital LLC
4 Renwood St	106.35-1-37	42 x 128	1 Family	\$15,000*	Amalia DeLeon
6 Renwood St	106.35-1-36	36 x 127	Vacant Lot purchased together with lot above		

25 Roycroft Dr	091.81-2-14	35 x 74	1 Family	\$12,000	L12L, LLC
56 Sixth St	106.60-2-59	40 x 120	1 Family	\$14,100	Star Light Capital LLC
624 Smith St	105.75-2-63	32 x 98	1 Family	\$ 4,500	Cassandra Bradley
93 Watkin Ter	106.33-3-29	35 x 157	1 Family	\$ 4,000	Yensy Alvarado
170 Wilkins St	106.24-1-90.1	70 x 102	1 Family	\$ 5,300	Geno Fuentes
370 Wilkins St	106.25-1-15	43 x 102	1 Family	\$ 400	D'ondre Collins
5 Wright Ter	106.43-1-5	30 x 86	1 Family	\$ 7,500	Delano Caven

* One purchase price for both 4 and 6 Renwood Street

Section 2. The Council hereby approves the negotiated sale of the following vacant unbuildable parcels of land for \$1 each:

Address	SBL#	Lot Size	Sq.Ft.	Purchaser
34 Child St	120.34-1-39	15 x 90	2,143	Moises Robau
10 Cuba Pl	106.31-3-25	37 x 59	2,152	Allen Lorenzo Nelson
20 Cuba Pl	106.39-3-1.001	17 x 89	1,563	Allen Lorenzo Nelson
181 Dr. Samuel McCree Way	120.59-1-25.001	15 x 114	1,770	Ina Dean Felton
268 Flint St	120.76-1-35.002	16 x 170	2,720	Patricia A. Harrison, Executor of Estate of Willie W. Harrison
464 Frost Av	120.67-2-6.001	16 x 141	2,327	Roger L. Hendrix, Sr. and Roger Hendrix, Jr.
85 Murray St	105.73-2-59.003	17 x 82	1,443	Loan T. Phan and Thai V. Nguyen
185 Randolph St	091.84-2-6	16 x 115	1,869	Jimmy L. and Marie I. Thomas

Section 3. 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 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-7
 Re: Agreement- Launch IT, Corp., Land Management Software Acquisition, Implementation, and Hosting and Managed Services

Council Priority: Rebuilding and Strengthening Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the Land Management IT project. This project will replace the legacy mainframe data system currently supporting the permitting, trade licensing, building inspection, and code enforcement, as well as some Neighborhood Service Center operations within the Department of Neighborhood and Business Development (NBD). This legislation will:

1. Authorize the transfer of \$50,000 in unspent Cities RISE Phase III grant funds from the 2020-21 Budget of the Office of The Mayor, to the 2020-21 Budget of Cash Capital to fund the project agreement.
2. Authorize \$3,913,657 as maximum compensation for an agreement with Launch IT, Corp. (Principal: Hiram Houghton, 4430 NW Urbandale Dr., Urbandale, Iowa) to provide implementation, hosting, and managed services of a land management software solution. The term of the agreement will be for 5 years. The cost of this agreement will be funded as follows:
 - \$314,000 from 2018-19 Cash Capital, \$750,000 from 2019-20 Cash Capital, and \$50,000 from 2020-21 Cash Capital as appropriated above. This is inclusive of \$300,000 in Cities RISE Phase III grant funds previously appropriated for this use.
 - \$1,407,770 from the 2021-2022 Cash Capital budget contingent upon its approval.
 - \$1,391,887 from future operating budgets, contingent upon their approval.

The total funding for the project is broken out by year in the table, below (expenditures are provided in the attachment).

Budget Year	Budget Type	Annual Amount
FY 2018-19	Cash Capital	\$314,000
FY 2019-20	Cash Capital	\$750,000
FY 2020-21	Cash Capital	\$50,000
FY 2021-22	Cash Capital	\$1,407,770
FY 2022-23	Operating	\$450,318
FY 2023-24	Operating	\$463,827
FY 2024-25	Operating	\$477,742
Total		\$3,913,657

Launch IT, Corp. will implement the software and provide hosting and managed services (this model is called “platform as a service”). They will subcontract with software companies Calytera/Granicus and Bluebeam Inc.

The City issued an RFP on December 2, 2019 and received 16 proposals. Four vendors were invited to provide scripted demonstrations. The top two vendors were then invited to provide brief follow-up scripted demonstrations. Launch IT, Corp. was selected as the top ranking vendor by a selection committee comprised of City staff from the Department of Neighborhood and Business Development, the Department of Information Technology, the Office of Data Analytics and Performance, and the Project Management Office. Launch IT, Corp. was chosen based on the superiority of the software in meeting the City’s requirements.

The City's current legacy mainframe system is designed on 1980s era software and is comprised of several modules that are accessed by staff in various City Departments. NBD staff rely on the Building Information System (BIS) module, which primarily serves as a means of storing records and other parcel information. Data are not easily accessible and require an archaic coding language for retrieval, limiting the value the department can get from the data. With recent retirements in IT, there has been a significant loss in the skills required to maintain and operate this system. These obsolete coding languages are no longer taught in schools/Universities, and this all leads to increasing costs in maintaining the current system.

It is anticipated that implementation will begin in February 2021, and that the new land management system will go-live in summer 2022.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AU-3

Ordinance No. 2021-7
(Int. No. 7)

Authorizing and funding an agreement relating to Land Management software acquisition, implementation, hosting and managed services

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 to transfer \$50,000 from the Budget of the Office of the Mayor to 2020-21 Cash Capital.

Section 2. The Mayor is hereby authorized to enter into a professional services agreement with Launch IT, Corp. to provide implementation, hosting and managed services of a land management software solution to replace the City's legacy mainframe data system that currently supports permitting, trade licensing, building inspection, code enforcement, and other operations in the Department of Neighborhood and Business Development. The maximum compensation for the agreement shall be \$3,913,657, which shall be funded in the amounts of \$314,000 from 2018-19 Cash Capital, \$750,000 from 2019-20 Cash Capital, \$50,000 from 2020-21 Cash Capital, \$1,407,770 from 2021-22 Cash Capital, \$450,318 from the 2022-23 Budget of the Information Technology Department (IT), \$463,827 from the 2023-24 Budget of IT, and \$477,742 from the 2024-25 Budget of IT, contingent upon the approval of the budgets for 2021-22 and the later fiscal years. The term of the agreement shall be five years.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-8
Re: Agreement – Enterprise Community
Partners, Inc. ADLN Grant Award

Council Priority: Rebuilding and Strengthening
Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to a grant from the Anti-Displacement Learning Network (ADLN) program from Enterprise Community Partners, Inc. (Priscilla Almodovar, Chief Executive Officer, 1 Whitehall St. 11th Floor, New York, NY). The award is to implement a program to assist households whose housing stability is affected by the COVID-19 pandemic as well as research and create the framework for a local Housing Trust Fund.

This legislation will authorize an agreement with the Enterprise Community Partners, Inc. for the receipt and use of up to \$1,000,000 in grant funding. The term of the agreement is not to exceed two years. Below is a table showing the proposed budget for program funds.

Amount	Proposed Use
\$50,500	City staff administration costs
\$150,000	Consultants for feasibility, needs assessment, and revenue source identification
\$165,000	Housing stability assistance for households affected by COVID-19
\$200,000	A set-aside of funds for further anti-displacement strategies to be announced by Enterprise during the grant term
\$434,500	Capitalization for a Housing Trust Fund, described below
\$1,000,000	TOTAL

Early in 2020, the NYS Attorney General’s Office and Enterprise Community Partners launched the Anti-Displacement Learning Network (ADLN) program to support the efforts of cities and counties in New York State that wish to reduce or prevent the housing displacement of low-income communities through peer learning and funding of targeted strategies. As one of 10 New York State cities participating in the program, Rochester’s team studied the needs of our vulnerable citizens through a racial lens, in particular the barriers to stable housing for low-income women of color with children; households that are disproportionately affected by housing displacement. Rochester’s ADLN team members include City Planning, Policy, and Housing staff, partnered with staff from Catholic Family Center, the City-wide Tenant Union of Rochester, and Jordan Health Center.

In response to the COVID-19 pandemic, a subset of the grant award will go towards an Emergency Fund to cover pandemic-related emergency and peripheral expenses that affect a household’s ability to pay for housing, but are not covered by other community and federal resources such as CDBG-CV. The Emergency Fund will be administered by a local agency to be determined in early 2021.

Through this award, the Rochester ADLN team will also pursue the development and implementation of other anti-displacement activities determined by Enterprise during 2021, but with particular focus on a housing trust fund (HTF) dedicated to promoting engagement as well as housing opportunity and stability for people at the highest risk of housing displacement in

Rochester, such as low-income women of color with children. The formation of a HTF is recommended in the City's Comprehensive Plan, **Rochester 2034**, Section HSG-5g: "Explore the feasibility and value of a housing trust fund to raise additional resources to help invest in housing and community development goals." Housing Trust funds are distinct funds with renewable and revolving sources established by city, county or state governments to support the preservation and production of affordable housing and increase opportunities for families and individuals to access decent affordable homes. Creation of a HTF that is funded by a locally generated revenue source is intended to help develop innovative new approaches to housing stability and the opportunity to be inclusive of and responsive to the diverse needs and interests of at-risk households, while also connecting and leveraging existing programs for greater impact. Locally generated funds would be subject to stronger community control and allow for more flexibility in use of funds than many existing state and federal funds. This will allow Rochester's HTF to be more creative, holistic, and responsive to people's unique circumstances and goals.

Official funding notices are anticipated by early 2021, but this legislation is being submitted to ensure the City can begin implementation as soon as possible. If the award is different from the amount noted above or less than anticipated, the proposed budget will be adjusted proportionately.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2021-8
(Int. No. 8)

Authorizing an agreement for the Anti-Displacement Learning Network program

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

Section 1. The Mayor is hereby authorized to enter into an agreement with Enterprise Community Partners, Inc. for the receipt and use of Anti-Displacement Learning Network grant funding in the amount of up to \$1,000,000 to implement strategies to improve housing stability. The term of the agreement shall not exceed two years. The Mayor is hereby authorized to execute such other agreements and other documents as may be necessary to effectuate this agreement.

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 Gruber
January 19, 2021

To the Council:

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

- Int. No. 9 Authorizing the receipt and use of USEPA Brownfield Cleanup grant funds for 24 and 32 York Street
- Int. No. 10 Authorizing an amendatory agreement with New York State Department of Transportation to provide snow and ice control
- Int. No. 11 Authorizing the 2021 Water Main Renewal project
- Int. No. 12 Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$1,220,000 Bonds of said City to finance a portion of the costs of the 2021 Water Main Renewal project
- Int. No. 13 Authorizing the 2021 Lead Service Line Replacement project
- Int. No. 14 Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$700,000 Bonds of said City to finance a portion of the costs of the 2021 Lead Service Line Replacement project, **as amended**
- Int. No. 15 Authorizing the Conduit 2 & 3 Cathodic Protection project
- Int. No. 16 Authorizing funding for the Mt. Hope Avenue Phase 2 Improvement Project
- Int. No. 20 Authorizing an amendatory agreement for Eastman Trail Phase I
- Int. No. 21 Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$865,000 Bonds of said City to finance the costs of the City Hall Cooling Tower Replacement and HVAC System Assessment
- Int. No. 22 Authorizing an agreement for the City Hall Cooling Tower Replacement and HVAC System Assessment
- Int. No. 23 Authorizing an appropriation and agreement for the East Main Street Bridge over CSX Trans/Amtrak
- Int. No. 24 Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$225,000 Bonds of said City to finance a portion of the costs of the East Main Street Bridge over CSX Trans/Amtrak project
- Int. No. 25 Resolution authorizing the implementation and funding of 100% of the costs of a transportation project, which may be eligible for federal-aid and/or state-aid, or reimbursement from Bridge NY funds relating to the East Main Street Bridge over CSX Trans/Amtrak project

The following entitled legislation will be **HELD** in Committee:

- | | |
|-------------|--|
| Int. No. 17 | Authorizing geometric changes relating to the City of Rochester Pedestrian Safety Action Plan Phase III Project |
| Int. No. 18 | Authorizing geometric changes relating to the New York State Department of Transportation Pedestrian Safety Action Plan Phase II Project |
| Int. No. 19 | Authorizing geometric changes relating to the Priority Bicycle Boulevard Implementation Project |

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. 2021-9
Re: Grant Acceptance – USEPA
Brownfield Cleanup Program –
24 and 32 York Street

Council Priority: Rebuilding and Strengthening
Neighborhood Housing

Comprehensive Plan 2034 Initiative Areas:
Reinforcing Strong Neighborhoods & Fostering
Prosperity and Opportunity

Transmitted herewith for your approval is legislation related to an environmental cleanup at 24 and 32 York Street (Site) in the City of Rochester. This legislation will:

1. Authorize the Mayor to enter into a grant agreement with the United States Environmental Protection Agency (USEPA); and,
2. Authorize the receipt and use of \$408,000 in anticipated grant funds from the USEPA to finance a portion of the cleanup at the Site.

In December 2019, the City submitted a cleanup grant application to the USEPA, and in September 2020 the City was awarded \$408,000 in grant funds to assist with the cleanup of the Site. There is a required 20% match for this grant which will be funded from FY 2020-21 Cash Capital of the Department of Environmental Services. It is anticipated that the cleanup will be performed under a Stipulation Agreement with the NYSDEC Region 8.

24 and 32 York Street are contiguous parcels located in the Bull's Head area of the city. Environmental assessments and investigations were completed by the City between 2018 and 2019 which documented the presence of petroleum products in both soil and groundwater, mostly on the 24 York Street parcel but with some limited migration onto a portion of 32 York Street. The environmental investigations indicate that an environmental cleanup of petroleum-contaminated soil and groundwater is required. As a result of the petroleum impacts at the Site, the New York State Department of Environmental Conservation (NYSDEC) issued Spill file #1901036 for the Site in 2019, which currently has an open status. The City acquired the Site in September, 2019.

Future use of the Site is anticipated to consist of mixed use redevelopment (residential and/or commercial) as part of the City's Bull's Head Revitalization initiatives.

A Request for Proposals for the environmental cleanup of the Site will be developed and issued the first quarter of 2021, and City Council authorization will be obtained to enter into a new Professional Services Agreement with the selected environmental consultant.

Cleanup is anticipated to begin in 2021 and to be completed in approximately three (3) years

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AU-4

Ordinance No. 2021-9
(Int. No. 9)

Authorizing the receipt and use of USEPA Brownfield Cleanup grant funds for 24 and 32 York Street

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 United States Environmental Protection Agency (USEPA) for the receipt and use of Brownfield Cleanup grant funds in the amount of \$408,000 to fund the environmental remediation of two parcels located at 24 and 32 York Street, and that amount is hereby appropriated for said purpose.

Section 2. The agreement shall contain such other 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. 2021-10
Re: Amendatory 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 change to the proposed 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 proposed new agreement was previously authorized by City Council in September 2020 (Ordinance No. 2020-298). After further discourse with the NYSDOT, it has been determined that the Base Amount of the new 5 year agreement may be increased from \$72,759.91, as authorized in Ordinance 2020-298, to \$78,263.52, which will reflect the City's current costs to provide these services. All other conditions of the proposed agreement remain the same.

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 \$78,263.52. 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).

As a reminder, 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 year periods.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2021-10
(Int. No. 10)

Authorizing an amendatory 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 amendatory agreement with the New York State Department of Transportation (NYSDOT) for the City to provide snow and ice control services on portions of Lake Avenue and Plymouth Avenue. The amendatory agreement shall amend the existing agreement that was authorized by Ordinance No. 2020-298 to increase the annual Base Amount compensation paid by NYSDOT to the City by \$5,503.61 to a new total of \$78,263.52.

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. 2021-11
Ordinance No. 2021-12
Re: Grant Authorization, Bond
Authorization and Funding Appropriation
& Resolution – 2021 Water Main Renewal –
Extensions and Improvements

Council Priority: Deficit Reduction and
Long Term Financial Stability

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the 2021 Water Main Renewal - Extensions and Improvements project. The legislation will:

1. Authorize the Mayor to enter into an agreement with New York State Environmental Facilities Corporation (EFC) to participate in and administer the project as part of the NYS Water Infrastructure Improvement Act (WIIA) grant for the 2021 Water Main Renewal project; and,
2. Authorize the issuance of bonds totaling \$1,220,000 and appropriating the proceeds thereof to fund the 2021 Water Main Renewal project; and,
3. Appropriate \$780,000 in anticipated reimbursements from the NYS WIIA grant for the 2021 Water Main Renewal project to finance the construction of the project.

The project will replace 3,610 feet of deteriorated and deficient water mains and will also replace residential lead service lines improving water quality. It is anticipated that 64 lead services will be replaced.

The work will be carried out on the following streets:

Street Name	Limits	Replacement Reason
Villa Street	Sterling St. – Delmar St. 420 feet	11 Lead Services to replace 6 Water Main Breaks Years: 1994 – 2016
Alphonse Street	North St. – Carter St. 970 feet	25 Lead Services to replace 4 Water Main Breaks Years: 2002 - 2005
Grand Avenue	Culver Rd. – Greeley St. 745 feet	23 Lead Services to replace 4 Water Main Breaks Years: 1984 - 2018
East Avenue	Chestnut St. – Pitkin St. 1,475 feet	5 Lead Service to replace 4 Water Main Breaks Years: 1995 - 2018

The cost of the project will be financed as follows:

Source of funds	Construction Costs
NYS WIIA grant appropriated herein	\$780,000
Bonds appropriated herein	\$1,220,000
2019-20 Cash Capital	\$100,000
Total	\$2,100,000

This project was designed by Water Bureau staff. Construction is anticipated to begin in spring 2021 and substantial completion in fall 2021. Project administration and construction inspection will be performed by Water Bureau staff.

This project results in the creation and/or retention of the equivalent of 22.8 full-time jobs.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AU-5

Ordinance No. 2021-11
(Int. No. 11)

Authorizing the 2021 Water Main Renewal project

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 Environmental Facilities Corporation (EFC) to participate in, administer and fund the 2021

Water Main Renewal project (Project) in accordance with the NYS Water Infrastructure Improvement Act.

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

Section 3. The Council hereby authorizes the receipt and use of anticipated reimbursements from EFC in the amount of \$780,000 to fund the Project.

Section 4. The Council hereby authorizes carrying out the Project and hereby appropriates the following funds for the required local share: \$100,000 from 2019-20 Cash Capital and \$1,220,000 in the proceeds of bonds authorized in a concurrent ordinance. The City's Director of Water or his designee is hereby authorized to disburse funds from the EFC grant and from the local match to implement the Project.

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

Ordinance No. 2021-12
(Int. No. 12)

Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$1,220,000 Bonds of said City to finance a portion of the costs of the 2021 Water Main Renewal project

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), hereby authorizes the issuance of \$1,220,000 bonds of the City to finance a portion of the costs of the 2021 Water Main Renewal project on approximately 3,610 linear feet of existing water mains as well as the replacement of residential lead service lines along the street as indicated on the attached Schedule A ("Project"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$2,100,000. The plan of financing includes the issuance of \$1,220,000 bonds of the City, which amount is hereby appropriated therefor, \$780,000 in NYS Water Infrastructure Improvement Act grant funds appropriated in a concurrent ordinance, \$100,000 from 2019-20 Cash Capital and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the City in the principal amount of \$1,220,000 are hereby authorized to be issued pursuant to the Constitution and laws of the State of New York, including the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), this Ordinance, and other proceedings and determinations related thereto.

Section 3. The City intends to finance, on an interim basis, the costs or a portion of the costs of said improvements for which bonds are herein authorized, which costs are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the City, pursuant to this Ordinance, in the

amount of \$1,220,000. This Ordinance is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 4. The period of probable usefulness of said class of objects or purposes described in Section 1 of this Ordinance, within the limitations of 11.00 a. 1. of the Law, is forty (40) years.

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

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

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

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

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

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

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

SCHEDULE A

2021 Water Main Renewal project

Street	Approximate Length of Water Main	Approximate No. of Lead Services
Villa Street	420 feet	11
Alphonse Street	970 feet	25
Grand Avenue	745 feet	23
East Avenue	1,475 feet	5
TOTAL	3,610 feet	64

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-13

Ordinance No. 2021-14

Re: Grant Authorization, Bond Authorization
and Funding Appropriation & Resolution –
2021 Lead Service Line Replacement Program

Council Priority: Deficit Reduction and Long
Term Financial Stability

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the 2021 Lead Service Line Replacement project. The legislation will:

1. Authorize the Mayor to enter into an agreement with New York State Environmental Facilities Corporation (EFC) to participate in and administer the project as part of the NYS Water Infrastructure Improvement Act (WIIA) grant for the 2021 Lead Service Line Replacement project; and,
2. Authorize the issuance of bonds totaling \$700,000 and appropriating the proceeds thereof to fund the 2021 Lead Service Line project; and,
3. Appropriate \$660,000 in anticipated reimbursements from the NYS WIIA grant for the 2021 Lead Service Line Replacement project to finance the construction of the project.

The project will replace residential lead service lines improving water quality. It is anticipated that ~~227~~ 213 services will be replaced. The lead service replacements selected based on completion prior to the milling and resurfacing of those areas.

The cost of the project will be financed as follows:

Source of funds	Construction Costs
NYS WIIA grant appropriated herein	\$660,000
Bonds appropriated herein	\$700,000
2020-21 Cash Capital	\$40,000
Total	\$1,400,000

This project was designed by Water Bureau staff. Construction is anticipated to begin in spring 2021 and substantial completion in fall 2021. Project administration and construction inspection will be performed by Water Bureau staff.

This project results in the creation and/or retention of the equivalent of 15.2 full-time jobs.

Respectfully submitted,
 Lovely A. Warren
 Mayor

Attachment No. AU-6

Ordinance No. 2021-13
 (Int. No. 13)

Authorizing the 2021 Lead Service Line Replacement project

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 Environmental Facilities Corporation (EFC) to participate in, administer and fund the 2021 Lead Service Line Replacement project (Project) in accordance with the NYS Water Infrastructure Improvement Act.

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

Section 3. The Council hereby authorizes the receipt and use of anticipated reimbursements from EFC in the amount of \$660,000 to fund the Project.

Section 4. The Council hereby authorizes carrying out the Project and hereby appropriates the following funds for the required local share: \$40,000 from 2020-21 Cash Capital and \$700,000 in the proceeds of bonds authorized in a concurrent ordinance. The City's Director of Water or his designee is hereby authorized to disburse funds from the EFC grant and from the local match to implement the Project.

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$700,000 Bonds of said City to finance a portion of the costs of the 2021 Lead Service Line Replacement project

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), hereby authorizes the issuance of \$700,000 bonds of the City to finance a portion of the costs of the 2021 Lead Service Line Replacement project which is comprised of replacing approximately ~~214~~ 213 residential lead water service lines with non-lead containing pipes and joints along several city streets as indicated on the attached Schedule A ("Project"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,400,000. The plan of financing includes the issuance of \$700,000 bonds of the City, which amount is hereby appropriated therefor, \$660,000 in NYS Water Infrastructure Improvement Act grant funds appropriated in a concurrent ordinance, \$40,000 from 2020-21 Cash Capital and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the City in the principal amount of \$700,000 are hereby authorized to be issued pursuant to the Constitution and laws of the State of New York, including the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), this Ordinance, and other proceedings and determinations related thereto.

Section 3. The City intends to finance, on an interim basis, the costs or a portion of the costs of said improvements for which bonds are herein authorized, which costs are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the City, pursuant to this Ordinance, in the amount of \$700,000. This Ordinance is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 4. The period of probable usefulness of said class of objects or purposes described in Section 1 of this Ordinance, within the limitations of 11.00 a. 1. of the Law, is forty (40) years.

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

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

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

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

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

SCHEDULE A

2021 Lead Service Line Replacement project

Street	Approximate No. of Lead Services
Beach Street	7
Culver Road	56
Cutler Street	17
Jewel Street	22
Wyand Crescent	18
South Avenue	21 <u>20</u>
East Avenue	2
Weaver Street	71
TOTAL	214<u>213</u>

Strikeout indicates deleted text, new text is underlined.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-15
Re: Grant Authorization, Funding
Authorization & Funding Resolution –
Conduit 2 & 3 Cathodic Protection Project

Council Priority: Deficit Reduction and Long
Term Financial Stability; Public Safety

Comprehensive Plan 2034 Initiative Area:
Sustaining Green & Active Systems

Transmitted herewith for your approval is legislation related to the Conduit 2 & 3 Cathodic Protection project. The legislation will:

1. Authorize the Mayor to enter into an agreement with New York State Environmental Facilities Corporation (EFC) to participate in and administer the project as part of the NYS Water Infrastructure Improvement Act (WIIA) grant for the Conduit 2 & 3 Cathodic Protection project; and,
2. Appropriate \$1,560,000 in anticipated reimbursements from the NYS WIIA grant for the Conduit 2 & 3 Cathodic Protection Project to finance the construction of the project.

This project includes the installation of cathodic protection systems for external corrosion control and new valved interconnections on two existing parallel large diameter steel water supply transmission mains (Conduits 2 & 3) for the City of Rochester. The improvements are necessary to maintain the integrity and safety of the public water supply and improve system redundancy. Work includes: the installation of approximately 15,200 linear feet of anode cable buried in a 2ft. wide by 5ft. deep trench, several cathodic protection rectifiers, 150+ buried anodes and two new buried pipe interconnections with buried valves. The Project Area is located between Rush Reservoir, located in the Town of Rush and Clover Street (NYS Route 251) in the Town of Mendon.

The work will be performed in-house by City of Rochester staff. Labor, services and materials incorporated into this project by city staff is reimbursable under the provisions of this project.

The City is eligible to receive up to \$1,560,000 from NYS through the WIIA program. This program funds water quality infrastructure projects that focus on improving water quality and protecting public health. The actual amount awarded will depend on the actual amount of the project but cannot exceed 60% of the cost of the project. The City is required to match at least 40% of the project cost.

Construction costs outlined below are estimated. Ordinances No. 2005-361 and Ordinance No. 2018-102 were previously authorized for work on the Conduits. Under the terms of the grant, the City is eligible to be reimbursed for expenses already incurred. Actual future costs will be determined at the time of public bid.

The estimated total project cost will be financed as follows:

Source of Funds	Design	Estimated Construction	Total
Workforce Contribution		\$148,000	\$148,000
Water Bonds Authorized Ordinance No. 2005-361	\$292,000		\$292,000
Water Bonds Authorized Ordinance No. 2018-102	0	\$600,000	\$600,000
EFC Funding Authorized Herein	0	\$1,560,000	\$1,560,000
Total:	\$292,000	\$2,308,000	\$2,600,000

Council previously authorized the Mayor to submit applications to New York State for grants under the WIIA program in Ordinance No. 2018-198.

Construction is anticipated to be completed in 2021.

Respectfully submitted,
 Lovely A. Warren
 Mayor

Attachment No. AU-7

Ordinance No. 2021-15
 (Int. No. 15)

Authorizing the Conduit 2 & 3 Cathodic Protection project

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 Environmental Facilities Corporation (EFC) to participate in, administer and fund the Conduit 2 & 3 Cathodic Protection project (Project) in accordance with the NYS Water Infrastructure Improvement Act.

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

Section 3. The Council hereby authorizes the receipt and use of anticipated reimbursements from EFC in the amount of \$1,560,000 to fund the Project.

Section 4. The Council hereby authorizes carrying out the Project and hereby authorizes and appropriates the following contributions for the required local share: \$148,000 worth of in-kind labor, services and materials provided by City staff, \$292,000 from the proceeds of City bonds authorized by Ordinance No. 2005-361, and \$600,000 from the proceeds of City bonds authorized by Ordinance No. 2018-102. The City’s Director of Water or his designee is hereby authorized to disburse funds from the EFC grant and from the local match to implement the Project.

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-16
Re: Mt. Hope Avenue Improvement
Project – Phase 2

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

Comprehensive Plan 2034 Initiative Area:
Sustaining Green and Active Systems &
Fostering Prosperity and Opportunity

Transmitted herewith for your approval is legislation appropriating \$12,500 in anticipated reimbursements from the New York State Marchiselli Aid Program to finance a portion of construction of the Mt. Hope Avenue Improvements – Phase 2 project.

This is a Federal Aid Project that is administered by the City under an agreement with the New York State Department of Transportation (NYSDOT).

This project includes street reconstruction of Mt. Hope Avenue from Rossiter Road to Westfall Road/Westmoreland Drive. Side streets will be slightly realigned at their intersections with Mt. Hope Avenue. Improvements will also include new sidewalk, curb ramps, driveway aprons, receiving basins, water main, water services, hydrants, lighting, signals, signing, pavement markings, parking bump outs, tree plantings, and other various streetscape improvements. Utility poles will be relocated to accommodate the pavement widening.

Construction started in spring 2020 with substantial completion anticipated in fall 2021.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AU-8

Ordinance No. 2021-16
(Int. No. 16)

Authorizing funding for the Mt. Hope Avenue Phase 2 Improvement Project

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

Section 1. The sum of \$12,500 in anticipated reimbursements from the New York State Marchiselli Aid Program is hereby appropriated to fund a portion of the cost of construction for the Mt. Hope Avenue Phase 2 Improvement Project.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-17

Re: Amendatory Agreement – C & S
Engineers, Inc., Eastman Trail Phase I

Comprehensive Plan 2034 Initiative Area:
Sustaining Green & Active Systems

Transmitted herewith for your approval is legislation authorizing an amendatory agreement with C & S Engineers, Inc. (John D. Trimble, C.E.O., 150 State Street, Suite 120, Rochester, New York) for additional design services related to the Eastman Trail project. This amendment will increase the maximum compensation by \$75,000 to a maximum total of \$475,000.

The original agreement authorized in September 2017 (Ordinance No. 2017-302) was for design and construction inspection services and established maximum compensation of \$400,000. This amendment will be to revise the design to reflect a revised alignment. The amendatory agreement will be funded from 2019-20 Cash Capital.

The project will implement the first phase of the Eastman Trail proposed in the 2013 Urban Trail Linkages – Planning & Preliminary Design Study. The trail will establish an east/west multi-use connection between the City’s Genesee Riverway Trail at Kings Landing and the State’s proposed Route 390 Trail in the Town of Greece. The design includes pedestrian and bicycle facilities along the Ridgeway Avenue corridor between Mt. Read Boulevard in the east and Latona Road and the 390 Trail in the west.

The preliminary trail alignment for this project assumed acquisition and use of strategic Kodak owned parcels of the former Erie Canal bed. The City has since elected to move away from these potential acquisitions due to historic environmental conditions, liability issues, and NYSDEC regulatory site-management environmental institutional and engineering controls and requirements that the City would need to assume. The NYSDEC requirements would have resulted in increased project costs and long-term Operations and Maintenance (O&M) costs. The project design will be revise to reflect an adjusted alignment that is within existing public right-of-way and does not require additional land acquisitions.

This is a Federal Aid Project administered by the City under agreement with the New York State Department of Transportation (NYSDOT).

Construction is anticipated to begin in fall 2021. This amendatory agreement will result in the creation and/or retention of the equivalent of 0.7 full-time jobs.

The term of the agreement shall remain until six (6) months after the completion and the City’s acceptance of the project

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment AU-9

Ordinance No. 2021-17
(Int. No. 20)

Authorizing an amendatory agreement for Eastman Trail Phase I

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 C & S Engineers, Inc. for additional design services for the Eastman Trail Phase I project. The amendatory agreement shall amend the existing agreement that was authorized by Ordinance No. 2017-302 to increase the maximum compensation by \$75,000 to a new total of \$475,000. The amendatory compensation shall be funded from 2019-20 Cash Capital.

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. 2021-18

Ordinance No. 2021-19

Re: City Hall Cooling Tower Replacement
and HVAC System Assessment

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 related to City Hall Cooling Tower Replacement and HVAC System Assessment. This legislation will:

- 1) Authorize the issuance of bonds totaling \$865,000 and the appropriation of the proceeds thereof to finance the design and construction of the project; and,
- 2) Establish \$130,000 as maximum compensation for a professional services agreement with Erdman, Anthony and Associates, Inc., (Curt Helman, C.E.O., 145 Culver Road, Suite 200, Rochester, NY), for design and construction oversight services to be funded with bonds appropriated herein.

The City Hall Cooling Tower Replacement and HVAC System Assessment Project consists of the design and replacement of two cooling towers and the investigation, assessment, cost estimating and prioritization of the condition of HVAC systems for future capital planning.

Erdman, Anthony and Associates, Inc., was selected for design and construction oversight services through a Request for Proposal process, which is described in the attached summary.

Construction is anticipated to begin in the fall of 2021 with estimated completion in the spring of 2022. The project will result in the creation and/or retention of the equivalent of 9.4 full-time jobs.

The term of the agreement shall extend until three (3) months after the completion of the (2) two year guarantee inspection of the project.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AU-10

Ordinance No. 2021-18
(Int. No. 21)

Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$865,000 Bonds of said City to finance the costs of the City Hall Cooling Tower Replacement and HVAC System Assessment

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance the costs of the City Hall Cooling Tower Replacement and HVAC System Assessment, which consists of the design and replacement of two cooling towers and the investigation, assessment, cost estimating and prioritizing of the condition of heating, ventilation and air conditioning systems for future capital planning (the "Project"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$865,000. The plan of financing includes the issuance of \$865,000 bonds of the City, which amount is hereby appropriated therefor, and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the City in the principal amount of \$865,000 are hereby authorized to be issued pursuant to the Constitution and laws of the State of New York, including the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), this Ordinance, and other proceedings and determinations related thereto.

Section 3. The City intends to finance, on an interim basis, the costs or a portion of the costs of said improvements for which bonds are herein authorized, which costs are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the City, pursuant to this Ordinance, in the amount of \$865,000. This Ordinance is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

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

Section 5. Each of the bonds authorized by this Ordinance and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds, shall be general obligations of the City, payable as to both principal and interest by an ad valorem tax upon

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

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

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

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

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

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

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

Passed unanimously.

Ordinance No. 2021-19
(Int. No. 22)

Authorizing an agreement for the City Hall Cooling Tower Replacement and HVAC System Assessment

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with Erdman, Anthony and Associates, Inc. for design and construction oversight services for the City Hall Cooling Tower Replacement and HVAC System Assessment (Project). The maximum compensation shall be \$130,000, which shall be funded from the proceeds of bonds authorized and

appropriated in a concurrent ordinance. The term of the agreement shall continue to 3 months after completion of a two-year guarantee inspection of the Project.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-20
Ordinance No. 2021-21
Resolution No. 2021-3
Re: East Main Street Bridge over CSX
Trans/Amtrak

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

Comprehensive Plan 2034 Initiative Area:
Sustaining Green & Active Systems

Transmitted herewith for your approval is legislation related to the East Main Street Bridge over CSX Tran/Amtrak. This legislation will:

1. Appropriate \$1,288,580 in anticipated reimbursements from the Federal Highway Administration (FHWA), administered by NYSDOT through the Bridge NY program, to finance a portion of the construction and Resident Project Representative (RPR) services for the project; and,
2. Authorize the issuance of bonds totaling \$225,000 and the appropriation of the proceeds thereof to partially finance the construction and RPR services for the project; and,
3. Establish \$250,000 as maximum compensation for a professional services agreement with Erdman, Anthony and Associates, Inc. (Curt Helman, P.E. C.E.O. Rochester, New York) for Resident Project Representation (RPR) services. The cost of the agreement will be funded from sources outlined in the chart on the following page; and,
4. Approve a resolution, in a form that is required by the New York State Department of Transportation (NYSDOT), that will confirm the City's prior authorizations of the Project, commit the City to pay for the State-funded portion of the Project in the first instance before seeking reimbursement from the State, and, if applicable, commit the City Council to meet promptly to consider appropriating money to make up any cost overruns.

Bridge work consists of maintenance repairs which includes milling the existing overlay, complete a top mat exposure utilizing hydro demolition, pour a new concrete overlay, eliminate the existing bridge joint system and make the deck jointless over the abutment backwall, modify the existing

backwall to accept the jointless detail, remove and replace granite curb, complete necessary sidewalk repairs, remove and replace the existing concrete parapet and fencing system. The project was designed by Fisher Associates, P.E., L.S., L.A., D.P.C. (Roseann Schmid, Chief Executive Officer, Rochester, NY) authorized by Ordinance No. 2019-223. Erdman, Anthony and Associates, Inc. was selected for RPR Services through a Request for Proposal process, which is described in the attached summary.

Bids for construction were received on November 24, 2020. The apparent low bid of \$1,291,952.45 was submitted by Crane-Hogan Structural System Inc. (Daniel Hogan, C.E.O., 3001 Brockport Road, Spencerport, NY)

The project will be funded as follows:

Source of Funds	Design & Material Testing	Construction	RPR	Total
Federal Aid appropriated Ordinance No. 2019-223	124,450.00	0	0	\$ 124,450.00
Federal Aid appropriated herein	0	1,200,000.00	88,580.00	\$ 1,288,580.00
Bond authorized herein	0	91,952.45	133,047.55	\$ 225,000.00
2012-13 Cash Capital	23,133.85	0	0	\$ 23,133.85
2014-15 Cash Capital	24,350.00	0	0	\$ 24,350.00
2017-18 Cash Capital	36,866.15	0	0	\$ 36,866.15
2018-19 Cash Capital	25,000.00	0	0	\$ 25,000.00
2019-20 Cash Capital	0	0	28,372.45	\$ 28,372.45
Total	\$ 233,800.00	\$1,291,952.45	\$ 250,000.00	\$ 1,775,752.45

Construction is anticipated to begin in early 2021 with substantial completion in fall 2021. The construction of the project will result in the creation and/or retention of the equivalent of 16.8 full-time jobs.

The agreement shall have a term of six (6) months after final completion of the project.

Respectfully submitted,
 Lovely A. Warren
 Mayor

Attachment No. AU-11

Ordinance No. 2021-20
 (Int. No. 23)

Authorizing an appropriation and agreement for the East Main Street Bridge over CSX Trans/Amtrak

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

Section 1. The sum of \$1,288,580 in anticipated reimbursements from the Federal Highway Administration (FHWA) is hereby appropriated to fund a portion of the construction and Resident Project Representative (RPR) services for the East Main Street Bridge over CSX Tran/Amtrak project (Project).

Section 2. The Mayor is hereby authorized to enter into a professional services agreement with Erdman, Anthony and Associates, Inc. to provide RPR services for the Project. The maximum compensation shall be \$250,000, which shall be funded from \$88,580 of the FHWA funds appropriated in Section 1 herein, \$133,047.55 from the proceeds of the City bonds authorized in a concurrent ordinance, and \$28,372.45 in 2019-20 Cash Capital. The term of the agreement shall continue to six months after final completion of the Project.

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

Section 4. This ordinance shall take effect immediately

Passed unanimously.

Ordinance No. 2021-21
(Int. No. 24)

Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$225,000 Bonds of said City to finance a portion of the costs of the East Main Street Bridge over CSX Trans/Amtrak project

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), hereby authorizes the issuance of \$225,000 bonds of the City to finance a portion of the costs of the East Main Street Bridge over CSX Trans/Amtrak project comprised of maintenance and repairs which include milling the existing overlay, completing a top mat exposure utilizing hydro demolition, pouring a new concrete overlay, eliminating the existing bridge joint system, modifying the backwall to accept the jointless detail, removing and replacing granite curbs, repairing sidewalks, and removing and replacing the concrete parapet and fencing system ("Project"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,775,752. The plan of financing includes the issuance of \$225,000 bonds of the City, which amount is hereby appropriated therefor, \$124,450 in Federal Highway Administration (FHWA) aid appropriated for the Project in Ordinance No. 2019-223, \$1,288,580 in FHWA aid appropriated in a concurrent ordinance, \$23,134 from 2012-13 Cash Capital, \$24,350 from 2014-15 Cash Capital, \$36,866 from 2017-18 Cash Capital, \$25,000 from 2018-19 Cash Capital, \$28,372 from 2019-20 Cash Capital and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the City in the principal amount of \$225,000 are hereby authorized to be issued pursuant to the Constitution and laws of the State of New York, including the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), this Ordinance, and other proceedings and determinations related thereto.

Section 3. The City intends to finance, on an interim basis, the costs or a portion of the costs of said improvements for which bonds are herein authorized, which costs are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the City, pursuant to this Ordinance, in the amount of \$225,000. This Ordinance is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 4. The period of probable usefulness of said class of objects or purposes described in Section 1 of this Ordinance, within the limitations of 11.00 a.10. of the Law, is twenty (20) years.

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

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

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

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

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

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

Passed unanimously.

Resolution No. 2021-3
(Int. No. 25)

Resolution authorizing the implementation and funding of 100% of the costs of a transportation project, which may be eligible for federal-aid and/or state-aid, or reimbursement from Bridge NY funds relating to the East Main Street Bridge over CSX Trans/Amtrak project

WHEREAS, a project for the Bridge NY: East Main Street over CSX Trans/Amtrak in the City of Rochester BIN 2211350, P.I.N. 4BNY.29 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 95% Federal funds and 5% non-federal funds;

WHEREAS, the City of Rochester will design, let and construct the Project; and

WHEREAS, the City of Rochester desires to advance the Project by making a commitment of 100% of the costs of the work for the Project or portions thereof.

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

THAT the Council of the City of Rochester hereby approves the above-subject Project;

THAT the Council of the City of Rochester hereby authorizes the City of Rochester to pay 100% of the design and construction works for the Project or portions thereof, with the understanding that qualified costs may be eligible for federal-aid, state-aid, or reimbursement from Bridge NY funds;

THAT the sum of \$1,775,752.45 is appropriated pursuant to Ordinance No. 2019-223 (\$124,450), Ordinance No. 2021-20 (\$1,288,580) and Ordinance No. 2021-21 (\$225,000 in bond financing and \$137,722.45 in Cash Capital) and is hereby made available to cover the cost of participation in the above phase(s) of the Project;

THAT the Council of the City of Rochester hereby agrees that the City of Rochester shall be responsible for all costs of the Project which exceed the amount of federal-aid, state-aid, or NY Bridge funding awarded to the City of Rochester;

THAT in the event the Project costs not covered by federal-aid, state-aid, or NY Bridge funding exceed the amount appropriated above, the Council of the City of Rochester shall convene as soon as possible to consider appropriating said excess amount immediately upon the notification by the City Engineer thereof;

THAT the Council of the City of Rochester hereby agrees that construction of the Project shall begin no later than twenty-four (24) months after award and the construction phase of the Project shall be completed within thirty (30) months;

THAT the Mayor of the City of Rochester be and is hereby authorized to execute on behalf of the City of Rochester all necessary agreements, certifications or reimbursement requests for federal-aid and/or state-aid with the New York State Department of Transportation in connection with the

advancement or approval of the Project and providing for the administration of the Project and the City of Rochester's funding of Project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefor that are not so eligible;

THAT a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project; and

THAT this Resolution shall take effect immediately.

Adopted unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Re: Introductory No. 17
City of Rochester Pedestrian Safety
Action Plan Geometric Changes –
Phase III

Council Priority: Jobs and Economic
Development

Comprehensive Plan 2034 Initiative Area:
Sustaining Green & Active Systems

Transmitted herewith for your approval is legislation authorizing geometric changes for the City of Rochester Pedestrian Safety Action Plan (PSAP) Phase III Project. This legislation will authorize the following changes in pavement width:

- 1) On Clifford Avenue at El Camino Trail (Mid-Block):
 - a) A decrease in pavement width of 6 feet, from 36 feet to 30 feet, beginning 35 feet east of the centerline of the El Camino Trail to a point 35 feet west of the centerline of the El Camino Trail.
- 2) On Joseph Avenue at Wilkins Street:
 - a) A decrease in pavement width of 12 feet, from 38 feet to 26 feet, beginning 58 feet south of the centerline of Wilkins Street to a point 11.5 feet south of the centerline of Wilkins Street.
- 3) On Dewey Avenue at Lake View Park:
 - a) A decrease in pavement width of 6 feet, from 48 feet to 42 feet, beginning 59.5 feet north of the centerline of Lake View Park to a point 15.5 feet north of the centerline of Lake View Park.
 - b) A decrease in pavement width of 12 feet, from 48 feet to 36 feet, beginning 14.5 feet south of the centerline of Lake View Park to a point 81.5 feet south of the centerline of Lake View Park.
- 4) On Jefferson Avenue at Flint Street:

- a) A decrease in pavement width of 12 feet, from 38 feet to 26 feet, beginning 13 feet south of the centerline of Flint Street to a point 52 feet south of the centerline of Flint Street.
- 5) On South Avenue at Sanford Street:
- a) A decrease in pavement width of 6 feet, from 40 feet to 34 feet, beginning 14 feet south of the centerline of Sanford Street to a point 58 feet south of the centerline of Sanford Street.

This is a Federal Aid Project that is administered by the City under agreement with the New York State Department of Transportation (NYSDOT). The source of funds is the federal Highway Safety Improvement Program. No additional right-of-way is required to accommodate the pavement width changes.

This project will make improvements to pedestrian facilities at up to 200 locations throughout the City of Rochester. The improvements will be implemented at both signalized intersections and unsignalized crosswalks. This effort is part of the New York State Pedestrian Safety Action Plan (PSAP) announced by Governor Cuomo on June 20, 2016. The work specifically proposed at the locations with geometric changes includes adding curb bumpouts or median islands intended to enhance pedestrian safety where pedestrian crashes have occurred in the past and/or where pedestrian traffic is highest. All work will be performed following PSAP guidance and current design standards.

The project is being designed by C&S Engineers, Inc. (John Trimble, P.E., CEO, 150 State Street, Suite 120, Rochester, NY), as authorized in February 2020 (Ordinance No. 2020-12).

A public informational meeting was held on November 17, 2020. The pavement width changes required for this project were endorsed by the Traffic Control Board at its November 18, 2020 meeting.

Design phase services are anticipated to be completed in January 2021. Construction is anticipated to begin in early 2021 with substantial completion by fall 2021.

A public hearing on the pavement width changes is required.

Respectfully submitted,
Lovely A. Warren
Mayor

INTRODUCTORY NO. 17

**AUTHORIZING GEOMETRIC CHANGES RELATING TO THE CITY OF ROCHESTER
PEDESTRIAN SAFETY ACTION PLAN PHASE III PROJECT**

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

Section 1. The Council hereby approves the following changes in the pavement width to accommodate curb bumpouts and median islands for the City of Rochester Pedestrian Safety Action Plan Phase III Project:

- a) On Clifford Avenue at El Camino Trail (Mid-Block): A decrease in width of 6 feet, from 36 feet to 30 feet, beginning 35 feet east of the centerline of the El Camino Trail and continuing westward to a point 35 feet west of the centerline of the El Camino Trail;
- b) On Joseph Avenue at Wilkins Street: A decrease in width of 12 feet, from 38 feet to 26 feet, beginning 58 feet south of the centerline of Wilkins Street and continuing northward to a point 11.5 feet south of the centerline of Wilkins Street;
- c) On Dewey Avenue at Lake View Park:
 - i. A decrease in width of 6 feet, from 48 feet to 42 feet, beginning 59.5 feet north of the centerline of Lake View Park and continuing southward to a point 15.5 feet north of the centerline of Lake View Park; and
 - ii. A decrease in width of 12 feet, from 48 feet to 36 feet, beginning 14.5 feet south of the centerline of Lake View Park and continuing southward to a point 81.5 feet south of the centerline of Lake View Park;
- d) On Jefferson Avenue at Flint Street: A decrease in width of 12 feet, from 38 feet to 26 feet, beginning 13 feet south of the centerline of Flint Street and continuing southward to a point 52 feet south of the centerline of Flint Street; and
- e) On South Avenue at Sanford Street: A decrease in width of 6 feet, from 40 feet to 34 feet, beginning 14 feet south of the centerline of Sanford Street and continuing southward to a point 58 feet south of the centerline of Sanford Street.

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

Section 2. This ordinance shall take effect immediately.

HELD IN COMMITTEE.

TO THE COUNCIL

Ladies and Gentlemen:

Introductory No. 18
 Re: New York State Department of
 Transportation Pedestrian Safety
 Action Plan Geometric Changes

Council Priority: Jobs and Economic
 Development

Comprehensive Plan 2034 Initiative Area:
 Sustaining Green & Active Systems

Transmitted herewith for your approval is legislation authorizing geometric changes for the New York State Department of Transportation (NYSDOT) Pedestrian Safety Action Plan (PSAP) Phase II Project. This legislation will authorize the following changes in pavement width:

- 1) On Exchange Boulevard at the Public Safety Building (Mid-Block):

- a) A decrease in pavement width of 7 feet, from 55 feet wide to 48 feet wide, beginning 93 feet south of the centerline of the northerly Public Safety Building driveway to a point 20 feet south of the centerline of the northerly Public Safety Building driveway.
- 2) On Exchange Boulevard at South Plymouth Avenue:
- a) For the easterly curb bumpout, a decrease in pavement width of 7 feet, from 23 feet wide to 16 feet wide, beginning 37 feet south of and opposite the centerline of the South Plymouth Avenue median to a point 96 feet north of and opposite the centerline of the South Plymouth Avenue median.
 - b) For the westerly curb bumpout, a decrease in pavement width of 8 feet, from 24 feet wide to 16 feet wide, beginning 30 feet north of the centerline of the South Plymouth Avenue median to a point 198 feet north of the centerline of the South Plymouth Avenue median.
- 3) On East Avenue at Lawrence Street:
- a) A decrease in pavement width of 14 feet, from 40 feet wide to 26 feet wide, beginning 9 feet west of the centerline of Lawrence Street to a point 85 feet east of the centerline of Lawrence Street.
- 4) On Chili Avenue at Post Avenue:
- a) A decrease in pavement width of 6.5 feet, from 34.5 feet wide to 28 feet wide, beginning 31 feet west of the centerline of Hobart Street to a point 157 feet east of the centerline of Hobart Street.
- 5) On Monroe Avenue at Werner Park:
- a) A decrease in pavement width of 7 feet, from 44 feet wide to 37 feet wide, beginning 21 feet east of the centerline of Werner Park to a point 89 feet east of the centerline of Werner Park.

This is a Federal Aid Project that is being advanced by NYSDOT. This project is separate from the City of Rochester's Pedestrian Safety Action Plan Phase III project. All PSAP-related improvements located on New York State routes and touring routes within the City are under the jurisdiction of NYSDOT for the purposes of this program. The source of funds is the federal Highway Safety Improvement Program. No additional right-of-way is required to accommodate the pavement width changes.

Similar to the City's PSAP program, improvements will be implemented at both signalized intersections and unsignalized crosswalks. This effort is also part of the New York State Pedestrian Safety Action Plan (PSAP) announced by Governor Cuomo on June 20, 2016. The work specifically proposed at the locations with geometric changes involves the addition of curb bumpouts intended to enhance pedestrian safety where pedestrian crashes have occurred in the past and/or where pedestrian traffic is highest. All work will be performed following PSAP guidance and current design standards. The project is being designed in-house by NYSDOT forces.

A public informational meeting was held on November 17, 2020. The pavement width changes required for this project were endorsed by the Traffic Control Board at its December 2, 2020 meeting. Construction is anticipated to begin in early 2021 with substantial completion by fall 2021.

A public hearing on the pavement width changes is required.

Respectfully submitted,
Lovely A. Warren
Mayor

INTRODUCTORY NO. 18

**AUTHORIZING GEOMETRIC CHANGES RELATING TO THE NEW YORK STATE
DEPARTMENT OF TRANSPORTATION PEDESTRIAN SAFETY ACTION PLAN PHASE II
PROJECT**

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

Section 1. The Council hereby approves the following changes in the pavement width to accommodate curb bumpouts for the New York State Department of Transportation Pedestrian Safety Action Plan Phase II Project:

- a) On Exchange Boulevard at the Public Safety Building (Mid-Block): A decrease in width of 7 feet, from 55 feet wide to 48 feet wide, beginning 93 feet south of the centerline of the northerly Public Safety Building driveway and continuing northward to a point 20 feet south of the centerline of the northerly Public Safety Building driveway;
- b) On Exchange Boulevard at South Plymouth Avenue:
 - i. For the easterly curb bumpout, a decrease in width of 7 feet, from 23 feet wide to 16 feet wide, beginning 37 feet south of and opposite the centerline of the South Plymouth Avenue median and continuing northward to a point 96 feet north of and opposite the centerline of the South Plymouth Avenue median; and
 - ii. For the westerly curb bumpout, a decrease in width of 8 feet, from 24 feet wide to 16 feet wide, beginning 30 feet north of the centerline of the South Plymouth Avenue median and continuing northward to a point 198 feet north of the centerline of the South Plymouth Avenue median;
- c) On East Avenue at Lawrence Street: A decrease in width of 14 feet, from 40 feet wide to 26 feet wide, beginning 9 feet west of the centerline of Lawrence Street and continuing eastward to a point 85 feet east of the centerline of Lawrence Street;
- d) On Chili Avenue at Post Avenue: A decrease in width of 6.5 feet, from 34.5 feet wide to 28 feet wide, beginning 31 feet west of the centerline of Hobart Street and continuing eastward to a point 157 feet east of the centerline of Hobart Street; and
- e) On Monroe Avenue at Werner Park: A decrease in width of 7 feet, from 44 feet wide to 37 feet wide, beginning 21 feet east of the centerline of Werner Park and continuing eastward to a point 89 feet east of the centerline of Werner Park.

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

Section 2. This ordinance shall take effect immediately.

HELD IN COMMITTEE.

TO THE COUNCIL

Ladies and Gentlemen:

Re: Introductory No. 19
 Priority Bicycle Boulevard
 Implementation Project – Pierpont
 Street (Lexington Avenue to
 Driving Park)

Council Priority: Jobs and Economic
Development

Comprehensive Plan 2034 Initiative Area:
Sustaining Green & Active Systems

Transmitted herewith for your approval is legislation related to geometric changes resulting from the Priority Bicycle Boulevard Implementation Project. This legislation will authorize changes in pavement width as follows:

- 1) On Pierpont Street:
 - a) An increase in pavement width of 4 feet, from 18 feet to 22 feet, beginning at Driving Park Avenue and continuing south to Lexington Avenue.

No additional right-of-way is required to accommodate the pavement width changes.

This project includes milling and resurfacing of the pavement; spot curb replacements; installation or upgrade of sidewalk curb ramps; adjustment and repair of manholes, receiving basins, and water valve castings; and replacement of traffic pavement markings. Additional enhancements include a counterflow bicycle lane on Pierpont Street from Mason Street to Driving Park Avenue to accommodate two way bicycle traffic on this priority Bicycle Boulevard route. These improvements will enhance the surface drainage and riding quality of the roadway, improve accessibility for all users, and expand the useful life of the pavement structure.

The project is being designed by T.Y. Lin International Engineering & Architecture, P.C.. (Bob Radley, President, 225 East Avenue, Rochester, NY), as authorized in November 2019 (Ordinance No. 2019-339).

A public informational meeting was held on November 18, 2020. The pavement width changes required for the project were endorsed by the Traffic Control Board at its December 2, 2020 meeting.

Design phase services are anticipated to be completed by January 2021. Construction is anticipated to begin in spring 2021 with completion by fall 2021.

A public hearing on the pavement width changes is required.

Respectfully submitted,
Lovely A. Warren
Mayor

AUTHORIZING GEOMETRIC CHANGES RELATING TO THE PRIORITY BICYCLE BOULEVARD IMPLEMENTATION PROJECT

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

Section 1. The Council hereby approves the following change in the pavement width of Pierpont Street to accommodate improvements within the right-of-way, including a counterflow bicycle lane, for the Priority Bicycle Boulevard Implementation Project: An increase in width of 4 feet, from 18 feet to 22 feet, beginning at Driving Park Avenue and continuing south to Lexington Avenue. The pavement width change shall be made in accordance with plans and specifications approved by the City Engineer, who may make reasonable modifications to such plans.

Section 2. This ordinance shall take effect immediately.

HELD IN COMMITTEE.

By Vice President Lightfoot
January 19, 2021

To the Council:

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

- | | |
|-------------|--|
| Int. No. 26 | Authorizing an amendatory agreement related to firefighter recruit training |
| Int. No. 27 | Authorizing an intermunicipal agreement with the County of Monroe for funding of firearms instruction |
| Int. No. 28 | Authorizing an amendatory agreement with the New York State Office of Victims Services |
| Int. No. 29 | Authorizing a sublease agreement with RochesterWorks, Inc. |
| Int. No. 30 | Amending the 2021-21 Budget and authorizing an agreement relating to the Crisis Intervention Services Unit |

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

Received, filed and published.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2021-22
Re: Agreement – Personal Energy, Inc.

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation authorizing a one (1) year extension of the term of an agreement with Personal Energy, Inc., 400 Andrews Street, Rochester, NY for consultation on physical training for firefighter recruits in preparation for the Candidate Physical Agility Test (CPAT) and Firefighter Trainees (FFT) in preparation for acceptance to the Fire Recruit Class. The RFD has worked with Personal Energy, Inc. since 2013 with the most recent agreement authorized by Ord. No. 2016-217, and amended by Ord. Nos. 2017-144 and 2020-244.

In light of the deferral of a fire recruit class in FY2021 due to budget constraints, and work interruptions caused by the COVID-19 pandemic mandated closures, the RFD is requesting an additional extension of the contract with Personal Energy to 12/31/2021. The contract extension will allow the Rochester Fire Department to continue Firefighter Trainee preparation and physical training until such time as a new request for proposal can be completed prior to the start of the next anticipated fire recruit class in January 2022.

The services of a certified personal trainer class has demonstrated improved results in the overall fitness of recruit class participants and increased their ability to successfully complete the New York State mandated CPAT prior to graduation from the Fire Academy. The services of this contract also support the Firefighter Trainee program as participants prepare during their internship for entry into the fire recruit class.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2021-22
(Int. No. 26)

Authorizing an amendatory agreement related to firefighter recruit 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 Personal Energy, Inc. for consultation on physical training for firefighter recruits. The amendatory agreement shall amend the existing agreement that was authorized by Ordinance No. 2016-217 and amended by Ordinance No. 2017-144 and Ordinance No. 2020-244 to extend the term of the agreement by one year.

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. 2021-23
Re: Inter-Municipal Agreement –
Monroe County, Firearms Instruction

Council Priority: Public Safety

Transmitted herewith for your approval is legislation authorizing the continuation of the inter-municipal agreement with Monroe County for the receipt and use of funding for the Firearms Instruction Program in the amount of \$55,675. The term of the agreement is January 1, 2021 through December 31, 2021.

The County provides reimbursement for a portion of the salary and benefits of Rochester Police Department firearms instructors to train officers in Monroe County police agencies. No budget amendment is needed as the positions and the associated funding were anticipated and included in the 2020-21 Budget of the Police Department.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2021-23
(Int. No. 27)

Authorizing an intermunicipal agreement with the County of Monroe for funding of firearms instruction

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

Section 1. The Mayor is hereby authorized to enter into an intermunicipal agreement with the County of Monroe in the amount of \$55,675 to reimburse the City for providing firearms instruction to Monroe County police agencies for the 2021 Firearms Instruction Program. The term of the agreement shall be January 1, 2021 through December 31, 2021.

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

Section 3. This ordinance shall take effect immediately.

Passed by the following:

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

Nays – Councilmember Lupien – 1.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-24
Re: Grant Agreement – New York State
Office of Victim Services

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the Department of Recreation and Human Services Crisis Intervention Services Unit. This legislation will:

1. Authorize an amended grant agreement with New York State Office of Victim Services (NYSOVS) for the receipt and use of a Victim and Witness Assistance grant totaling \$1,025,516.15. The term of this agreement is October 1, 2019 through September 30, 2022. The City was previously awarded this grant in the amount of \$978,503.51, however NYSOVS provided additional grant funds for year two (October 1, 2020 – September 30, 2021) of the three-year grant period.
2. Amend the 2020-21 Budget of the Department of Recreation and Human Services by \$47,000 to reflect the increased funding award for year two of the grant period. The remaining grant funds were anticipated and included in the 2020-21 Budget of DRHS and the 2021-22 Budget of DRHS, contingent upon approval.

The Victim and Witness Assistance grant funds operational costs and salary expenses, including some fringe, for counseling positions on the Department of Recreation and Human Services Crisis Intervention Services Unit. The required 25% local match will be fulfilled with the City's contribution of fringe benefits.

This was last authorized by City Council via Ordinance 2019-269 in August 2019.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2021-24
(Int. No. 28)

Authorizing an amendatory agreement with the New York State Office of Victims Services

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 Office of Victims Services (NYSOVS) for the receipt and use of grant funds to support operational costs and salary expenses for counseling positions in the Department of Recreation and Human Services Crisis Intervention Services Unit. The amendatory agreement shall

amend the existing agreement that was authorized by Ordinance No. 2019-269 to increase the amount of grant funds provided by NYSOVS by \$47,012.64 to a new total of \$1,025,516.15.

Section 2. 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 of the Department of Recreation and Human Services by the sum of \$47,000 received under the amendatory agreement authorized in Section 1 herein.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Re: Ordinance No. 2021-25
Sub-lease Agreement –
RochesterWorks, Inc.

Council Priority: Support the Creation of
Effective Educational Systems

Comprehensive Plan 2034 Initiative Area:
Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation authorizing a sub-lease agreement with RochesterWorks, Inc. (Peter Pecor, Executive Director, Rochester, New York) for the use and occupancy of 3,755 square feet of space at the former Chamber of Commerce Building located at 57 Saint Paul Street, Rochester, NY 14604 (the Property). The term of this sub-lease agreement will be for five years, from January 1, 2021 to December 31, 2026, with the option to renew for one additional, five-year term. In the first year, the fee for the use of this space, including utilities, will be \$10.00 per square foot, for an annual total of \$37,550 to be received by the City. If the parties agree to renew the agreement in future years, the amount of the rent may be increased by the City.

RochesterWorks, Inc. proposes to occupy and use a portion of the third floor of the Property for operation of the agency's youth workforce development initiatives. Through this sub-lease, RochesterWorks, Inc. youth workforce development initiatives will now be housed in the same location as the City of Rochester Department of Recreation and Human Services' Youth Employment Services division. This co-location will allow for greater coordination of services amongst the entities and increased accessibility for youth and their families.

The Property is owned by the Rochester Economic Development Corporation (REDCO), and the City leases space in the Property from REDCO for the DRHS main office previously authorized by City Council Ordinance No. 2019-244. As a condition of the lease agreement with REDCO, the City of Rochester is authorized to sublease space to other organizations.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2021-25
(Int. No. 29)

Authorizing a sublease agreement with RochesterWorks, Inc.

WHEREAS, the City of Rochester has received a proposal for the sublease of space that the City leases from the Rochester Economic Development Corporation in the former Chamber of Commerce Building located at 57 Saint Paul Street;

WHEREAS, pursuant to Section 21-23 of the Municipal Code, the Council is required to follow additional procedures due to the length of the proposed sublease; and

WHEREAS, the Council affirmatively finds that the term of such proposed sublease, which is five years with the option to extend for an additional five years, is reasonable and necessary in light of the lease's intended purpose and that the public will benefit throughout that term.

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

Section 1. The Mayor is hereby authorized to enter into a sublease agreement with RochesterWorks, Inc. for use of 3,755 square feet of space in the former Chamber of Commerce Building. The agreement shall have a term of five years with an option to renew for one additional five-year term.

Section 2. The annual rental amount, including utilities, shall be \$37,550 for the first year. The Director of Real Estate may increase the annual rental amount in subsequent years.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2021-26
Re: Budget Transfer and Agreement –
Goodwill of the Finger Lakes, Inc.

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation amending the 2020-21 Budget of the City of Rochester for operation of the Crisis Intervention Services Unit within the Department of Recreation and Human Services. This legislation will:

1. Transfer \$350,000 from the 2020-21 Budget of Contingency to the 2020-21 Budget of the Department of Recreation and Human Services. This funding comes from a portion of the \$750,000 allocated to racial equity initiatives during the 2020-21

budget process and will be utilized for the implementation of the Crisis Intervention Services Unit.

2. Authorize an agreement with Goodwill of the Finger Lakes, Inc. (Jennifer Lake, Executive Director, 422 South Clinton Ave., Rochester, NY) for a maximum fee of \$100,500 to provide call center services for the Department of Recreation and Human Services' Crisis Intervention Services Unit. The agreement will be funded from a portion of the funds transferred into the 2020-21 Budget of the Department of Recreation and Human Services. The term of the agreement will be for six months, with the option to renew for three additional one-year periods for a maximum total annual compensation of \$201,000. The renewal periods will be funded by future budgets of the Department of Recreation and Human Services, contingent upon approval of future budgets.

Under this agreement Goodwill's 211/Life Line will serve as the only public facing telephone number advertised to reach the Crisis Intervention Services Unit 24 hours a day, 7 days a week, and will include translation and TTY services. Goodwill will triage calls and forward to 911 for dispatching of the Unit and serve as a liaison between the City and service providers to ensure connectivity to service and referral management. Goodwill will also provide the City's Crisis Intervention Services Unit full access to the iCarol information system which will manage encounters, referrals and case management records. A Justification for No RFP is attached.

The remaining balance of transferred funds will be utilized for one-time expenses necessary to relocate the Victims Assistance Unit and Family Crisis Intervention Team (FACIT) offices from the City's Public Safety Building to the DRHS main office located at 57 St. Paul Street. Relocation will embed these services in the same space as the rest of the Crisis Intervention Services Unit in the Center City, directly across the street from public transportation, making the services easily accessible.

Respectfully submitted,

Lovely A. Warren
Mayor

Loretta C. Scott
City Council President

Willie J. Lightfoot
Vice President

Malik Evans
Councilmember

Mitch Gruber
Councilmember

LaShay D. Harris
Councilmember

Mary Lupien
Councilmember

Miguel A. Meléndez Jr.
Councilmember

Michael A. Patterson
Councilmember

Jose Peo
Councilmember

Attachment No. AU-12

Ordinance No. 2021-26
(Int. No. 30)

Amending the 2020-21 Budget and authorizing an agreement relating to the Crisis Intervention Services Unit

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 \$350,000 from the Budget of Contingency to the Budget of the Department of Recreation and Human Services (DRHS).

Section 2. The Mayor is hereby authorized to enter into a professional services agreement with Goodwill of the Finger Lakes, Inc. to provide call center services for the DRHS Crisis Intervention Services Unit. The term of the agreement shall be 6 months with the option to extend for up to 3 additional one-year periods. The maximum compensation for the original term shall be \$100,500, which shall be funded from the funds transferred to the Budget of DRHS in Section 1 herein. The maximum annual compensation for the optional extended term shall be \$201,000, which shall be funded from future years' Budgets of DRHS, contingent upon approval.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

The meeting was adjourned at 8:10 p.m.

HAZEL L. WASHINGTON
City Clerk