

**Proposed Legislation for the  
March 16, 2021 City Council Meeting -  
Filed in the Office of the City Clerk  
March 3, 2021**

**\* \* Please Note \* \***

**For questions regarding the proposed legislation,  
call the City Clerk's Office at 585-428-7421**



# City of Rochester

City Hall Room 308A, 30 Church Street  
Rochester, New York 14614-1290  
www.cityofrochester.gov

Lovely A. Warren  
Mayor

## FINANCE INTRODUCTORY NO. 72

February 25, 2021

FINANCE 17

TO THE COUNCIL

Ladies and Gentlemen:

Re: Rescinding Authorization of Previous Bonds

City Council Priority: Deficit Reduction and Long  
Term Financial Stability

Comprehensive Plan 2034 Initiative Area:  
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation requesting the deauthorization of specific Bond Authorizations. The funds are no longer needed for the specific projects because the actual costs were less than originally estimated. The ordinances to deauthorize are:

<u>Ordinance</u>	<u>Original Authorization</u>	<u>Amount to Deauthorize</u>	<u>Original Project</u>
2017-052	\$ 355,000	\$ 45,000	Water –Main St Streetscape & Ped
2017-179	428,000	16,000	Street –Dewey Ave/Driving Pk Realign
2017-180	463,000	24,000	Water –Dewey Ave/Driving Pk Realign
2018-013	1,310,700	93,000	Street –2018 Reynolds & Seward Sts
2018-014	334,000	13,000	Water -2018 Reynolds & Seward Sts
2018-096	605,000	50,000	Water –Alpha St Group
2018-126	4,999,000	131,000	Street -2018 Res Milling 48 Sts NWQ
2018-127	111,000	17,000	Water –2018 Res Milling 48 Sts NWQ
2018-269	720,000	42,500	Street –Elmwood/Collegetown CycleT
2018-272(17-186)	300,000	192,000	Street -2017 Marketview Heights RMR
2018-336	825,000	315,000	Street –2018 Prev Maint NE Group 1
2019-186	1,729,000	173,000	Street –Scottsville Rd-Elmwood Ave

The “amount to deauthorize” referenced above are the authorized, unissued amounts remaining on the specific Bond Authorizations. The amounts to be deauthorized were provided to the Finance Director’s Office by the Department of Environmental Services. The purpose of the deauthorizations is to allow for the allocation of the funds no longer needed for the current projects to be allocated towards future projects, and thereby remain within each annual debt limit established by Council Ordinance.

Respectfully submitted,

Lovely A. Warren  
Mayor



# INTRODUCTORY NO.

72

Finance #17

Ordinance No.

## Amending Bond Ordinances of the City of Rochester, New York

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 directed to reduce the principal amounts of bonds of the City that were authorized to be issued in prior Bond Ordinances as follows:

Ordinance No.	Original Authorization	Amended Authorization	Project
2017-052	\$ 355,000	\$ 310,000	Water -Main St Streetscape & Ped
2017-179	428,000	412,000	Street -Dewey Ave/Driving Pk Realign
2017-180	463,000	439,000	Water -Dewey Ave/Driving Pk Realign
2018-013	1,310,700	1,217,700	Street -2018 Reynolds & Seward Sts
2018-014	334,000	321,000	Water -2018 Reynolds & Seward Sts
2018-096	605,000	555,000	Water -Alpha St Group
2018-126	4,999,000	4,868,000	Street -2018 Res Milling 48 Sts NWQ
2018-127	111,000	94,000	Water -2018 Res Milling 48 Sts NWQ
2018-269	720,000	677,500	Street -Elmwood/Collegetown CycleT
2018-272	300,000	108,000	Street -2017 Marketview Heights RMR
2018-336	825,000	510,000	Street -2018 Prev Maint NE Group 1
2019-186	1,729,000	1,556,000	Street -Scottsville Rd-Elmwood Ave

Section 2. For each amended Bond Ordinance listed above, the City shall remain authorized to issue bonds to finance the project specified therein with bonds in a principal amount equal to the Amended Authorization amount and the financing shall proceed in all other respects in accordance with the provisions specified therein.

Section 3. 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.



## City of Rochester

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## FINANCE INTRODUCTORY NO.

74

Lovely A. Warren  
Mayor

TO THE COUNCIL

February 25, 2021

LAW 19

Ladies and Gentlemen:

Re: Professional Services Agreement Amendment  
for Legal Services for Cable Franchise Issues

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area:  
Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation authorizing an amendatory Professional Services Agreement amendment in the amount of forty thousand dollars (\$40,000.00) with the Cohen Law Group, 100 Gamma Drive, Pittsburgh, Pennsylvania, a law firm that specializes in cable and telecommunications issues. We have worked with the firm in the past when they helped us recover a substantial underpayment of our cable franchise fee from our prior cable franchisee and when the firm submitted comments on the City's behalf to the Federal Communications Commission (FCC). The engagements for these services were authorized and amended by Council in Ordinance Nos. 2014-369, 2016-132 and 2017-252.

The Cohen Group is continuing to assist the City to oppose new cable regulations that are detrimental to the City and in negotiating the renewal of our cable franchise agreement with Spectrum Northeast, LLC. ("Charter") under the current agreement, which was entered into last July and provides for a maximum compensation of \$10,000.

The ongoing negotiations with Charter and a subsequent development require additional services from the law firm, including the possibility of litigation. In the February payment of the quarterly franchise fee to the City, Charter deducted the amount of \$346,153.93, which is one half the 2020 Public Education and Government (PEG) fee that is allocated to public access television. Charter claims that the deduction complies with recent amendments to the FCC regulations. It is our position that this unilateral action by Charter is not consistent with the FCC regulations and is in violation of Charter's Cable Franchise Agreement with the City. We require the Cohen Law Group's legal services to challenge Charter's action with possible litigation.

Therefore, the legislation would extend the term and increase the maximum compensation of the existing agreement by \$40,000 to a new total of \$50,000.

Respectfully submitted,

Lovely A. Warren





**INTRODUCTORY NO.**

74

Law #19

Ordinance No.

**Authorizing an amendatory agreement for legal 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 professional services agreement with the Cohen Law Group to provide additional legal representation of the City with regard to cable television franchise issues. The amendment shall increase the maximum compensation of the present agreement dated July 17, 2020 by \$40,000 to a new total of \$50,000 and shall extend the term for one additional year with the option to extend the term in order to complete any pending settlement or litigation. The increase in compensation shall be funded from the 2020-21 Budget of the Law Department.

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.



**City of Rochester**

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**FINANCE  
INTRODUCTORY NO.**

**75**

**Lovely A. Warren  
Mayor**

February 25, 2021

TO THE COUNCIL

Ladies and Gentlemen:

Re: Amending the Municipal Code  
Public Records

Transmitted herewith for your approval is legislation amending Chapter 18 of the Municipal Code, Public Records, to update the designation of Records Access Officer.

In an effort to streamline and make more transparent the City's Freedom of Information Law ("FOIL") response, and ensure that it comports with the Public Officers Law, the FOIL Program is moving from the Department of Communications to the Law Department. Following this move, the Director of Communications will no longer be involved in the City's FOIL Program. This transfer requires an amendment to Chapter 18 of the Municipal Code. The Mayor will appoint two (2) Municipal Attorneys in the Law Department to act as the City's Record Access Officers. The Law Department is also in the process of hiring three paralegals to support the administration of the program who will be accessible to the community to answer questions.

Respectfully submitted,

Lovely A. Warren  
Mayor



INTRODUCTORY NO.

75

Mayor #20

Ordinance No.

**Amending the Municipal Code in relation to the Freedom of Information Law program**

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

Section 1. Chapter 18 of the Municipal Code, Public Records, as amended, is hereby further amended by modifying Subsection A of Section 18-1, Access to Records, to read as follows:

- A. Two (2) Municipal Attorneys designated by the Mayor shall be the Records Access Officers ~~The Director of Communications shall be the records access officer~~ of the City of Rochester to whom requests for access to City records shall be made pursuant to the Freedom of Information Law. The Records Access Officers ~~records access officer~~ may establish procedures governing access to records in accordance with the Freedom of Information Law.

Section 2. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined



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## FINANCE INTRODUCTORY NO.

76

Lovely A. Warren  
Mayor

February 25, 2021

FINANCE 22

TO THE COUNCIL

Ladies and Gentlemen:

Re: Agreements – Auctioneer Services

Council Priority: Deficit Reduction and Long Term  
Financial Stability

Transmitted herewith for your approval is legislation authorizing agreements with Reynolds Auction Co., Inc., Palmyra, New York; Roy Teitworth Inc., Geneseo, New York; Rowe Realty, Auctions and Appraisal, Inc., Macedon, New York for auctioneer services. The term of the agreements will be for one year from April 1, 2021 to March 30, 2022, with the option for four one-year renewals.

Costs for these services will be paid either as a fee that the auction company deducts from the gross sales payable to the City based upon the final bid prices, or as a buyer's fee that is added to the final bid price and paid by the buyer to the auction company, or some combination of these two methods, as itemized at the end of this letter.

Traditionally, the City has sold surplus City equipment and materials and Police Department auto impound vehicles through live public auctions. While local live auctions continue to be a viable option where there is sufficient local demand for these items, the City is seeking to take advantage of the new model of selling surplus items over the internet. Therefore, the City solicited proposals from qualified auction services companies for five different groups of items:

<u>Group</u>	<u>Description of Items Included</u>
Group A	Live City Impound Auction
Group B	Live City Light Vehicles and Misc. Surplus
Group C	Live City Heavy Vehicles and Misc. Surplus
Group D	Internet Auctions
Group E	Police Property Clerk Items

Two local companies, who have provided local live auction services to the City for the last decade, are recommended as auctioneers for the live auctions (Groups A, B, C). One company, who is new to the City but specializes in on-line auctions, is recommended for Groups D and E. This company is also a WBE, which will enhance our MWBE goals. The agreements with these companies will provide the City with the flexibility to utilize any of these companies for auctioneer services.

It is possible that more sales will shift to internet auctions over time. However, this will depend on the City's experience with determining the right mix of live and internet auctions. This year in the midst of COVID-19 internet sales were quite lucrative for us. I think this next year will be a test to determine which method is most beneficial. Actual net revenues to the City for any given year are subject to substantial fluctuations based upon the timing of when large equipment is replaced and the impact of auto pound activity. The following is a summary of auction results for the past two years:



**FY-18-19**

Gross Sales:	\$665,830
Advertising/Other Fees:	3,998
Commissions:	<u>29,556</u>
Net Proceeds to the City:	\$632,276

**FY 19-20**

Gross Sales:	\$503,525
Advertising/Other Fees:	4,452
Commissions:	<u>34,416</u>
Net Proceeds to the City:	\$464,657

The three firms chosen to provide auctioneer services were selected through a request for proposal process that is described in the attached summary. Their fees will be generated as follows:

**Auction Company**

Reynolds Auction Co.,  
Inc.  
Reynolds Auction Co.,  
Inc.

Roy Teitsworth Inc.

Rowe Realty, Auctions  
and Appraisals, Inc.  
Rowe Realty, Auctions  
and Appraisals, Inc.

**Fee for Service**

Group A – 8.5% of Gross plus Public Notice Printing

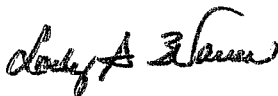
Group B - 8% of Gross plus Public Notice Printing

Group C - 10% of Gross plus 2% Buyer's Fee for internet sales

Group D - 0% of Gross plus 5% Buyer's Fee and 2.75% for credit  
card purchases

Group E - 40% of Gross

Respectfully submitted,



Lovely A. Warren  
Mayor

# INTRODUCTORY NO.

76

Finance #22

Ordinance No.

## Authorizing agreements for auctioneer services

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with Reynolds Auction Co., Inc. for the provision of auctioneer services for the disposal of surplus City equipment, materials and vehicles. The agreement shall authorize the firm to conduct the following types of auctions for the compensation specified:

- (a) Live City Impound Auction: 8.5% of gross proceeds, plus the firm's direct costs for publishing legal notice of the auction; and
- (b) Live City Auction of Light Vehicles and Miscellaneous Surplus: 8% of gross proceeds, plus the firm's direct costs for publishing legal notice of the auction.

Section 2. The Mayor is hereby authorized to enter into a professional services agreement with Roy Teitsworth, Inc. for the provision of auctioneer services for the disposal of surplus City equipment, materials and vehicles. The agreement shall authorize the firm to conduct the following type of auction for the compensation specified:

- (a) Live City Auction of Heavy Vehicles and Miscellaneous Surplus: 10% of gross proceeds, plus 2% buyer's fee for internet sales.

Section 3. The Mayor is hereby authorized to enter into an agreement with Rowe Realty and Appraisal, Inc. for the provision of auctioneer services for the disposal of surplus City equipment, materials and vehicles. The agreement shall authorize the firm to conduct the following types of auctions for the compensation specified:

- (a) Internet Auctions: 5% buyer's fee and 2.75% for credit card purchases; and
- (b) Police Property Clerk Items: 40% of gross proceeds.

Section 4. The term of each agreement authorized herein shall be one year from April 1, 2021 to March 31, 2022, with the option for up to four renewals of one year each.

Section 5. The agreements shall give the City the flexibility to allocate its auctionable property among the three companies and among the various methods of auction in the manner that the City deems best for maximizing revenue and efficiency.

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

Section 7. This ordinance shall take effect immediately.



## City of Rochester

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## FINANCE INTRODUCTORY NO.

77

Lovely A. Warren  
Mayor

TO THE COUNCIL

February 25, 2021

MAYOR 25

Ladies and Gentlemen:

Re: Agreement – Rochester Economic Development Corporation

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area: Fostering Prosperity and Opportunity

Transmitted herewith for your approval is legislation to establish agreements for Small Business and Entrepreneurship support. This legislation will:

1. Authorize an agreement with the National League of Cities (NLC) (Kathy Maness, President), headquartered in Washington, DC, for the receipt and use of \$15,000 to fund the execution of the program and to sponsor seed capital grants to aspiring entrepreneurs.
2. Amend the 2020-21 Budget of the Mayor's Office by \$15,000 to reflect the receipt and use of the grant.
3. Establish \$14,000 as maximum compensation for an agreement with the Rochester Economic Development Corporation, (Baye Muhammad, CEO), headquartered in Rochester, NY to administer the provision of seed capital grants of approximately \$600 to each of the aspiring entrepreneurs who successfully complete the FastTrac training program that REDCO will offer on behalf of the City, and to pay for facilitation of the FastTrac program. REDCO will retain \$1,000 to defray their administrative expenses in managing the budget for the program while the balance will be used for seed grants and FastTrac facilitation. The term of this agreement will be six months and will be funded by the grant funds authorized above.

The remaining \$1,000 of grant funding will be used for the purchase of program-related supplies. As an Entrepreneurial Support Organization (ESO) designated by the NLC and the Kauffman Foundation, REDCO will collaborate with the Mayor's Office to provide training to underserved aspiring entrepreneurial and small business constituents through the Kauffman FastTrac program. The FastTrac program will be administered and facilitated by sub-ESOs who have employees with training in the FastTrac Facilitators Training Program. FastTrac equips aspiring entrepreneurs with the business skills and insights, tools, resources, and peer networks necessary to start and grow successful businesses from idea to business start. This program honors the commitment of Mayor Lovely Warren for Rochester under the National League of Cities' City Innovation Ecosystems (CIE) Commitments Program, supported by the Kauffman Foundation, to accelerate the growth of Rochester entrepreneurs to address economic inequality.

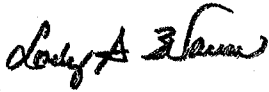




that disproportionately impacts residents with low to moderate incomes. It also furthers the goals outlined in Rochester 2034 to create entrepreneurial opportunities and support urban entrepreneurship as well as the City's Equity & Recovery Agenda (ERA).

For more information, see <https://fastrac.org>.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Lovely A. Warren', written in a cursive style.

Lovely A. Warren  
Mayor

**INTRODUCTORY NO.**

**77**

Mayor #25

Ordinance No.

**Authorizing agreements and Budget amendment relating to Small Business and Entrepreneurship Support**

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

Section 1. The Mayor is hereby authorized to enter into a grant agreement with the National League of Cities for the receipt and use of \$15,000 to fund a Small Business and Entrepreneurship Support program that includes the provision of training and seed capital grants to aspiring entrepreneurs (the Program).

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 Office of the Mayor by \$15,000 to reflect the receipt of the Program funds authorized in Section 1 herein.

Section 3. The Mayor is hereby authorized to enter into an agreement with Rochester Economic Development Corporation (REDCO) for REDCO to administer the Program. The maximum compensation for the agreement shall be \$14,000, which amount shall be funded from the 2020-21 Budget of the Office of the Mayor.

Section 4. The agreements shall each have a term of 6 months.

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

Section 6. This ordinance shall take effect immediately.



## City of Rochester

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## NEIGHBORHOOD & BUSINESS DEVELOPMENT INTRODUCTORY NO.

Lovely A. Warren  
Mayor

78

February 25, 2021

NBD13

TO THE COUNCIL

Ladies and Gentlemen:

Re: Sale of Real Estate

Council Priority: Rebuilding and Strengthening  
Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:  
Reinforcing Strong Neighborhoods

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

The first property, 477 Lyell Ave, is listed on the attached spreadsheet under the heading, I. Request for Proposal – Improved Property. This property was offered online via request for proposal. Its current use is a parking lot and it is being sold to the adjacent owner who will combine it with his primary parcel and continue the parking lot use to support his business – 1-story retail store.

The final property, 114 Rexford St, is listed on the attached spreadsheet under the heading, II. Negotiated Sale - Unbuildable Vacant Land. It is being sold for \$1.00 (as per City policy). The lot is being sold to an adjoining owner in order to resolve a title issue and will be combined with the primary parcel owned by the identified adjoining owner.

The first year projected tax revenue for these two properties, assuming full taxation, current assessed valuations and current tax rates, is estimated to be \$443.

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

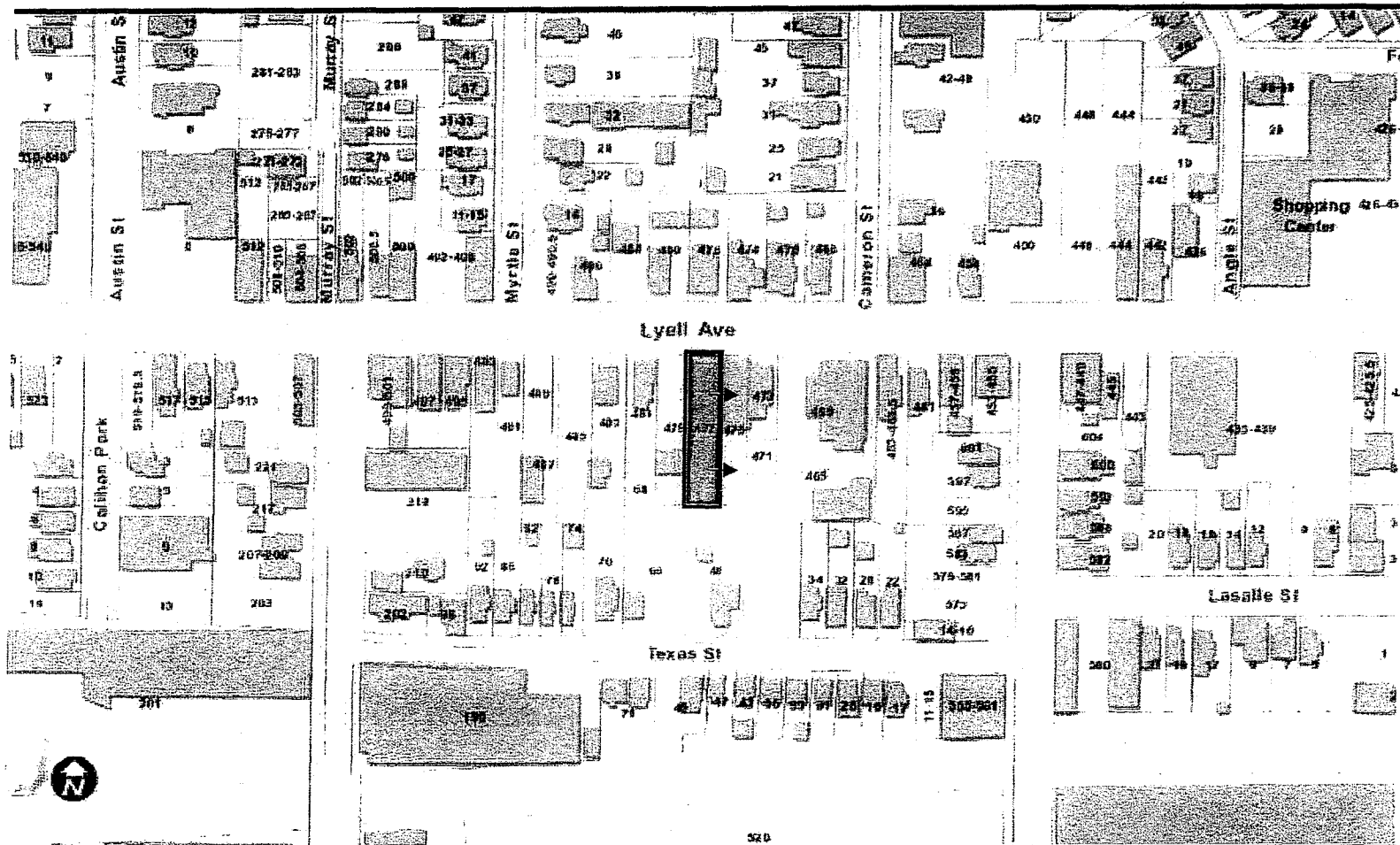


**Sales to be Presented to Council  
March 16, 2021**

NBD13

<b>I. Request for Proposal - Improved Property</b>								
<b>Address</b>	<b>SBL#</b>	<b>Lot Size</b>	<b>Use</b>	<b>Price</b>	<b>Purchaser</b>	<b>Address</b>	<b>Tax Impact</b>	<b>Zoning/ Legal/ Planning/</b>
477 Lyell Ave	105.66-3-1.003	38x 190	Parking Lot	\$ 3,000	Abdulsallam Yehia	Rochester, NY 14606	\$ 434	C-1
						<b>Subtotal</b>	<b>\$ 434</b>	
<b>II. Negotiated Sale - Unbuildable Vacant Land (&lt; 20' of frontage and/or &lt;4,000 SF lot size)</b>								
<b>Address</b>	<b>SBL#</b>	<b>Lot Size</b>	<b>Sq.Ft.</b>	<b>Price</b>	<b>Purchaser</b>	<b>Address</b>	<b>Tax Impact</b>	
114 Rexford St	091.50-1-37	1 x 115	104	\$1	Kham & Amax Saysomvang	Rochester, NY 14621	\$ 9	
						<b>Subtotal</b>	<b>\$ 9</b>	
						<b>Total Tax Impact</b>	<b>\$ 443</b>	

# 477 Lyell Ave



February 4, 2021

This map is intended for general reference only.

The City of Rochester makes no representation as to the accuracy or fitness of the data presented.

City of Rochester, NY



City of Rochester, NY  
Lovely A. Warren, Mayor



## City of Rochester

Division of Real Estate

30 Church St, Room 125-B, Rochester, NY 14614

NBD13

### DEVELOPMENT PROPOSAL OUTLINE FOR VACANT LAND

ADDRESS OF PROPERTY  
TO BE PURCHASED

477 Lyell Avenue, Rochester NY 14606

PURCHASER'S NAME

Abdulsallam Yehia

DATE

10/29/2020

PURCHASE PRICE (state the amount of your bid) \$

3000

1.) Do you currently own property that adjoins the City-owned vacant land? Yes ☒ No ☐

If you answered no to the previous question, proceed to Section 3.

If you answered yes, describe your adjoining property:

475 Lyell Avenue, Rochester NY 14606

Address:

Convenient store and Pizzeria. We carry a wide

Type of property / current use and occupancy:

Variety of groceries and non alcoholic beverages. We also serve hot foods including pizza, wings and subs.

2.) If you are an adjoining owner, do you intend to construct improvements on the City-owned vacant land? Yes ☒ No ☐

If you answered no, skip Sections 3, 4, 5, 6, and 7. Complete Sections 8 and 9.

3.) PROPOSED USE - Describe proposed use and nature of improvements to be constructed. Indicate number of units and whether they will be leased or owner-occupied. Indicate the specific uses of stores, offices, and industrial space, i.e. beauty salon, restaurant, etc.

1 Residential (No. of Units):

0

2 Commercial (Specify):

0

3. Industrial (Specify):

0

4. Parking Lot:

Planning on turning the vacant land into well lit asphalt parking lot.

5. Green Space:

6. Other:

Time required to complete construction of improvements will be Two months.

**4.) PARKING LOT PROPOSALS: SUBMISSION OF A SITE PLAN IS REQUIRED.**

Information regarding site plans can be obtained from the office of Planning and Zoning at (585) 428-7043.

For parking lot proposals, skip Section 5 and complete Sections 6, 7, 8 and 9.

**5.) NEW CONSTRUCTION:**

**FOR ALL NEW CONSTRUCTION, SUBMISSION OF A SITE PLAN IS REQUIRED.**

- Proposals for new residential construction should include a front elevation.
- Proposals for new commercial or mixed-use construction should include a façade plan.  
Façade Plan (applicable to commercial or mixed-use structures only.) - Describe in detail below the proposed street façade of the building, including:
  - a. Exterior siding materials;
  - b. Type, size and number of windows and doors;
  - c. Proposed color of exterior;
  - d. Exterior lighting plan;
  - e. Security measures, if any; and
  - f. Size, location and number of exterior signs.

**DESCRIPTION** (attach additional pages if needed) :

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- 6.) EXPERIENCE** - Describe in detail below previous experience in completing similar projects. Include references and photographs if possible. If your project will be carried out by more than one individual, describe the experience and role of each team member. Attach additional pages if needed.

I do not own any other commercial property other than 475 Lyell Ave. The vacant land is adjoining to my business. The vacant land has been a dump site and I have been keeping it clean for the past couple of years. I'm planning on hiring a paving company to turn it into a parking lot. The additional fenced parking will benefit my business and keep surrounding people from using it as a dump and drinking/drugs spot when it isn't supervised.

**7.) CONSTRUCTION COST ESTIMATE**

Please develop an itemized estimate of anticipated construction costs using the Cost Estimate Outline below (Or provide contractor/architect provided estimates):

<b><u>EXTERIOR</u></b>	<b><u>ESTIMATED COSTS</u></b>
1. Chimneys - point or rebuild	\$ 0
2. Roof - repair or replace	0
3. Cornice and trim repairs	0
4. Siding - repair or replace	0
5. Gutters & downspouts	0
6. Exterior door - repair or replace	0
7. Steps & porch repairs	0
8. Foundation wall pointing & repair	0
9. Exterior protective covering	0
10. Storms & screens	0
11. Accessory Building repairs	0
12. Service walks repairs	0
13. Driveway/Parking Lot	20000
14. Landscaping	0
15. Fence	10000
16. Other: Lighting and Lining	5000
<b>SUBTOTAL EXTERIOR:</b>	<b>\$ 35000</b>

**INTERIOR**

16. Joist or beam repairs	\$ 0
17. Wall changes	0
18. Wall & ceiling treatments	0
19. Electric	0
20. Heating	0
21. Plumbing	0
22. Window repairs	0
23. Door repairs	0
24. Stairways & railings	0
25. Insulation - attic/sidewall	0
26. Kitchen cabinets & counters	0
27. Floor repairs	0
28. Cellar enclosures	0
29. Other: _____	0
<b>SUBTOTAL INTERIOR:</b>	<b>\$ 0.00</b>
<b>TOTAL ESTIMATED COSTS:</b>	<b>\$ 0.00</b>
<b>PURCHASE PRICE:</b>	<b>\$ 0.00</b>
<b>TOTAL EXPENDITURE:</b>	<b>\$ 0.00</b>

Square foot of Building: 1 \_\_\_\_\_ Cost per sq. ft. \$ 0.00  
 Number of Units: 1 \_\_\_\_\_ Cost per unit \$ 0.00

**Name source of estimates:**

**Architect:** \_\_\_\_\_

**Contractor:** New York Unlimited Enterprises LLC \_\_\_\_\_



**8.) FINANCING - SOURCE OF FUNDS**

<b>A. Personal Funds</b>	40000
(you must provide verification, i.e. bank statements, etc.)	\$ _____
<b>B. Bank Financing</b> (Letter of Interest from bank must be included if your proposal relies on bank financing.)	0
	\$ _____
<b>*TOTAL</b>	\$ 0.00
	_____

**\*Total amount of financing must be greater than or equal to bid price plus development / construction cost as set forth in Section 7. Adjoining owners must demonstrate proof of funds for bid price only.**

**9.) CONTINGENCIES (indicate which, if any, contingencies apply to your proposal.)****A.. Combination**

Upon acquiring ownership of the City-owned vacant land that is the subject of this proposal, I agree to combine the land with my adjoining property. (Note: this contingency is required for purchasers are owners of adjoining property.)

**B. Zoning** Yes ☒ No ☐  
 Reason for contingency Adjoining Property to my property

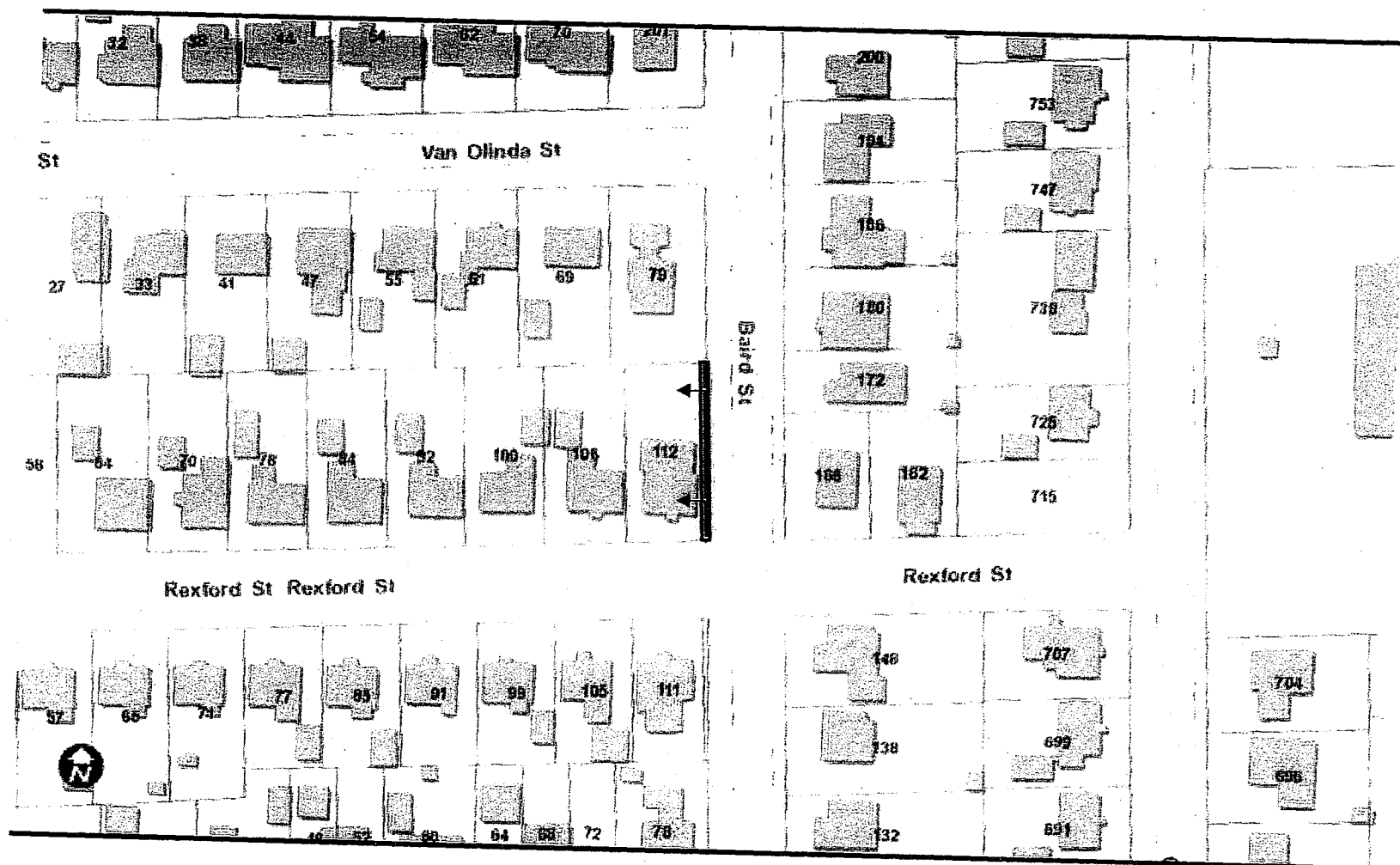
**C. Financing** Yes ☐ No ☒  
 Time required to obtain loan commitment \_\_\_\_\_

**D. Other** \_\_\_\_\_

DATE 10/29/2020

SIGNATURE(S) 

# 114 Rexford St



February 4, 2021

*This map is intended for general reference only.*

*The City of Rochester makes no representation as to the accuracy or fitness of the data presented.*

City of Rochester, NY



City of Rochester, NY  
Lovely A. Warren, Mayor

**RESIDENTIAL UNBUILDABLE LOT ANALYSIS**Address of Lot: 144 Rexford StSBL#: 091.50-1-37Date 2/4/21 Initials: dpBased on criteria below: This is an Un-Buildable Lot ☒

ITEM	YES	NO
Is the lot in an environmentally sensitive area where construction is prohibited?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Is the lot landlocked and less than 4,000 sq. ft.?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Does the lot have severe topographical characteristics that hinder development?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Are utilities inaccessible for future development?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Is the lot encumbered with major easements which prohibit development?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
The property has been reviewed to ensure that it does not adjoin a City-owned parcel with which it could be combined to create a development site	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Is residentially zoned and has a frontage of less than 40' or a depth of less than 100'	<input checked="" type="checkbox"/>	<input type="checkbox"/>
TOTAL	<div>1</div>	

If the answer to any of the above questions is "Yes", the parcel is considered unbuildable.

4/25/2018

**INTRODUCTORY NO.****78**

NBD #13

Ordinance No.

**Authorizing the sale of real estate**

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

Section 1. The Council hereby approves the negotiated sale with proposal of the following parcel of land improved with a parking lot:

Address	SBL#	Lot Size	Use	Price	Purchaser
477 Lyell Ave	105.66-3-1.003	38 x 190	Parking Lot	\$3,000	Abdulsallam Yehia

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

Address	SBL#	Lot Size	Sq. Ft.	Purchaser
114 Rexford St	091.50-1-37	1 x 115	104	Kham & Amax Saysomvang

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.



**Rochester Urban Renewal Agency**

City Hall Room 223B  
30 Church Street  
Rochester, New York  
14614-1290

Gary Kirkmire  
Secretary

**NEIGHBORHOOD &  
BUSINESS DEVELOPMENT  
INTRODUCTORY NO.**

**URA-3**

February 25, 2021

NBD14

TO THE RURA:

Ladies and Gentlemen:

Re: RURA Budget, Performance Measures and  
Report

Transmitted herewith for your approval is legislation approving the Rochester Urban Renewal Agency 2021-22 annual budget, performance measures for 2021, and performance measures report for 2020. These actions are required of the RURA by New York State. As such, the following documents are attached for your review and approval:

- 2021-22 Annual Budget
- Performance Measures for 2021
- Performance Measures Report for 2020

Respectfully submitted,

Gary Kirkmire  
Secretary



## Rochester Urban Renewal Agency

	Prior Year Actual (19/20)	Current Year Estimate (20/21)	Budget (21/22)	Budget (22/23)	Budget (23/24)	Budget (24/25)	Budget (25/26)
<b><u>Operating Revenues</u></b>							
Charges for services							
Rental & financing income							
Other operating revenues							
<b><u>Nonoperating Revenues</u></b>							
Investment earnings	\$0	0	0	0	0	0	0
State subsidies/grants							
Federal subsidies/grants							
Municipal subsidies/grants							
Public authority subsidies							
Other nonoperating revenues	\$0	0	0	0	0	0	0
<b>Total Revenue Sources</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b><u>Operating Expenses</u></b>							
Salaries and wages							
Other employee benefits							
Professional services contracts							
Supplies and materials							
Depreciation & amortization							
Other operating expenses							
<b><u>Nonoperating Expenses</u></b>							
Interest and other financing charges							
Subsidies to other public authorities							
Urban Renewal activities	\$0						
Other nonoperating expenses	\$0	376,710	277,550	50,000	50,000	50,000	50,000
<b>Total Expenses</b>	<b>\$0</b>	<b>\$376,710</b>	<b>\$277,550</b>	<b>\$50,000</b>	<b>\$50,000</b>	<b>\$50,000</b>	<b>\$50,000</b>
<b>Income (Loss) Before Contributions</b>	<b>\$0</b>	<b>-\$376,710</b>	<b>-\$277,550</b>	<b>-\$50,000</b>	<b>-\$50,000</b>	<b>-\$50,000</b>	<b>-\$50,000</b>
<b>Capital Contributions</b>							
<b>Excess (deficiency) of revenues and capital contributions over expenditures</b>	<b>\$0</b>	<b>-\$376,710</b>	<b>-\$277,550</b>	<b>-\$50,000</b>	<b>-\$50,000</b>	<b>-\$50,000</b>	<b>-\$50,000</b>

## ROCHESTER URBAN RENEWAL AGENCY

PERFORMANCE MEASURES REPORT FOR 2020

## 1. Marketview Heights Urban Renewal District:

**Planned** - Review viability of two (2) proposed implementation activities – RFP for acquisition/relocation consultant, and affordable housing development – based on available funding, revision of URD Plan assumptions, and changes within neighborhood and market. Continue work with neighborhood stakeholders and targeted implementation activities including land assembly, assessment and acquisition of demolition/rehabilitation properties.

**Actual** - The City worked on action items outlined in the Marketview Heights Urban Renewal District (URD) Plan, with a focus on the acquisition and demolition of properties, the development of affordable rental and owner-occupied housing, and continued engagement with the Marketview Heights Collective Action Project (CAP). The City continued to work with the CAP to refine and implement the URD plan action items towards developing housing options and removing blight.

## 2. Midtown Urban Renewal District:

**Planned** – Begin conceptual planning for a downtown gathering space at Parcel 5.

**Actual** – The future use of Parcel 5 is still under review and the remaining development parcel in the Midtown Urban Renewal District will be developed at a later time as a function of supply and demand within the market.

**Planned** – Developer to begin construction of Parcel 2 in spring 2020.

**Actual** - Buckingham commenced construction of a five-story mixed-use building on Parcel 2 for a headquarter building for Butler Till as well as a number of residential apartments.

## 3. Dewey Driving Park Urban Renewal District:

**Planned** - Continue outreach efforts for marketing Dewey-Driving Park Targeted Commercial Exterior Façade Program.

**Actual** - One grant was approved but was not closed. No other new projects were completed during this reporting period.

## 4. Bull's Head Urban Renewal Area:

**Planned** - The subsequent stage of the Bull's Head urban renewal plan is anticipated to be completed and approved in 2020.

**Actual** – The City completed all but two acquisitions for subsequent redevelopment and issued a developer RFQ.

## 5. Cascade Urban Renewal District:

**Planned** - One remaining new townhome to be completed with CofO in 2020.

**Actual** – Construction of the final North Plymouth Terrace townhome was completed. Project is completed.

ROCHESTER URBAN RENEWAL AGENCY

PERFORMANCE MEASURES FOR 2021

1. Marketview Heights Urban Renewal District:

Planned – Continue action items pursuant to the Marketview Heights Urban Renewal District (URD) Plan including completing appraisals for property acquisitions, acquisition of properties, relocation of occupants, demolition of structures, and hiring an acquisition/relocation specialist to assist with maintaining compliance with the uniform relocation act. The City will also continue to engage with the Marketview Heights Collective Action Project (CAP) and the Marketview Heights Association towards developing neighborhood housing options including a focus on owner occupancy.

2. Midtown Urban Renewal District:

Planned – Continue planning for future land use at Parcel 5.

Planned – Developer to complete construction of Parcel 2 in 2021.

3. Dewey Driving Park Urban Renewal District:

Planned - Continue outreach efforts for marketing Dewey-Driving Park Targeted Commercial Exterior Façade Program.

4. Bull's Head Urban Renewal Area:

Planned – Select a developer for new mixed-use development at Bull's Head. Complete remaining two acquisitions for land assembly for future redevelopment. Complete the Bull's Head Urban Renewal District zoning and preliminary design of public improvements with input from a selected developer. Identify state and federal funding sources to implement public improvements to accommodate new development.



**INTRODUCTORY NO.**

**URA-3**

NBD #14

Resolution No. URA-

**Resolution approving the Rochester Urban Renewal Agency 2021-22 Annual Budget, Performance Measures for 2021, and Performance Measures Report for 2020**

BE IT RESOLVED, by the Rochester Urban Renewal Agency as follows:

Section 1. The Agency hereby approves the 2021-22 Annual Budget, the Performance Measures for 2021, and the Performance Measures Report for 2020 of the Rochester Urban Renewal Agency as submitted by the Secretary, and authorizes their submission to the State of New York.

Section 2. This resolution shall take effect immediately.



**City of Rochester**

City Hall Room 308A, 30 Church Street  
Rochester, New York 14614-1290  
www.cityofrochester.gov

**NEIGHBORHOOD &  
BUSINESS DEVELOPMENT  
INTRODUCTORY NO.**

Lovely A. Warren  
Mayor

79

February 25, 2021

NBD24

TO THE COUNCIL

Ladies and Gentlemen:

Re: Agreement – HR&A Advisors, Inc. – Housing  
Trust Fund (HTF) Planning and Design Services

Council Priority: Rebuilding and Strengthening  
Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:  
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation establishing \$150,000 as maximum compensation for an agreement with HR&A Advisors, Inc. (CEO: Eric Rothman, 99 Hudson Street 3<sup>rd</sup> Floor, New York, NY) for Housing Trust Fund (HTF) planning and design services. The cost of the agreement will be funded by a portion of the New York State Anti-Displacement Learning Network (ADLN) grant funds received from Enterprise Community Partners, Inc. that was authorized in January 2021 via Ordinance No. 2021-8. The term of the agreement will be one year, with an option to extend for an additional six-month period.

The main focus of the ADLN grant is to research and create the framework for a local HTF. HR&A Advisors, Inc. (with Highland Planning as a sub-consultant on their team) will conduct a needs assessment to inform the potential activities and target populations to be served by an HTF; a revenue study to assess and recommend the best potential sources to sustainably and adequately fund an HTF; research and analysis to develop a formal HTF Proposal with recommendations for effective programs, governance, and administration of a local HTF; and community and stakeholder engagement to inform HTF planning and development.

An RFP for *Housing Trust Fund (HTF) Planning and Design Services* was issued on January 8, 2021. HR&A Advisors, Inc. (with Highland Planning) was identified as the recommended consultant through the process described in the attached Vendor Selection Form. The selection committee included City staff from Housing, Law/Policy, and Planning, as well as ADLN team representatives from Catholic Family Center, the City-Wide Tenant Union of Rochester, and the Anthony L. Jordan Health Corporation.

Respectfully submitted,

Lovely A. Warren  
Mayor



## Vendor / Consultant Selection Process Summary

Department: NBD

Project / Service Title: Authorizing a Professional Services Agreement for Housing Trust Fund (HTF)  
Planning and Design Services

Consultant Selected: HR&A Advisors, Inc. (with Highland Planning)

Method of selection: X Request for Proposal [Complete 1-7]  
       Request for Qualifications [Complete 1-7]  
       From the NY State Department of Transportation list of pre-approved regional engineering firms [Complete 4-7]

1. Date RFP / RFQ issued January 8, 2021

2. The RFP / RFQ was also sent directly to: BAE Urban Economics, Bergmann, Camoin Associates, CGR, Community Development Advisors, czb, EDR, Hester Street, Highland Planning, Interface Studio, LaBella, Mullin & Lonergan, RCLCO, RKG Associates, Strategic Community Investment, as well as all the firms on the NYS Dept. of Homes and Community Renewal's Pre-Qualified Market Analysts list and all the firms listed on the Opportunity Finance Network's CDFI Industry Consultant list. It was also posted on websites for the following organizations: City of Rochester, American Planning Association (APA), Upstate NY Chapter of the APA, and the NYS Contract Reporter.

3. Proposals were received from

FIRM

Asakura Robinson

Center for Governmental Research (CGR)

HR&A Advisors, Inc.

City/ST

Houston, TX

Rochester, NY

New York, NY

4. Evaluation criteria

Below are review criteria, bonus points, and the final score for the top scoring proposal received:

<i>Proposal Review Criteria</i>	<i>Possible Points</i>	<i>HR&amp;A Advisors, Inc. (with Highland Planning)</i>
Proposal Quality	3.5	3.0
Value	2.5	2.1
Relevant Experience	2.0	1.7
References	2.0	1.8
<b>SUBTOTAL</b>	<b>10.0</b>	<b>8.5</b>
<i>Potential Bonus Points</i>		
City Business	1.0	0.5 (sub, Highland Planning, is a City Business)
Prime is MWBE	1.0	0.0
Prime uses 10-20% MWBE subs	0.5	0.0
Prime uses >20% MWBE subs	1.0	1.0 (sub, Highland Planning, is WBE, has 36% of the proposed labor hou.
Workforce goals: M(20%) & W (6.9%)	1.0	1.0 (total proposed labor hours are 20% M and 36% W)
<b>BONUS POINT SUBTOTAL</b>	<b>4.5</b>	<b>2.5</b>
<b>TOTAL POINTS</b>	<b>14.5</b>	<b>11.0</b>

**TOTAL POINTS RECEIVED by HR&A Advisors (with Highland Planning): 8.5 + 2.5 = 11**

**5. Review team included staff from:** NBD/Housing (2); Law Department (1); Mayor's Office/Planning (1); Catholic Family Center (1); City-Wide Tenant Union of Rochester (1); Anthony L. Jordan Health Corporation (1)

**6. Additional considerations/explanations:** Interviews with two finalist consultant teams were conducted on February 16, 2021 (*Center for Governmental Research, with Highland Planning*) and February 17, 2021 (*HR&A Advisors, Inc. with Highland Planning*). Performance at these interviews was used in combination with the review and scoring of RFP proposals to select the recommended consultant team for this project. HR&A Advisors, Inc. has worked with multiple communities across the country to help them design, launch, and operate their Housing Trust Funds (HTF). They have the most direct and relevant experience working on HTF development of any of the firms who submitted proposals to the RFP.

**7. MWBE Officer has reviewed the recommended firm's proposal for MWBE and Workforce goals.** MWBE Officer Initials: *Jim* Date: *2/18/2021*

Form date 2/25/21

**INTRODUCTORY NO.**

**79**

NBD #24

Ordinance No.

**Authorizing an agreement for Housing Trust Fund planning and design services**

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with HR&A Advisors, Inc. for Housing Trust Fund planning and design services. The maximum compensation for the agreement shall be \$150,000, which shall be funded by New York State Anti-Displacement Learning Network grant funds authorized by Ordinance No. 2021-8. The term of the agreement shall be one year with the option to extend for an additional six-month period.

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.

PARKS & PUBLIC WORKS  
INTRODUCTORY NO.



City of Rochester

City Hall Room 308A, 30 Church Street  
Rochester, New York 14614-1290  
www.cityofrochester.gov

Lovely A. Warren  
Mayor

73

February 25, 2021

TO THE COUNCIL

Ladies and Gentlemen:

Re: Municipal Code Changes Related to Electric  
Bicycles, Electric Scooters, In-line Skating, and  
Skateboarding

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 amending the Municipal Code to include regulations for electric bicycles and electric scooters and to update the regulations for in-line skating and skateboarding.

The New York State Fiscal Year 2021 enacted budget included legislation that legalized electric bicycles and electric scooters and incorporated regulations for how they may be operated on public roadways through amendments to the State Vehicle and Traffic Law. This legislation will include local regulations for these modes of transportation in our Municipal Code that build on the State regulations.

In August 2020 via Ordinance No. 2020-268, the City was authorized to enter into an agreement with CycleHop, LLC dba HOPR to develop, install, operate, and maintain a shared mobility system that includes bicycles, electric bicycles, and electric scooters. It is anticipated that the system will launch later this spring. The amendments to the Municipal Code will regulate the use of the electric bicycles and electric scooters rented through the share system as well as individuals who are using their own personal electric bicycles and electric scooters. Putting these regulations in place prior to the launch of the share system will allow time for the City to work with local organizations and HOPR on community outreach to share the rules for riding so people are aware before they rent an electric bicycle or electric scooter from the system.

In addition, the legislation will amend the regulations related to in-line skating and skateboarding. With the opening of the Roc City Skatepark there was a need to clarify and update the regulations included in the Municipal Code. The legislation will also bring regulations regarding these various modes of active transportation into one chapter of the Municipal Code to make it easier to access and understand the regulations.

Stakeholder meetings were held with community members and local organizations that work on transportation, bicycling, and skateboarding to review the proposed regulations, and feedback received was incorporated into the legislation.

Respectfully submitted,

A handwritten signature in blue ink that reads "Lovely A. Warren".

Lovely A. Warren  
Mayor



# INTRODUCTORY NO.

73

Mayor #18

Ordinance No.

## **Amending the Municipal Code with respect to operating electric bicycles, electric scooters, in-line skates and skateboards**

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

Section 1. Chapter 34 of the Municipal Code, Bicycles, as amended, is hereby further amended to:

- a. Revise the title of Chapter 34 to read as follows:

Bicycles, Electric Bicycles, Electric Scooters, In-Line Skates and Skateboards

- b. Revise Section 34-1, Definitions, to remove the definition of Central Traffic District and to add definitions for Center City District, electric bicycle, electric scooter, in-line skate, Roc City Skatepark, and skateboard to read as follows:

### CENTRAL TRAFFIC DISTRICT

~~The area bounded by the Inner Loop, North Union Street, South Union Street, Howell Street and Interstate 490, but shall exclude the Inner Loop, Interstate 490 and their respective frontages.~~

### CENTER CITY DISTRICT

Center City District as established pursuant to Chapter 120 of the Municipal Code, Zoning.

### ELECTRIC BICYCLE

A bicycle which is no more than 36 inches wide, has an electric motor of less than 750 watts that ceases or is not capable of providing additional power assistance when such bicycle reaches a speed of 20 miles per hour, is equipped with operable pedals, and qualifies to be operated on public roadways as a class one or class two "bicycle with electric assist" as defined and regulated in the New York State Vehicle and Traffic Law.

### ELECTRIC SCOOTER

A wheeled device weighing less than 100 pounds that has handlebars and a floorboard or a seat that can be stood or sat upon while operating, can be powered by an electric motor and/or human power, has a maximum speed of no more than 20 miles per hour on a paved level surface when powered solely by the electric motor, and qualifies to be operated on public roadways as an "electric scooter" as defined and regulated in the New York State Vehicle and Traffic Law.

### IN-LINE SKATE

A device consisting of a frame or shoe that is intended to be secured to a person's foot, with either a pair of small wheels near the toe and another pair at the heel or a series of wheels in a row mounted or permanently attached to the frame or shoe, for skating or gliding by means of human power, including but not limited to devices referred to as in-line skates, rollerblades, roller skates, quad skates, and skate shoes.

#### ROC CITY SKATEPARK

An outdoor area located under the Frederick Douglass-Susan B. Anthony Memorial Bridge adjacent to the Genesee Riverway Trail near South Avenue having structures and surfaces purpose built for skateboarding. The definition and regulation of Roc City Skatepark in this Chapter shall not be construed as the designation of a park pursuant to Chapter 79 of the Municipal Code, nor is it to be construed as having otherwise dedicated the area as parkland unless the area is explicitly dedicated as such by City Council.

#### SKATEBOARD

A device consisting of a platform having a pair of small wheels near the front and another pair at the rear mounted or permanently attached to the platform, for skating or gliding by means of human power.

- c. Revise the title of Section 34-2, (Reserved), and insert text to read as follows:

~~(Reserved)~~ Bicycles and electric bicycles

A. Bicycle riding rules for persons 12 years of age or under. Unless accompanied by a rider over 18 years of age, children 12 years of age or under shall ride bicycles on the sidewalk, cycle track, Genesee Riverway Trail or other multi-use trail.

B. Bicycle riding rules for persons over age 12. Persons over 12 years of age shall ride a bicycle either on a usable bike lane or cycle track or, if a usable bike lane or cycle track has not been provided, near the right-hand curb or edge of the roadway or upon a usable right-hand shoulder. Riding should be in such a manner as to prevent undue interference with the flow of traffic, except when preparing for a left turn or when reasonably necessary to avoid conditions that would make it unsafe to continue along the bike lane, cycle track or right-hand curb or edge of the roadway. Conditions to be taken into consideration as potentially unsafe include, but are not limited to, fixed or moving objects, motor vehicles, pedestrians, bicyclists, in-line skaters, skateboarders, animals or surface hazards.



Within the Center City District, persons over 12 years of age shall not ride a bicycle on the sidewalk except where the sidewalk is identified as part of the Genesee Riverway Trail or other multi-use trail system, or if riding with a child 12 years old or under, or if reasonably necessary to avoid unsafe conditions in a bike lane, cycle track or roadway. Outside of the Center City District, persons over 12 years of age may ride bicycles upon the sidewalk, Genesee Riverway Trail or any multi-use trail.

C. Permissible ages and places for operating electric bicycles. No person less than 16 years of age shall operate an electric bicycle. Electric bicycles may be operated on streets within the City of Rochester with a posted speed limit of 35 miles per hour or less. Persons 16 years of age or older shall operate an electric bicycle either on a usable bike lane or cycle track or, if a usable bike lane or cycle track has not been provided, near the right-hand curb or edge of the roadway or upon a usable right-hand shoulder. Riding should be in such a manner as to prevent undue interference with the flow of traffic except when preparing for a left turn or when reasonably necessary to avoid conditions that would make it unsafe to continue along the bike lane, cycle track or right-hand curb or edge of the roadway. Conditions to be taken into consideration as potentially unsafe include, but are not limited to, fixed or moving objects, motor vehicles, pedestrians, bicyclists, in-line skaters, skateboarders, animals or surface hazards.

Within the Center City District, no person shall operate an electric bicycle on the sidewalk except where the sidewalk is identified as part of the Genesee Riverway Trail or other multi-use trail system, or if riding with a child 12 years old or under, or if reasonably necessary to avoid unsafe conditions in a bike lane, cycle track or roadway. Outside of the Center City District, persons 16 years of age or older may operate electric bicycles upon the sidewalk, Genesee Riverway Trail or any multi-use trail. Any persons operating electric bicycles on the sidewalk shall ride single file.

D. Yield to pedestrians. The operator of a bicycle or electric bicycle shall yield the right-of-way to pedestrians.

E. Speed limit for electric bicycles. No person shall operate an electric bicycle at a speed greater than 20 miles per hour.

F. Passengers and towing. No bicycle or electric bicycle shall be used to carry more persons at one time than the number for which it is designed and equipped. The operators of bicycles and electric bicycles shall not pull another person on in-line skates, a skateboard or similar device and shall not pull or tow a sled, wagon or other item unless by

the use of a bicycle trailer, trailing bicycle or other device designed and intended to be connected to a bicycle for that purpose.

G. Parking on sidewalks. Bicycles and electric bicycles shall be parked at bike racks where available. No person shall park or leave a bicycle or electric bicycle in a manner that interferes with the free passage of pedestrians on a sidewalk or that blocks handicap accessible ramps or curb access.

H. Police and other officials. Restrictions on where bicycles and electric bicycles may be operated, parked or placed shall not apply to police officers, City personnel and designated government officials in the performance of their duties.

I. Additional provisions. Further rules regarding the operation of bicycles and electric bicycles are included in Article 34 of Title 7 of the New York State Vehicle and Traffic Law.

- d. Revise the title of Section 34-3, (Reserved), and insert text to read as follows:

~~(Reserved)~~ Electric scooters

A. Permissible ages and places for operating electric scooters. No person less than 16 years of age shall operate or ride as a passenger upon an electric scooter, and no person 16 years of age or older shall allow any person less than 16 years of age to operate or ride as a passenger upon an electric scooter. Electric scooters may be operated on streets within the City of Rochester with a posted speed limit of 35 miles per hour or less. Persons 16 years of age or older shall operate an electric scooter either on a usable bike lane or cycle track or, if a usable bike lane or cycle track has not been provided, near the right-hand curb or edge of the roadway or upon a usable right-hand shoulder. Riding should be in such a manner as to prevent undue interference with the flow of traffic except when preparing for a left turn or when reasonably necessary to avoid conditions that would make it unsafe to continue along the bike lane, cycle track or right-hand curb or edge of the roadway. Conditions to be taken into consideration as potentially unsafe include, but are not limited to, fixed or moving objects, motor vehicles, pedestrians, bicyclists, in-line skaters, skateboarders, animals or surface hazards.

Within the Center City District, no person may operate an electric scooter on the sidewalk except where the sidewalk is identified as part of the Genesee Riverway Trail or other multi-use trail system or if reasonably necessary to avoid unsafe conditions in a bike lane, cycle track or roadway. Outside of the Center City District, persons 16 years of age or older may operate electric scooters upon the sidewalk.

Genesee Riverway Trail or any multi-use trail. Any persons operating electric scooters on the sidewalk shall ride single file.

B. Yield to pedestrians. The operator of an electric scooter shall yield the right-of-way to pedestrians.

C. Speed limit. No person shall operate an electric scooter at a speed greater than 15 miles per hour.

D. Passengers and towing. No electric scooter shall be used to carry more than one person at one time. A person operating an electric scooter shall not carry any person as a passenger in a pack fastened to the operator or to the scooter and shall not pull or tow any separate device.

E. Parking on sidewalks. Electric scooters shall be parked in designated scooter parking areas or at bike racks where available. No person shall park or leave an electric scooter in a manner that interferes with the free passage of pedestrians on a sidewalk or that blocks handicap accessible ramps or curb access.

F. Police and other officials. Restrictions on where electric scooters may be operated, parked or placed shall not apply to police officers, City personnel and designated government officials in the performance of their duties.

G. Additional provisions. Further rules regarding the operation of electric scooters are included in Article 34-D of Title 7 of the New York State Vehicle and Traffic Law.

- e. Revise the title of Section 34-4, (Reserved), and insert text to read as follows:

~~(Reserved)~~ In-line skating and skateboarding

A. In-line skating and skateboarding rules for persons 12 years of age or under. Unless accompanied by a person over 18 years of age, children 12 years of age or under shall skate or skateboard on the sidewalk, cycle track, Genesee Riverway Trail or other multi-use trail.

B. In-line skating and skateboarding rules for persons over age 12. Persons over 12 years of age shall skate or skateboard either on a usable bike lane or cycle track or, if a usable bike lane or cycle track has not been provided, near the right-hand curb or edge of the roadway or upon a usable right-hand shoulder in such a manner as to prevent undue interference with the flow of traffic. Persons over 12 years of age may skate or skateboard upon the sidewalk, Genesee Riverway Trail or any multi-use trail.

C. Prohibited areas for in-line skating and skateboarding. In-line skating and skateboarding are prohibited in the following areas:

- (1) In parks within the Center City District, not including Roc City Skatepark.
- (2) In the Liberty Pole area bordered by the east facade of the Sibley Building, East Main Street and Franklin Street.
- (3) On the ramps, steps and plaza in front of and adjacent to the Rochester Riverside Convention Center.
- (4) In the parking garages designated in §111-118 of the Municipal Code, as well as all entrances thereto.
- (5) On the Inner Loop and its frontage.
- (6) On interstate highways.

The Commissioner of the Department of Recreation and Human Services shall have the authority to designate additional prohibited areas on City recreation center properties and City-operated parks and open spaces. The Commissioner of the Department of Environmental Services shall have the authority to designate additional prohibited areas within the public right-of-way and within other City-owned properties other than recreation centers, parks and open spaces. Such designated prohibited areas shall be marked with signage.

D. Yield to pedestrians. Persons skating or skateboarding shall yield the right-of-way to pedestrians.

E. Additional provisions. Further rules regarding the operation of in-line skates and skateboards are included in Article 34 of Title 7 of the New York State Vehicle and Traffic Law.

F. Roc City Skatepark. The Commissioner of the Department of Recreation and Human Services shall establish, and amend as needed, rules for the Roc City Skatepark, and such rules shall be posted at the park and on the City of Rochester website.

- f. Delete Section 34-6, Regulations, in its entirety.

Section 2. Chapter 104 of the Municipal Code, Streets and Street Encroachments, as amended, is hereby further amended by deleting Section 104-6, Roller-skating and skateboarding, in its entirety.

Section 3. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underline





## City of Rochester

City Hall Room 308A, 30 Church Street  
Rochester, New York 14614-1290  
www.cityofrochester.gov

## PARKS & PUBLIC WORKS INTRODUCTORY NO.

80, 81, 82

Lovely A. Warren  
Mayor

DES01

February 25, 2021

### TO THE COUNCIL

Ladies and Gentlemen:

Re: 2021 Milling & Resurfacing Project - Child Street  
(I-490 to Lyell Avenue), Dewey Avenue (Emerson  
Street to Driving Park Avenue) and Glide Street  
(Buffalo Road to Lyell Avenue)

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area:  
Sustaining Green and Active System

Transmitted herewith for your approval is legislation related to 2021 Milling & Resurfacing Project.  
This legislation will:

1. Authorize the issuance of bonds totaling \$1,172,000 and the appropriation of the proceeds thereof to partially finance a portion of the construction and RPR Services for the project; and,
2. Authorize the issuance of water bonds totaling \$119,000 and the appropriation of the proceeds thereof to finance the water portion of construction and RPR services for the project; and,
3. Establish \$300,000 as maximum compensation for a professional services agreement with Popli, Architecture + Engineering & LS, D.P.C. (Om P. Popli, CEO, 555 Penbrooke Drive, Penfield, New York) for Resident Project Representation (RPR) services. The cost of the agreement will be funded from the sources outlined in the chart on the following page.

The project includes pavement milling and resurfacing, curb ramp upgrades, spot curb and hazardous sidewalk replacement, pavement markings, and adjustment and repair of manholes, receiving basins, and water valve castings. These improvements will enhance the surface drainage and riding quality of the roadway, improve handicap accessibility, and expand the useful life of the pavement structure.

The Project was designed by the City of Rochester Bureau of Architecture and Engineering – Street Design Division.

Popli, Architecture + Engineering & LS, D.P.C. was selected for RPR Services through a Request for Proposal process, which is described in the attached summary.

Bids for construction were received on December 22, 2020. The apparent low bid of \$1,794,700.00 was submitted by Villager Construction, Inc. (Timothy O. Lawless, President, 425 Old Macedon Center Road, Fairport, New York).



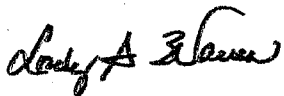
The project will be funded as follows:

Source of Funds	CSX	Construction	RPR	Contingency	Total
DASNY grant appropriated Ordinance No. 2015-120	0	677,474.72	0	35,000	\$712,474.72
Bonds authorized herein	0	823,196.15	284,100	64,703.85	\$1,172,000
Water bonds authorized herein	0	97,838.80	15,900	5,261.20	\$119,000
Pure Waters Reimbursement authorized Ordinance No. 2020-360	0	188,797.61	0	28,202.39	\$217,000
2016-17 Cash Capital	25,000	0	0	0	\$25,000
2019-20 Cash Capital	0	7,392.72	0	1,107.28	\$8,500
Total	\$25,000	\$1,794,700	\$300,000	\$134,274.72	\$2,253,974.72

Construction is anticipated to begin in spring 2021 with substantial completion in fall 2021. The project will result in the creation and/or retention of the equivalent of 24.5 full-time jobs.

The agreement shall have a term of three (3) months after completion of the two-year guarantee of the project.

Respectfully submitted,



Lovely A. Warren  
Mayor

## Vendor / Consultant Selection Process Summary

**Department** ENVIRONMENTAL SERVICES  
**Project / Service Title:** 2021 MILLING & RESURFACING (CHILD, DEWEY, GLIDE)  
**Consultant Selected:** POPLI DESIGN GROUP  
**Method of selection:** X Request for Proposal [Complete 1-7]  
\_\_\_\_\_ Request for Qualifications [Complete 1-7]  
\_\_\_\_\_ From the NY State Department of Transportation list of pre-approved regional engineering firms [Complete 4-7]

**1. Date RFP / RFQ issued:** DECEMBER 1, 2020

**2. The RFP / RFQ was sent directly to:**

Arcadis	Rochester, NY 14604
Barton & Loguidice, DPC	Rochester, NY 14614
Bergmann Associates	Rochester, NY 14604
C&S Companies	Rochester, NY 14614
CHA Consulting, Inc.	Rochester, NY 14614
Clark Patterson Lee	Rochester, NY 14604
Erdman Anthony	Rochester, NY 14620
Fisher Associates	Rochester, NY 14607
Greenman-Pedersen, Inc.	Rochester, NY 14604
Hunt Engineers, DPC	Rochester, NY 14614
LaBella Associates, DPC	Rochester, NY 14614
LaLand Baptiste, LLC	Rochester, NY 14614
Joseph C. Lu Engineers, PC	Rochester, NY 14604
Passero Associates	Rochester, NY 14614
Pathfinder Engineers & Architects, LLP	Rochester, NY 14608
Popli Design Group	Penfield, NY 14526
Prudent Engineering, LLP	Rochester, NY 14614
Ravi Engineering & LS, PC	Rochester, NY 14618
Stantec Consulting	Rochester, NY 14614
TY Lin International	Rochester, NY 14604
Vanguard Engineering, PC	Rochester, NY 14608

**3. Proposals were received from:**

Erdman Anthony	Rochester, NY 14620
Greenman-Pedersen, Inc.	Rochester, NY 14604
LaBella Associates, DPC	Rochester, NY 14614 (late / not reviewed)
Passero Associates	Rochester, NY 14614
Popli Design Group	Penfield, NY 14526
Stantec Consulting	Rochester, NY 14614
TY Lin International	Rochester, NY 14604

#### 4. Evaluation criteria

<u>Criteria</u>	<u>Weighting Points possible</u>	<u>Points received by FIRM</u>
Team Qualifications	50.00	30.55
Firm Performance	50.00	35.95
SUBTOTAL (TT)	100	66.50

#### Bonus Points

City business: 10% of total	0.00
Prime is an MWBE: 10% of total	6.65
Prime uses 10% - 20% MWBE subs	00.0
Prime uses 20%+ MWBE subs	6.65
<u>Workforce goals for M &amp; W met</u>	<u>6.65</u>
BONUS POINTS SUBTOTAL (BP)	19.95

<b>TOTAL POINTS RECEIVED by the Firm: TT + BP = 86.45</b>
---

5. Review team included staff from: DES/Engineering (5)

6. Additional considerations /explanations: Popli Design Group selected from submitted list of firms by DES Commissioner's Office.

7. MWBE Officer has reviewed the recommended firm's proposal for MWBE and Workforce goals.

MWBE Officer Initials:

*Cmj*

Date:

*1/21/21*

Form date 1/4/19

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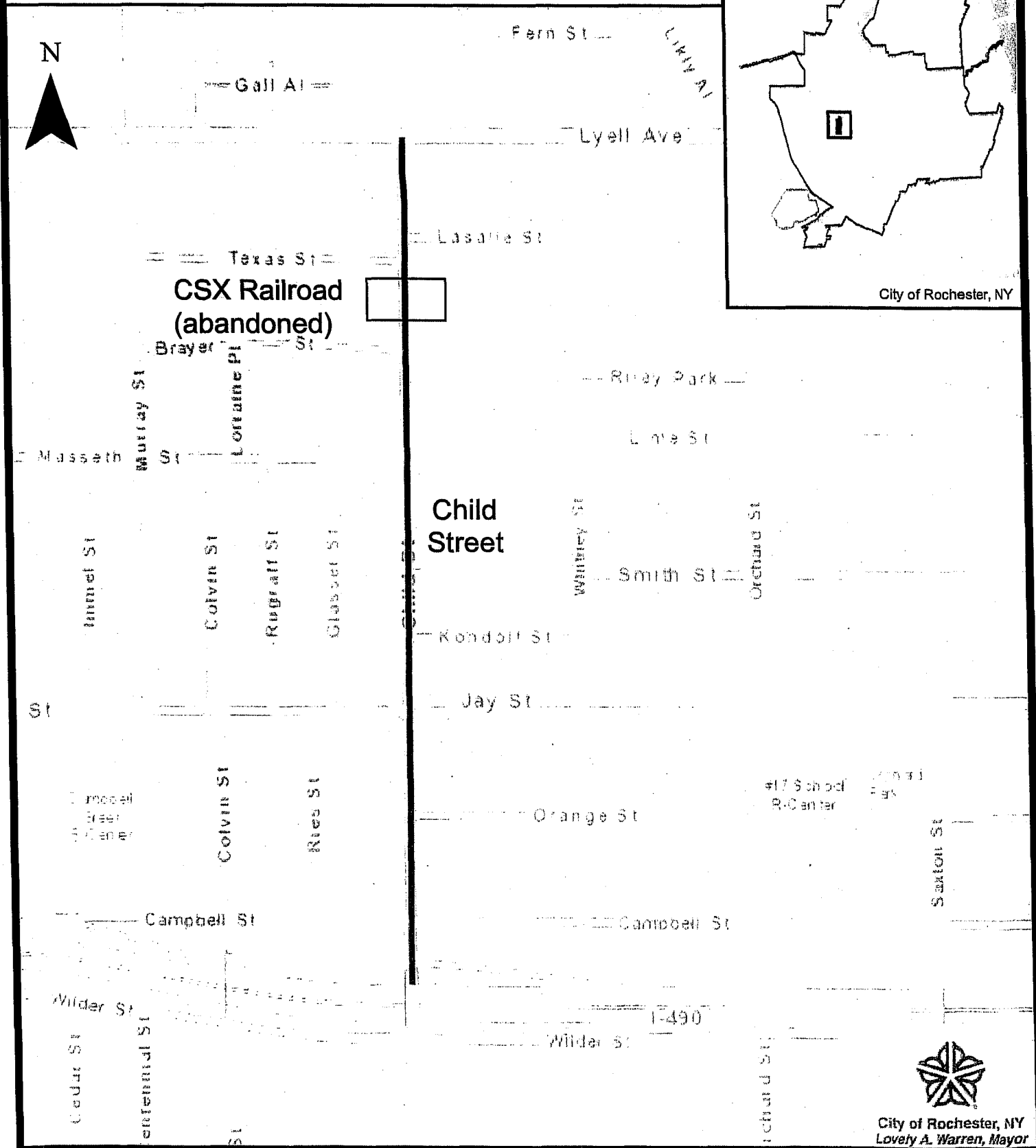
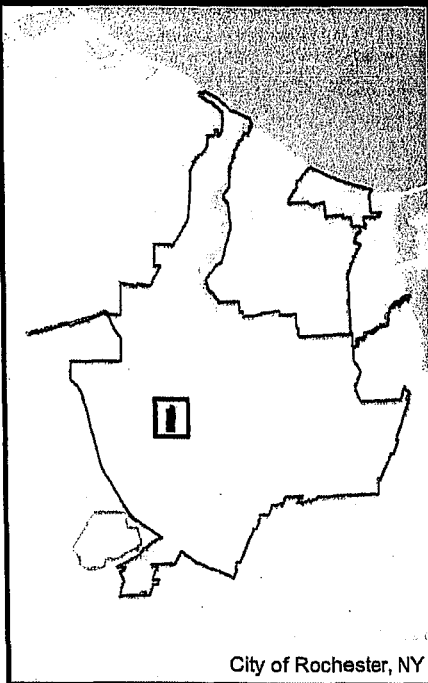


# 2021 MILLING & RESURFACING PROJECT

Child Street - I-490 to Lyell Avenue

Dewey Avenue - Emerson Street to Driving Park Avenue

Glide Street - Buffalo Road to Lyell Avenue



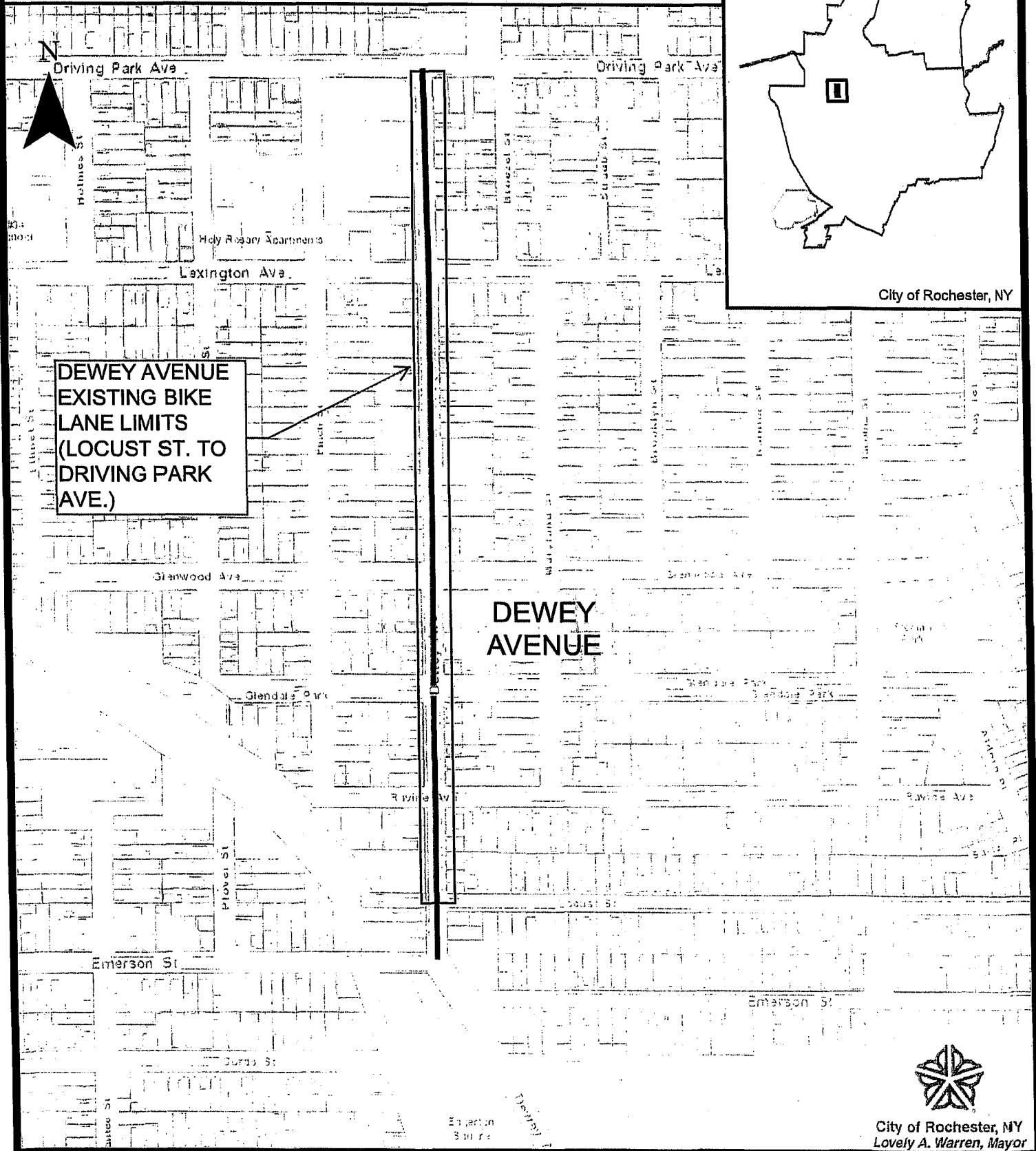
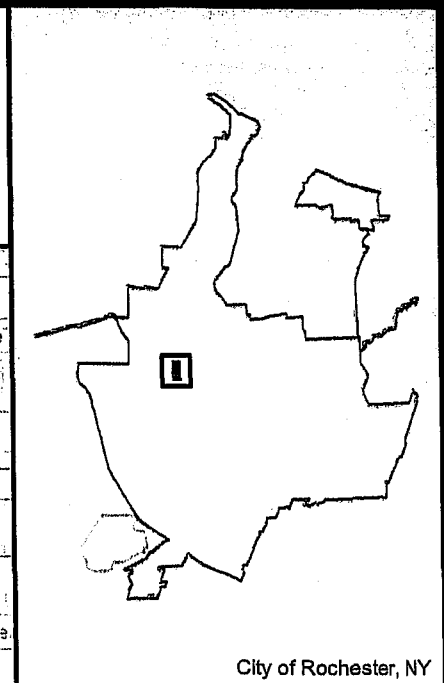
City of Rochester, NY  
Lovely A. Warren, Mayor

# 2021 MILLING & RESURFACING PROJECT

Child Street - I-490 to Lyell Avenue

Dewey Avenue - Emerson Street to Driving Park Avenue

Glide Street - Buffalo Road to Lyell Avenue

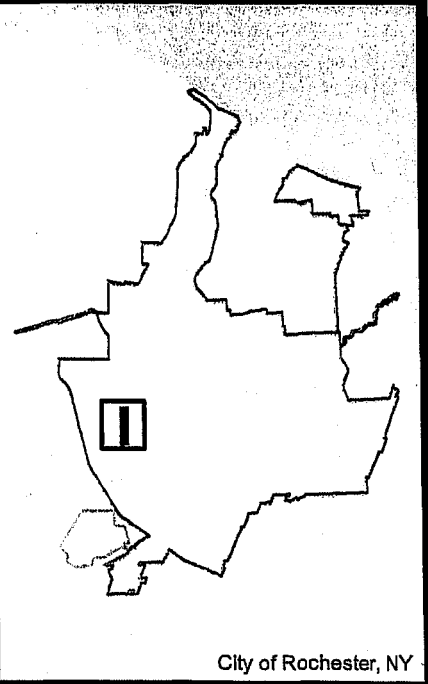


## 2021 MILLING & RESURFACING PROJECT

**Child Street - I-490 to Lyell Avenue**

## Dewey Avenue - Emerson Street to Driving Park Avenue

## Glide Street - Buffalo Road to Lyell Avenue



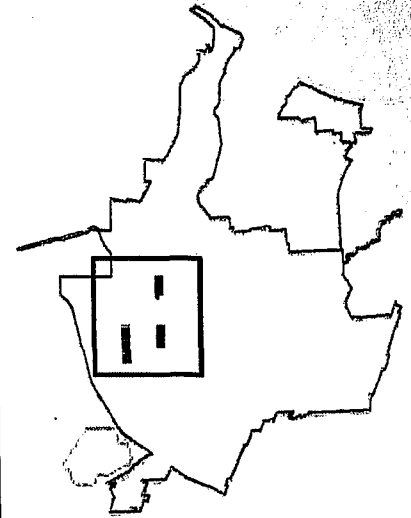
City of Rochester, NY



City of Rochester, NY  
Lovely A. Warren, Mayor

# 2021 MILLING AND RESURFACING PROJECT

Child Street - I-490 to Lyell Ave  
Dewey Avenue - Emerson St to Driving Park Ave  
Glide Street - Lyell Ave to Buffalo Rd



City of Rochester, NY

## Legend

- Project Location
- Bike Lanes
- Sharrows
- Trails
- Proposed Bike Lanes

Dewey Avenue  
- Replace  
Bike Lanes

Dewey Ave  
Sharrows

Lyell Ave  
Bike Lanes

CSX RR  
Crossing

Former  
CSX-RR  
Crossing

Child  
Street

Glide  
Street

Jay Street  
Bike Lanes

Child Street  
Bike Lanes

Mt Read Blvd  
Proposed  
Bike Lanes

West Ave  
Bike Lanes



City of Rochester, NY  
Lovely A. Warren, Mayor

## INTRODUCTORY NO.

84

DES #1a

Ordinance No.

### **Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$1,172,000 Bonds of said City to finance the 2021 Milling & Resurfacing 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"), is hereby authorized to finance a portion of the cost of pavement milling and resurfacing, curb ramp upgrades, spot replacements of curbs and hazardous sidewalks, pavement markings and adjustment and repair of manholes and receiving basins along Child Street (I-490 to Lyell Avenue), Dewey Avenue (Emerson Street to Driving Park Avenue) and Glide Street (Buffalo Road to Lyell Avenue) comprising a portion of the 2021 Milling & Resurfacing Project (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 \$2,134,975. The plan of financing includes the issuance of \$1,172,000 bonds of the City, which amount is hereby appropriated for the Project, \$712,475 in funds from the Dormitory Authority of the State of New York appropriated in Ordinance No. 2015-120, the application of \$217,000 in Monroe County Pure Waters reimbursements for sewer work associated with street improvement projects appropriated in Ordinance No 2020-360, \$25,000 from 2016-17 Cash Capital, \$8,500 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 \$1,172,000 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 \$1,172,000. 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. 20(c) of the Law, is fifteen (15) 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

DES #1a

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

## INTRODUCTORY NO.

81

DES #1b

Ordinance No.

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$119,000 Bonds of said City to finance water service improvements associated with the 2021 Milling & Resurfacing 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"), is hereby authorized to finance the cost of water service improvements along Child Street (I-490 to Lyell Avenue), Dewey Avenue (Emerson Street to Driving Park Avenue) and Glide Street (Buffalo Road to Lyell Avenue) comprising a portion of the 2021 Milling & Resurfacing Project (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 \$119,000. The plan of financing includes the issuance of \$119,000 bonds of the City, which amount is hereby appropriated for the Project, 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 \$119,000 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 \$119,000. 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.

**INTRODUCTORY NO.**

**82**

DES #1c

Ordinance No.

**Authorizing an agreement for the 2021 Milling & Resurfacing Project**

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with Popli, Architecture + Engineering & L.S., D.P.C. to provide resident project representation services for the 2021 Milling & Resurfacing Project along Child Street (I-490 to Lyell Avenue), Dewey Avenue (Emerson Street to Driving Park Avenue) and Glide Street (Buffalo Road to Lyell Avenue) (the Project). The maximum compensation shall be \$300,000, which shall be funded in the amounts of \$284,100 in street work bonds issued for the Project in a concurrent ordinance and \$15,900 in water service bonds issued for the Project in a concurrent ordinance. The term of the agreement shall extend until three months after completion of the Project's two-year guarantee inspection.

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.



# City of Rochester

City Hall Room 308A, 30 Church Street  
Rochester, New York 14614-1290  
www.cityofrochester.gov

## PARKS & PUBLIC WORKS INTRODUCTORY NO.

83

Lovely A. Warren  
Mayor

DES02

February 25, 2021

TO THE COUNCIL

Ladies and Gentlemen:

Re: Hazardous Sidewalk Replacement Program  
Northwest Quadrant Contract 2021 – Phase II

Comprehensive Plan 2034 Initiative Area:  
Sustaining Green & Active Systems

Transmitted herewith for your approval is legislation related to the Hazardous Sidewalk Replacement Program Northwest Quadrant Contract 2021 – Phase II. This legislation will authorize the issuance of bonds totaling \$280,000 and the appropriation of the proceeds thereof to partially finance a portion of the construction for the project.

The project will replace sidewalk flags that are in hazardous condition in the Northwest quadrant of the City.

The Project was designed by the City of Rochester Bureau of Architecture and Engineering – Street Design Division.

The existing term contract for Resident Project Representation (RPR) services for hazardous sidewalk replacement will be utilized for this project.

Bids for construction were received on January 19, 2021. The apparent low bid of \$1,312,777 was submitted by Espana Enterprises, LLC (Scott Spring, President, 174 Culvin Street, Rochester, New York).

The project will be funded as follows:

Source of Funds	Construction	Contingency	Total
Bonds authorized herein	280,000	0	\$280,000
2018-19 Cash Capital	355,000	45,658	\$400,658
2019-20 Cash Capital	677,777	154,342	\$832,119
Total	\$1,312,777	\$200,000	\$1,512,777

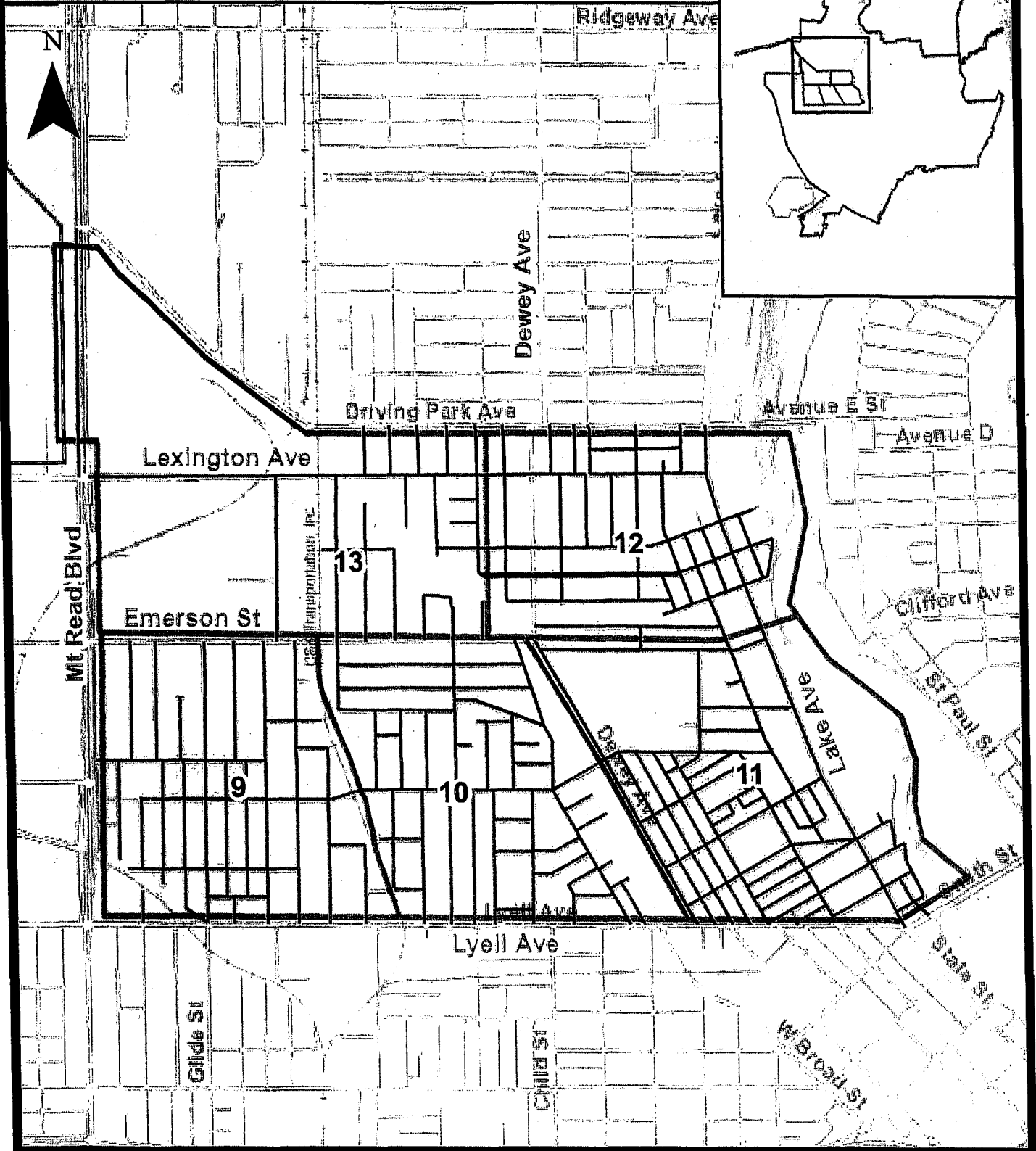
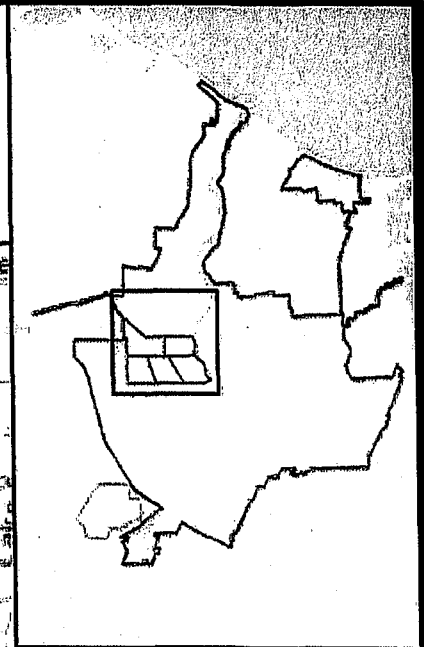
Construction is anticipated to begin in spring 2021 with substantial completion in fall 2021. The construction of the project will result in the creation and/or retention of the equivalent of 16.4 full-time jobs.

Respectfully submitted,

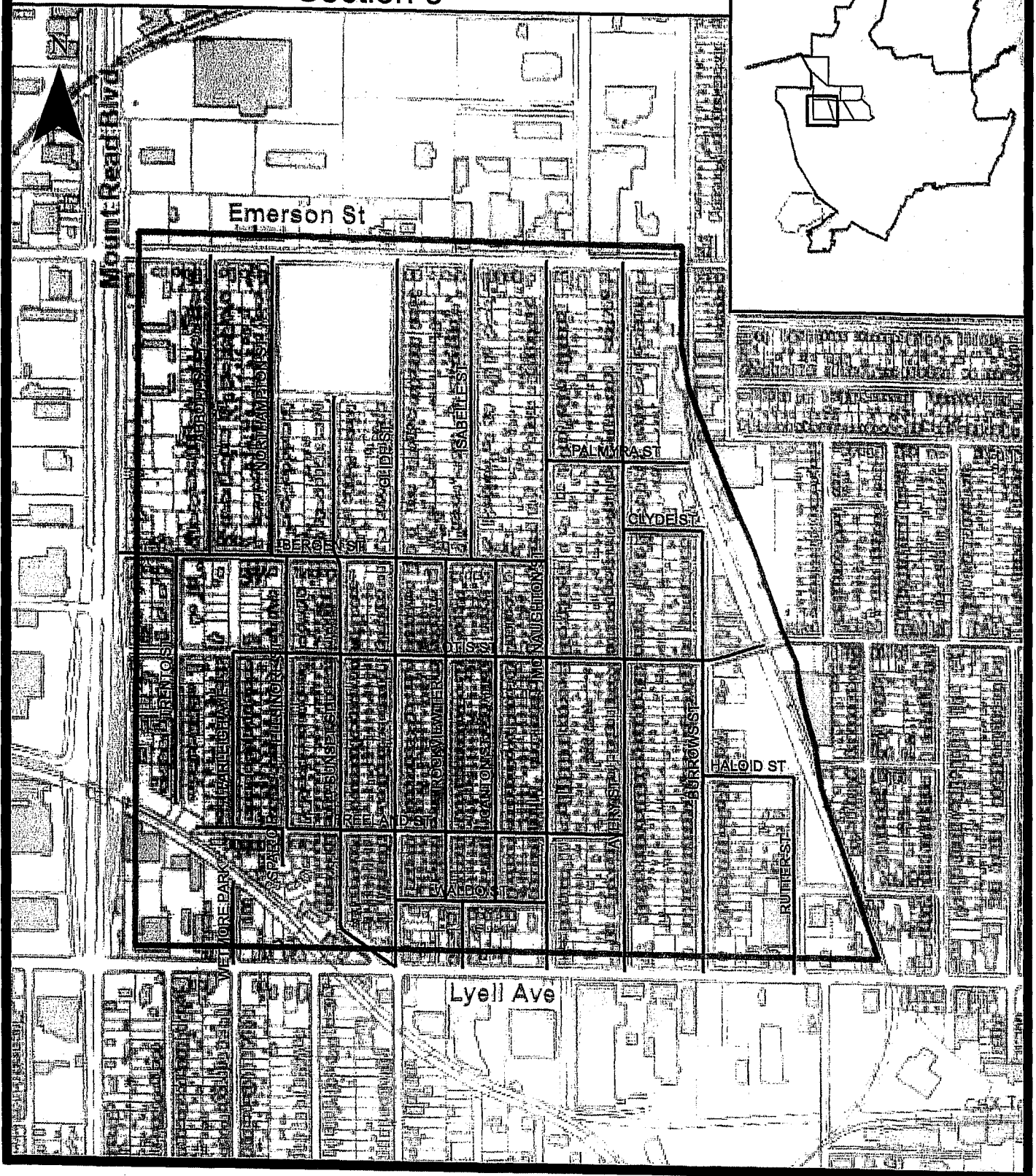
Lovely A. Warren  
Mayor



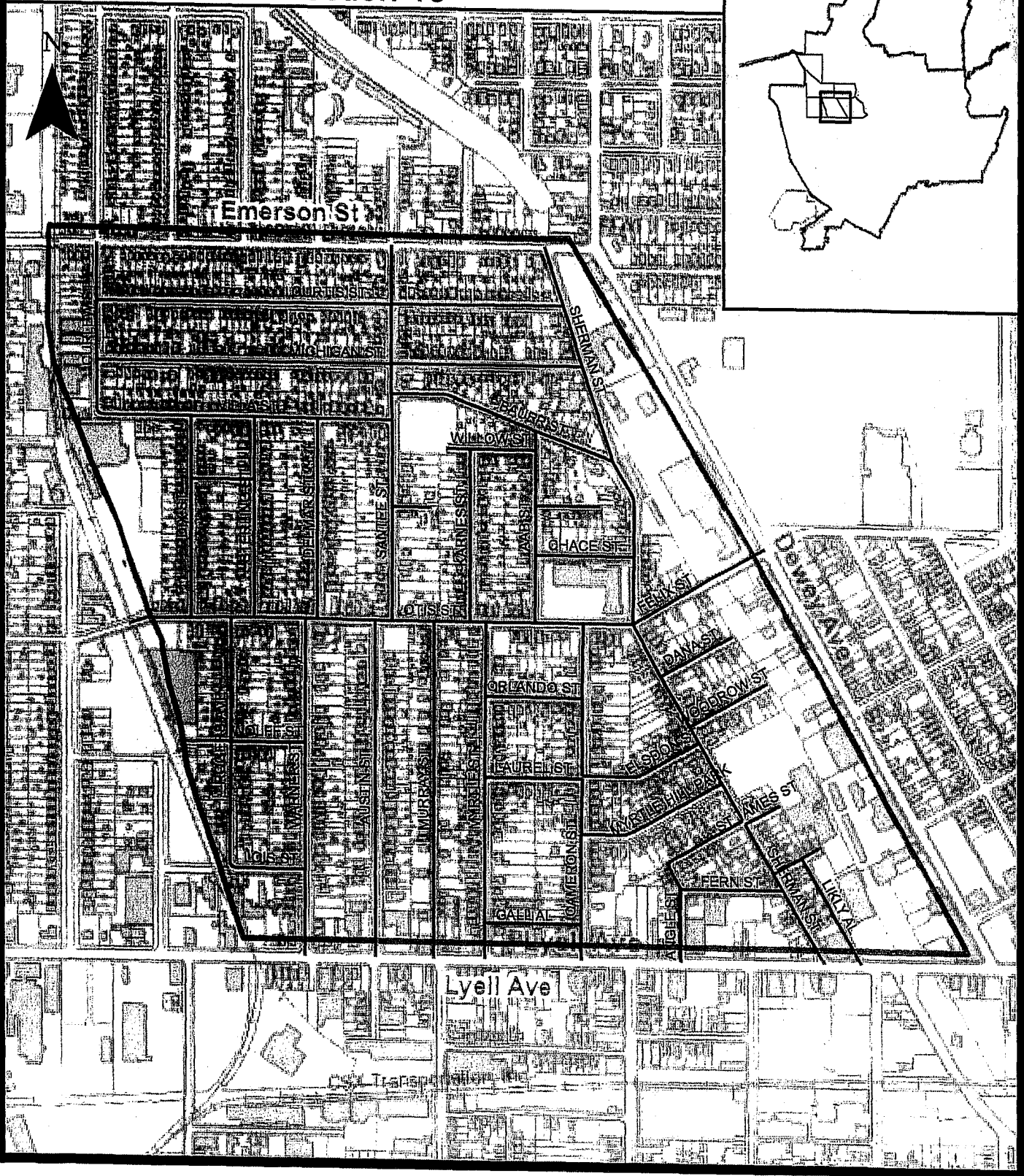
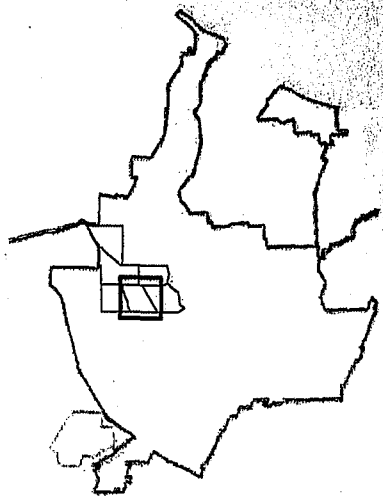
# Hazardous Sidewalk Replacement Program 2021 Northwest Quadrant Phase 2



Hazardous Sidewalk  
Replacement Program  
2021 Northwest Quadrant Phase 2  
Section 9

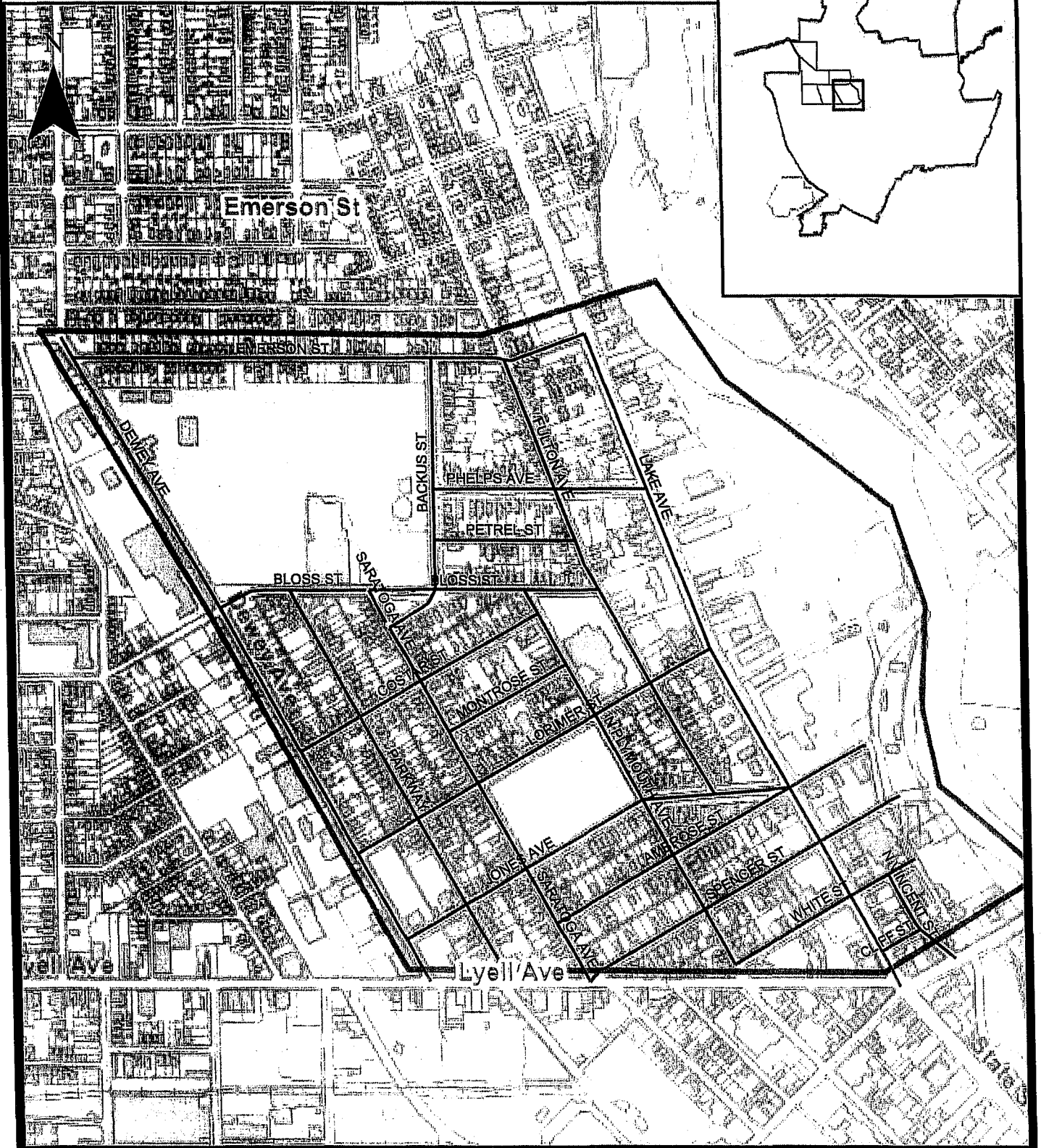
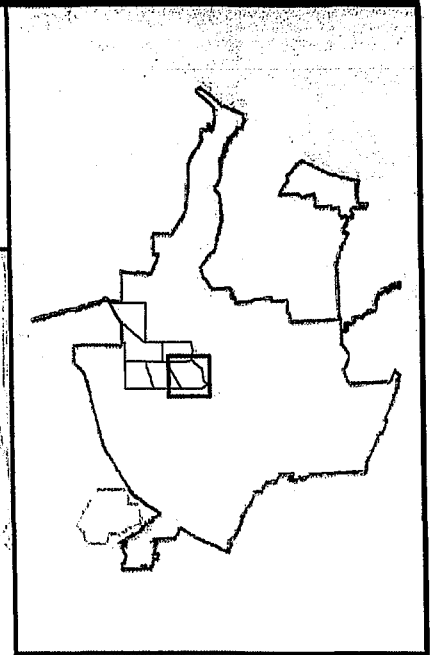


Hazardous Sidewalk  
Replacement Program  
2021 Northwest Quadrant Phase 2  
Section 10

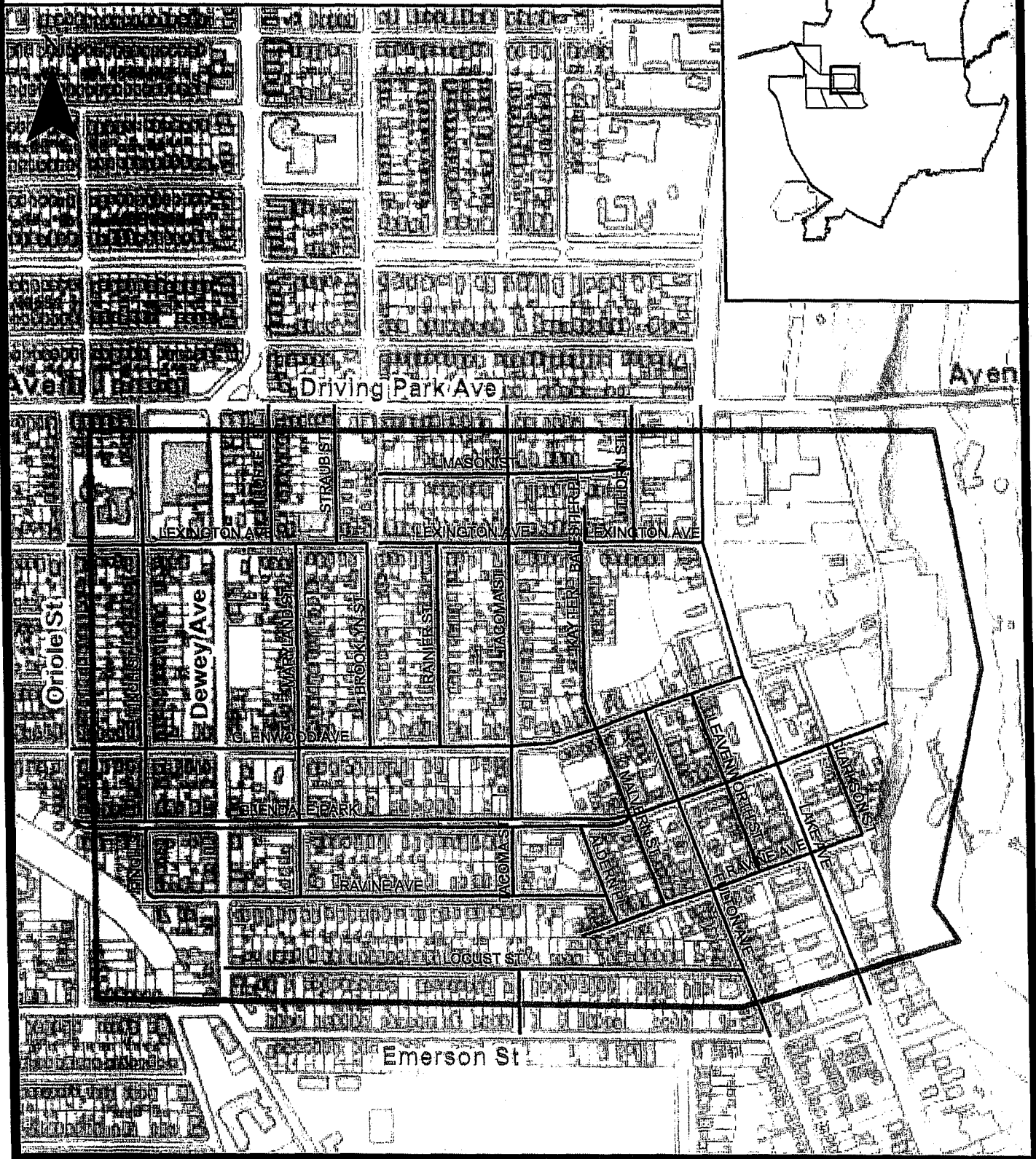
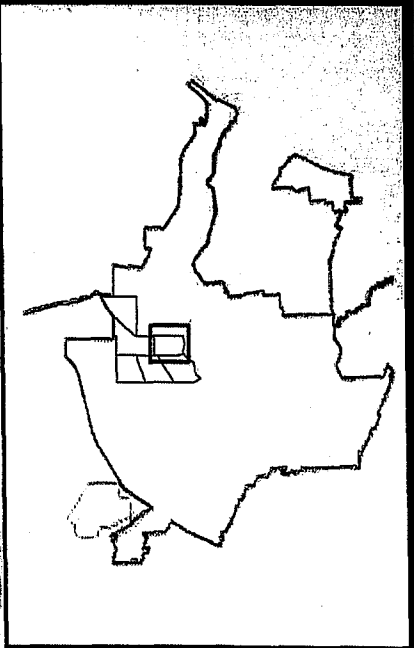




Hazardous Sidewalk  
Replacement Program  
2021 Northwest Quadrant Phase 2  
Section 11

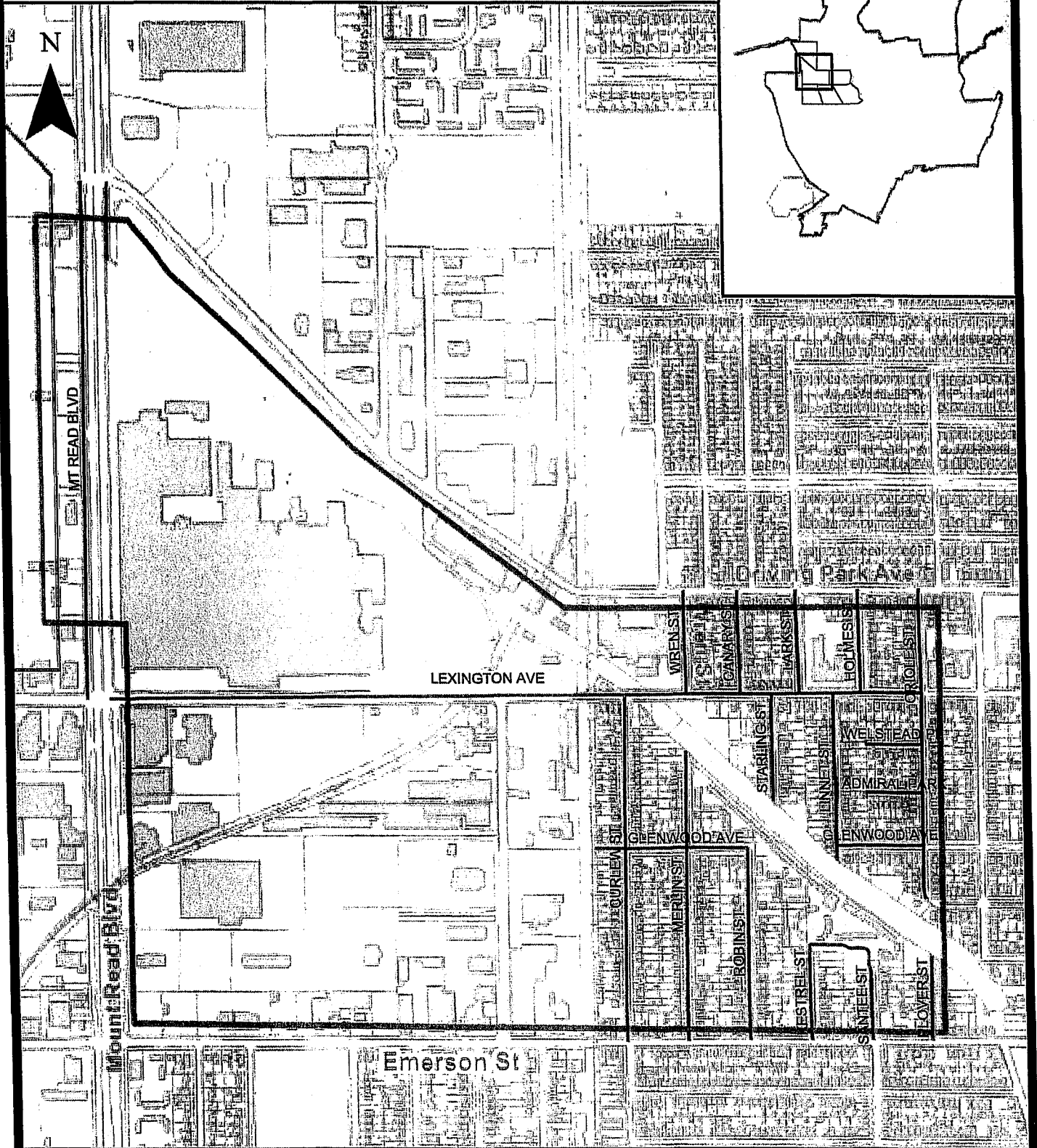
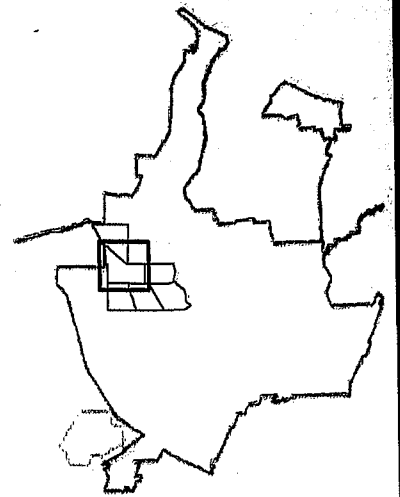


Hazardous Sidewalk  
Replacement Program  
2021 Northwest Quadrant Phase 2  
Section 12





# Hazardous Sidewalk Replacement Program 2021 Northwest Quadrant Phase 2 Section 13



## INTRODUCTORY NO.

DES #2

83

Ordinance No.

### **Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$280,000 Bonds of said City to finance certain costs of the Hazardous Sidewalk Replacement Program Northwest Quadrant Contract 2021 - Phase II**

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 a portion of the costs of the Hazardous Sidewalk Replacement Program Northwest Quadrant Contract 2021 - Phase II along the streets noted on the attached Project Area and Street List (Exhibit A), including costs of replacing hazardous sidewalk segments (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 \$1,512,777, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$280,000 bonds of the City, which amount is hereby appropriated for the Project, \$400,658 from 2018-2019 Cash Capital, \$832,119 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 \$280,000 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 \$280,000. 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. 24 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.

## Exhibit A

### Project Area and Street List

The Project entails replacing sidewalks along the portions of the following named streets that are located within an area of the Northwest Quadrant that is bounded by Mt. Read Boulevard to the west, Driving Park Avenue to the north, the Genesee River to the east and Lyell Avenue and Smith Street to the south:

Aab St	Elsdon St	Lorimer St	Robin St
Abbott St	Emerson St	Malvern St	Rockview Ter
Admiral Park	Farleigh Ave	Maryland St	Rogers Ave
Aldern Pl	Felix St	Mason St	Rutter St
Ambrose St	Fern St	McNaughton St	Santee St
Austin St	Finch St	Merlin St	Santee St
Avery St	Freeland St	Michigan St	Saratoga Ave
Backus St	Fulton Ave	Montrose St	Sherman St
Bauer St	Glendale Park	Mt Read Blvd	Spar Cir
Bergen St	Glenwood Ave	Murray St	Spencer St
Bloss St	Glide St	Myrtle Hill Park	Starling St
Broezel St	Haloid St	Myrtle St	Sterling St
Brooklyn St	Holmes St	N Plymouth Ave	Straub St
Burrows St	Isabelle St	N Vincent St	Sunset St
Cameron St	Jones Ave	Northampton St	Tacoma St
Canary St	Karnes St	Oriole St	Thorn St
Canton St	Kay Ter	Orlando St	Trento St
Chace St	Kestrel St	Otis St	Villa St
Clarkson St	Lake Ave	Parkway	Waldo St
Costar St	Lark St	Petrel St	Warner St
Curlew St	Laurel St	Phelps Ave	Welstead Pl
Curtis St	Leavenworth St	Pierpont St	White St
Dana St	Lexington Ave	Placid Pl	Willow St
Delmar St	Linnet St	Plover St	Wolff St
Dewey Ave	Locust St	Rainier St	Woodrow St
Dix St	Lois St	Ravine Ave	Wren St
Ellsinore St			



**City of Rochester**

City Hall Room 308A, 30 Church Street  
Rochester, New York 14614-1290  
www.cityofrochester.gov

**PARKS & PUBLIC WORKS**

**INTRODUCTORY NO.**

**84, 85, 86**

**Lovely A. Warren**  
Mayor

DES03

February 25, 2021

**TO THE COUNCIL**

Ladies and Gentlemen:

Re: Helena Group Street Rehabilitation  
Helena and Wilson Streets (Hudson Avenue to  
North Street), Putnam and Frederick Streets  
(Helena Street to Cleveland Street) and  
Merrimac Street (North Street to Portland  
Avenue)

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area:  
Sustaining Green & Active Systems

Transmitted herewith for your approval is legislation related to the Helena Group Street Rehabilitation project. This legislation will:

1. Authorize the issuance of water bonds totaling \$111,000 and the appropriation of the proceeds thereof to finance the water portion of construction and RPR services for the project; and,
2. Authorize the issuance of bonds totaling \$260,000 and the appropriation of the proceeds thereof to finance RPR services for the project; and
3. Establish \$275,000 as maximum compensation for a professional services agreement with Vanguard Engineering, P.C. (Joseph Ardieta, P.E., President, 133 S. Fitzhugh Street, Rochester, New York) for Resident Project Representation (RPR) services. The cost of the project will be funded from the sources outlined in the chart on the following page.

The project includes pavement milling and resurfacing, new stone curbs, curb ramps, hazardous sidewalk replacements, driveway aprons, catch basin and manhole adjustments, fiber telecommunication conduit, signage, striping and tree plantings. In addition, replacement of lead water service lines and installation of anodes on Helena Street and are included in the project. These changes will improve accessibility, drainage and rideability.

The project was designed by the City of Rochester Bureau of Architecture and Engineering – Street Design Division.

Vanguard Engineering, P.C. was selected for RPR Services through a Request for Proposal process, which is described in the attached summary.

Bids for construction were received on January 19, 2021. The apparent low bid of \$1,655,000.91 was submitted by Sealand Contractors Corp. (Daniel Bree, CEO., 89 High Tech Drive, Rush, New York).



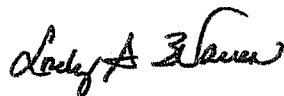
The project will be funded as follows:

Source of Funds	Construction	Street Lighting	RPR	Contingency	Total
DASNY grant appropriated Ordinance No. 2015-120	1,393,257.90	5,400	0	104,756.89	\$1,503,414.79
Bonds authorized herein	0	0	259,819	181	\$260,000
Water bonds authorized herein	91,360.83	0	15,181	4,458.17	\$111,000
Pure Waters Reimbursement appropriated March 2021 Council	169,782.18	0	0	16,979	\$186,761.18
2020-21 Cash Capital	600	0	0	600	\$1,200
Total	\$1,655,000.91	\$5,400	\$275,000	\$126,975.06	\$2,062,375.97

Construction is anticipated to begin in spring 2021 with substantial completion in fall 2021. The project will result in the creation and/or retention of the equivalent of 22.4 full-time jobs.

The agreement shall have a term of three (3) months after completion of the two-year guarantee inspection of the project.

Respectfully submitted,



Lovely A. Warren  
Mayor

## Vendor / Consultant Selection Process Summary

**Department** ENVIRONMENTAL SERVICES  
**Project / Service Title:** HELENA GROUP IMPROVEMENTS  
**Consultant Selected:** VANGUARD ENGINEERING, P.C.  
**Method of selection:** X Request for Proposal [Complete 1-7]  
\_\_\_\_\_ Request for Qualifications [Complete 1-7]  
\_\_\_\_\_ From the NY State Department of Transportation list of pre-approved regional engineering firms [Complete 4-7]

**1. Date RFP / RFQ issued:** DECEMBER 30, 2020

**2. The RFP / RFQ was sent directly to:**

Arcadis	Rochester, NY 14604
Barton & Loguidice, DPC	Rochester, NY 14614
Bergmann Associates	Rochester, NY 14604
C&S Companies	Rochester, NY 14614
CHA Consulting, Inc.	Rochester, NY 14614
Clark Patterson Lee	Rochester, NY 14604
Erdman Anthony	Rochester, NY 14620
Fisher Associates	Rochester, NY 14607
Greenman-Pedersen, Inc.	Rochester, NY 14604
Hunt Engineers, DPC	Rochester, NY 14614
LaBella Associates, DPC	Rochester, NY 14614
LaLand Baptiste, LLC	Rochester, NY 14614
Joseph C. Lu Engineers, PC	Rochester, NY 14604
Passero Associates	Rochester, NY 14614
Pathfinder Engineers & Architects, LLP	Rochester, NY 14608
Popli Design Group	Penfield, NY 14526
Prudent Engineering, LLP	Rochester, NY 14614
Ravi Engineering & LS, PC	Rochester, NY 14618
Stantec Consulting	Rochester, NY 14614
TY Lin International	Rochester, NY 14604
Vanguard Engineering, PC	Rochester, NY 14608

**3. Proposals were received from:**

C&S Companies	Rochester, NY 14614
Erdman Anthony	Rochester, NY 14620
Fisher Associates	Rochester, NY 14607
Greenman-Pedersen, Inc.	Rochester, NY 14604
LaBella Associates, DPC	Rochester, NY 14614
LiRo Engineers, Inc.	Rochester, NY 14614
Joseph C. Lu Engineers, PC	Rochester, NY 14604
Passero Associates	Rochester, NY 14614

Popli Design Group  
TY Lin International  
Vanguard Engineering, PC

Penfield, NY 14526  
Rochester, NY 14604  
Rochester, NY 14608

#### 4. Evaluation criteria

<u>Criteria</u>	<u>Weighting Points possible</u>	<u>Points received by FIRM</u>
Team Qualifications	50.00	42.50
Firm Performance	50.00	45.60
SUBTOTAL (TT)	100	88.10

#### Bonus Points

City business: 10% of total	8.81
Prime is an MWBE: 10% of total	8.81
Prime uses 10% - 20% MWBE subs	0.00
Prime uses 20%+ MWBE subs	8.81
Workforce goals for M & W met	0.00
BONUS POINTS SUBTOTAL (BP)	26.43

**TOTAL POINTS RECEIVED by the Firm: TT + BP = 114.53**

5. Review team included staff from: DES/Engineering (4)

6. Additional considerations /explanations: Vanguard will also add a male, minority Co-Op / Trainee to their project workforce that is not included in their proposal / workforce plan.

7. MWBE Officer has reviewed the recommended firm's proposal for MWBE and Workforce goals.

MWBE Officer Initials: *LMN*

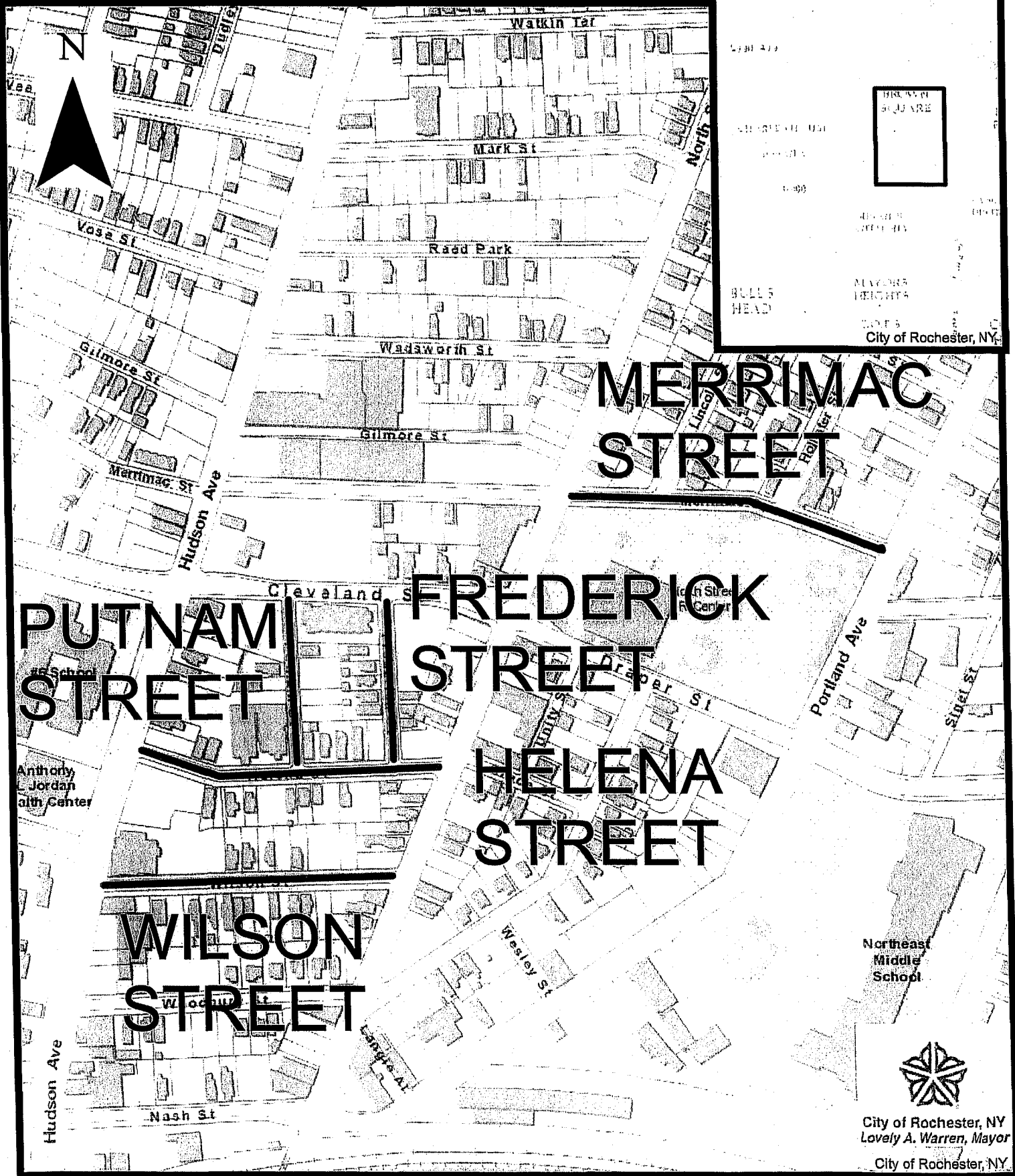
Date: *1/29/2021*

Form date 1/4/19

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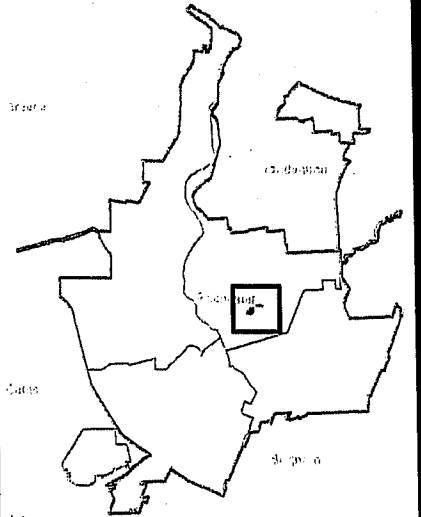


# HELENA GROUP STREET REHABILITATION



# Helena Group Street Rehabilitation

## Bicycle Alternative Map



City of Rochester, NY



### Legend

- On-Street Bike Lane
- On-Street Sharrows
- Off-Street Trail
- Project

Hudson Ave  
Sharrows

Clifford Ave

Hudson Ave  
Bike Lanes

Upper Falls Ave  
Bike Lanes

Cleveland St  
Bike Lanes

**MERRIMAC  
STREET**

**PUTNAM  
STREET**

Sharrows

Draper St  
Bike Lanes

Sharrows

Central Park  
Bike Lanes

**HELENA STREET**

**WILSON STREET**

**FREDERICK  
STREET**

Hudson Ave  
Bike Lanes

Scio St  
Bike Lanes



City of Rochester, NY  
Lovely A. Warren, Mayor  
Rochester City Council

# INTRODUCTORY NO.

84

DES #3a

Ordinance No.

## **Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$111,000 Bonds of said City to finance water service improvements associated with the Helena Group Street Rehabilitation**

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 cost of water service improvements, including the replacement of lead water service lines and installation of anodes, along Helena and Wilson streets (Hudson Avenue to North Street), Putnam and Frederick streets (Helena Street to Cleveland Street) and Merrimac Street (North Street to Portland Avenue) comprising the Helena Group Street Rehabilitation (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 \$111,000. The plan of financing includes the issuance of \$111,000 bonds of the City, which amount is hereby appropriated for the Project, 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 \$111,000 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 \$111,000. 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.

## INTRODUCTORY NO.

85

DES #3b

Ordinance No.

### **Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$260,000 Bonds of said City to finance the Helena Group Street Rehabilitation**

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 cost of street rehabilitation, including pavement milling and resurfacing and installing new stone curbs, curb ramps, hazardous sidewalk replacements, driveway aprons, catch basin and manhole adjustments, fiber telecommunication conduit, signage, striping and tree plantings, along Helena and Wilson streets (Hudson Avenue to North Street), Putnam and Frederick streets (Helena Street to Cleveland Street) and Merrimac Street (North Street to Portland Avenue) comprising the Helena Group Street Rehabilitation (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 \$1,951,376. The plan of financing includes the issuance of \$260,000 bonds of the City, which amount is hereby appropriated for the Project, \$1,503,415 from Dormitory Authority of the State of New York grant funds appropriated in Ordinance No. 2015-120, \$186,761 in reimbursements from the Rochester Pure Waters District appropriated in a concurrent ordinance, \$1,200 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 \$260,000 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 \$260,000. 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. 20(c) of the Law, is fifteen (15) 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

DES #3b

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

**INTRODUCTORY NO.**

86

DES #3c

Ordinance No.

**Authorizing agreement for the Helena Group Street Rehabilitation**

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 Vanguard Engineering, P.C. to provide resident project representation services for the Helena Group Street Rehabilitation, including associated water service improvements (the Project). The maximum compensation shall be \$275,000, which shall be funded in the amounts of \$259,819 in street bonds issued for the Project in a concurrent ordinance, \$15,181 in water service bonds issued for the Project in a concurrent ordinance. The term of the agreement shall extend until three months after completion of the Project's two-year guarantee inspection.

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.





## City of Rochester

City Hall Room 308A, 30 Church Street  
Rochester, New York 14614-1290  
www.cityofrochester.gov

## PARKS & PUBLIC WORKS INTRODUCTORY NO.

87, 88

Lovely A. Warren  
Mayor

DES04

February 25, 2021

TO THE COUNCIL

Ladies and Gentlemen:

Re: 2020 Preventive Maintenance Group 9  
Hudson Avenue (North Street to NY Route 104) and  
St. Paul Street (Central Avenue to Gorham Street)

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area:  
Sustaining Green & Active Systems

Transmitted herewith for your approval is legislation related to the 2020 Preventive Maintenance Group 9 Project. This legislation will:

1. Authorize the issuance of bonds totaling \$465,000 and the appropriation of the proceeds thereof to partially finance a portion of the design and construction for the 2020 Preventive Maintenance Group 9 Project, and;
2. Authorize an amendatory agreement with Erdman, Anthony and Associates, Inc. (Curt Helman, CEO, 145 Culver Road, Suite 200, Rochester, New York) to provide additional design services related to the project. The original agreement for \$359,000, was authorized in January 2017 (Ordinance No. 2017-11). This amendment will increase maximum compensation by \$50,000 to a maximum total of \$409,000 for engineering services related to changes in ADA curb ramp design criteria, expanded project limits, changes to sewer adjustment guidelines, revisions to the bicycle treatment along St Paul Street at the CSX underpass, and other out-of-scope work. The amendment will be funded with bonds authorized herein (\$25,000) and 2016-17 Cash Capital (\$25,000); and,
3. Amend the Cash Capital budget to reflect the receipt and use of \$78,000 from the Rochester City School district for additional requested sidewalk work done in front of school 22.

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

Street improvements included pavement milling and resurfacing, curb ramp upgrades, spot curb and hazardous sidewalk replacement, pavement markings, and adjustment and repair of manholes, receiving basins, and water valve castings. These improvements enhance the surface drainage and riding quality of the roadway, improve handicap accessibility, and expand the useful life of the pavement structure. Improvements to pedestrian and bicycle facilities in accordance with the Rochester Complete Streets Policy have been integrated into the design.



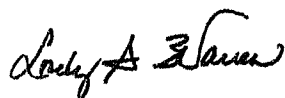
The project will be funded as follows:

<b>Source of Funds</b>	<b>Design</b>	<b>Construction</b>	<b>RPR</b>	<b>Total</b>
Federal Aid appropriated Ordinance No. 2017-011	287,200	0	0	\$287,200
Marchiselli Aid appropriated Ordinance No. 2018-066	20,528	0	0	\$20,528
Federal Aid appropriated Ordinance No. 2020-101	0	2,634,570	322,230	\$2,956,800
Marchiselli Aid appropriated Ordinance No. 2020-101	26,697.29	493,980	60,420	\$581,097.29
Bonds authorized Ordinance No. 2020-102	0	1,197,185	157,815	\$1,355,000
Bonds appropriated herein	25,000	440,000	0	\$465,000
Pure Waters Reimbursement appropriated Ordinance No. 2020-108	0	98,570	0	\$98,570
2014-15 Cash Capital	0	14,580.94	0	\$14,580.94
2015-16 Cash Capital	0	26,680.26	0	\$26,680.26
2016-17 Cash Capital	49,574.71	0	0	\$49,574.71
2017-18 Cash Capital	0	31,458.80	8,900	\$40,358.80
2019-20 Cash Capital	0	0	50,635	\$50,635
Rochester City School District	0	78,000	0	\$78,000
<b>Total</b>	<b>\$409,000</b>	<b>\$5,015,025</b>	<b>\$600,000</b>	<b>\$6,024,025</b>

Construction began in spring 2020 and was substantially completed in fall 2020. The additional construction funding is required primarily due to the unforeseen amount of underlying pavement base repair that was necessary along Hudson Avenue after milling operations were completed.

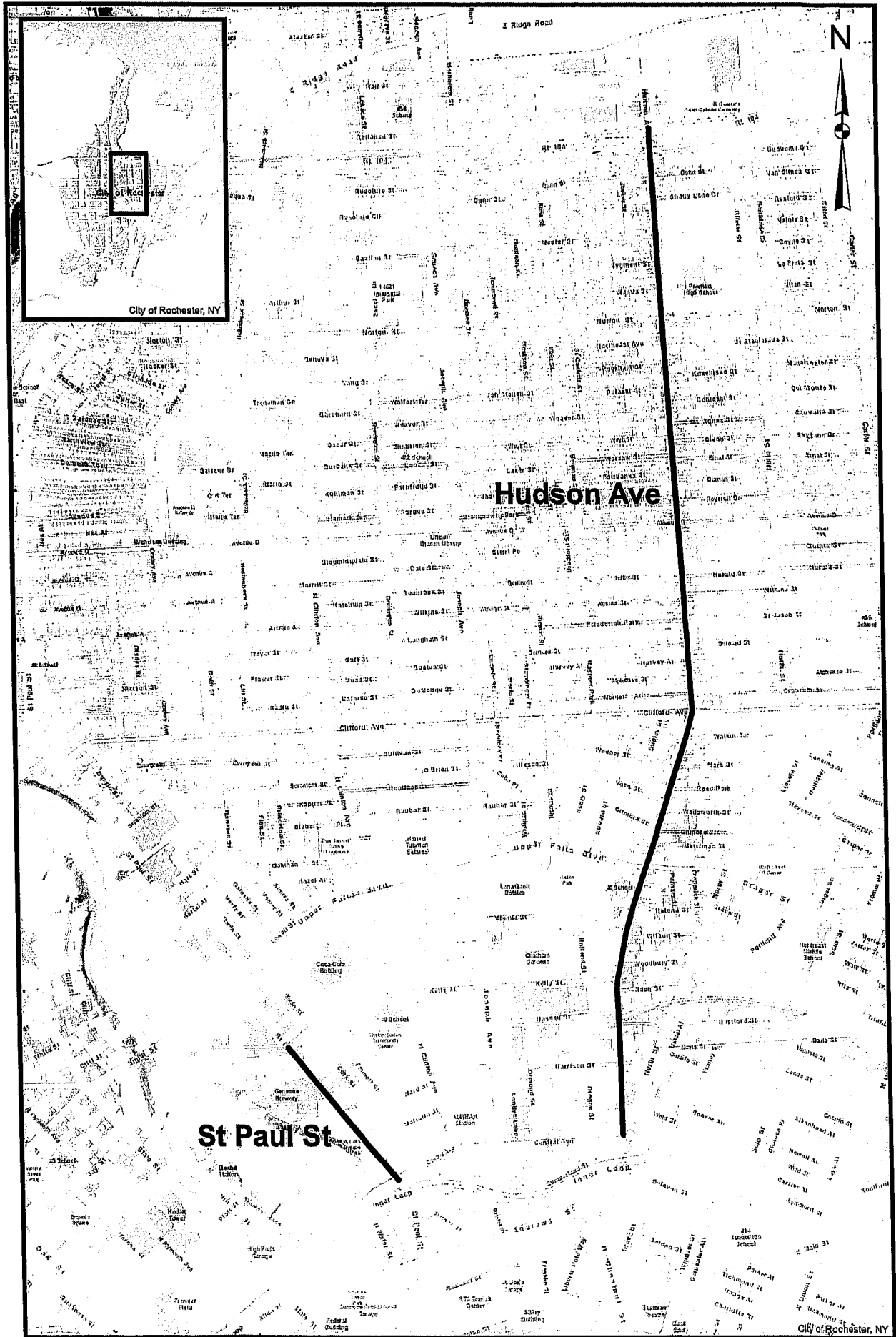
The additional design and construction funding will result in the creation and/or retention of the equivalent of 5.3 full-time jobs.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Lovely A. Warren". The signature is written in a cursive, flowing style.

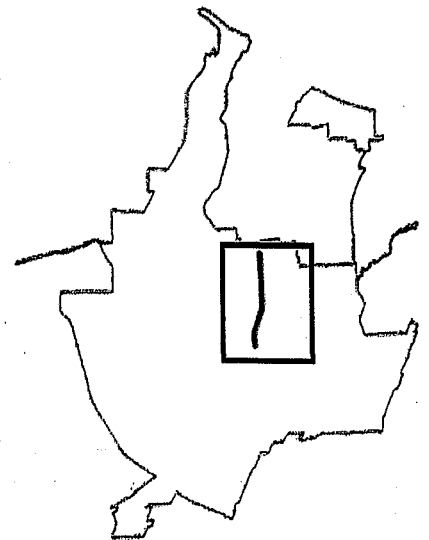
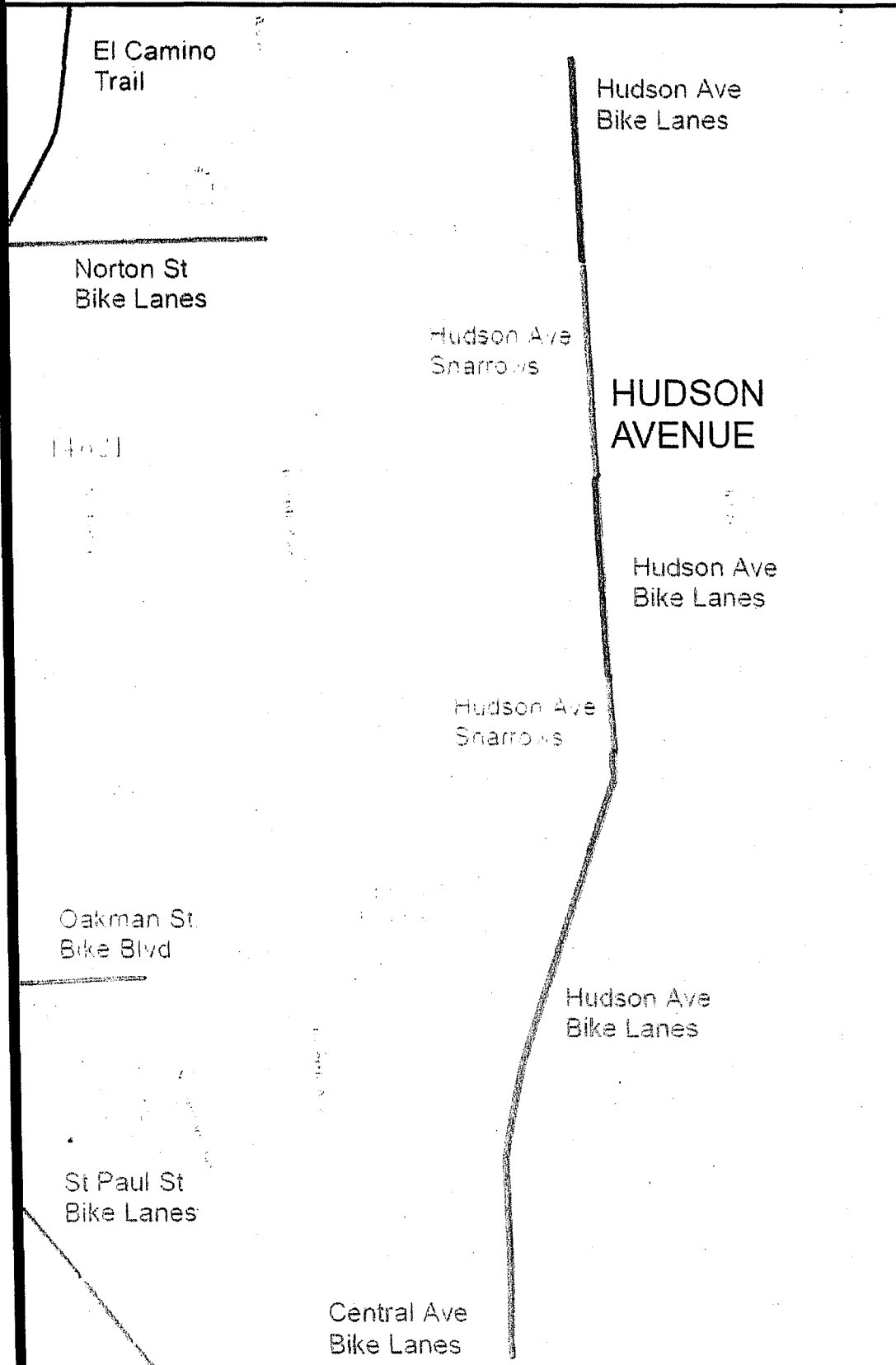
Lovely A. Warren  
Mayor

CITY OF ROCHESTER  
2017-2020 Transportation Improvement Program (TIP)  
Project Application - 2020 Northeast Group 9



# HUDSON AVENUE CORRIDOR

Proposed Bicycle Facilities &  
Bicycle Alternative Map



City of Rochester, NY

## Legend

- Bike Lane
- Sharrows
- Cycle Track
- Trail

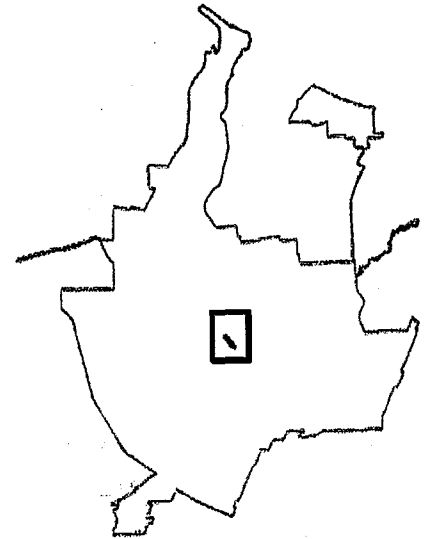
Portland Ave  
Bike Lanes



City of Rochester, NY  
Lovely A. Warren, Mayor





# ST PAUL STREET CORRIDOR

Proposed Bicycle Facilities &  
Bicycle Alternative Map



City of Rochester, NY

## Legend

-  Bike Lane
-  Sharrows
-  Cycle Track
-  Trail

St Paul St  
Bike Lanes

Scrantom St  
Hawkins St  
Oakman St  
Bike Blvd

El Camino  
Trail

ST PAUL ST

St Paul St  
Bike Lanes

St Paul St  
Sharrows

Genesee  
Riverway  
Trail

St Paul St  
Bike Lanes

Central Ave  
Bike Lanes

Andrews St  
Bike Lanes



City of Rochester, NY  
Lovely A. Warren, Mayor

## INTRODUCTORY NO.

87

DES #4a

Ordinance No.

### **Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$465,000 Bonds of said City to finance the 2020 Preventive Maintenance Group 9 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"), is hereby authorized to finance a portion of the costs for the 2020 Preventive Maintenance Group 9 Project consisting of pavement milling and resurfacing, curb ramps upgrades, spot curb and hazardous sidewalk replacement, pavement markings, and adjustment and repair of manholes, receiving basins, and water valve castings on portions of Hudson Avenue (North Street to NY Route 104) and St. Paul Street (Central Avenue to Gorham Street) (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 \$6,024,025. The plan of financing includes the issuance of \$465,000 bonds of the City, the proceeds of which are hereby appropriated to the Project, \$287,200 in anticipated reimbursements from the Federal Highway Administration authorized in Ordinance No. 2017-11 as amended in Ordinance No. 2018-66, \$20,528 in NYS Marchiselli Aid Program reimbursements authorized in Ordinance No. 2018-66, \$2,956,800 in anticipated reimbursements from the Federal Highway Administration appropriated in Ordinance No. 2020-101, \$581,097 in NYS Marchiselli Aid Program reimbursements appropriated in Ordinance No. 2020-101, \$98,570 in anticipated reimbursements from the Rochester Pure Waters District authorized in Ordinance No. 2020-108, \$1,355,000 in the proceeds of bonds of the City appropriated in Ordinance No. 2020-102, \$14,581 from 2014-15 Cash Capital, \$26,680 from 2015-16 Cash Capital, \$49,575 from 2016-17 Cash Capital, \$40,359 from 2017-18 Cash Capital, \$50,635 from 2019-20 Cash Capital, \$78,000 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 \$465,000 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 \$465,000.

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. 20(c) of the Law, is fifteen (15) 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.

**INTRODUCTORY NO.**

88

DES #4b

Ordinance No.

**Authorizing an amendatory agreement and amending the 2020-21 Budget for the 2020 Preventive Maintenance Group 9 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 amendatory professional services agreement with Erdman, Anthony and Associates, Inc., to provide additional design services for the 2020 Preventive Maintenance Group 9 Project (Project). The amendatory agreement shall amend the existing agreement which was authorized by Ordinance No. 2017-11 by increasing the maximum compensation by \$50,000 to a new total of \$409,000. The additional compensation shall be funded by \$25,000 from the proceeds of City bonds issued for the Project in a concurrent ordinance and by \$25,000 from 2016-17 Cash Capital.

Section 2. The amendatory agreement 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 to increase Cash Capital by the sum of \$78,000 in anticipated reimbursements from the Rochester City School District, which amount is hereby appropriated to construct enhancements to the sidewalks along the School No. 22 campus as part of the Project.

Section 4. This ordinance shall take effect immediately.



**City of Rochester**

City Hall Room 308A, 30 Church Street  
Rochester, New York 14614-1290  
[www.cityofrochester.gov](http://www.cityofrochester.gov)

**PARKS & PUBLIC WORKS  
INTRODUCTORY NO.**

89

**Lovely A. Warren**  
Mayor

DES05

February 25, 2021

TO THE COUNCIL

Ladies and Gentlemen:

Re: 2020 Preventive Maintenance Group 11  
Lyell Avenue (Mt. Read Boulevard to State Street)

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area:  
Sustaining Green & Active Systems

Transmitted herewith for your approval is legislation appropriating \$123,476 in anticipated reimbursements from the New York State Marchiselli Aid Program to finance a portion of construction of the Preventive Maintenance Group 11 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 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 markings. These improvements will enhance the surface drainage and riding quality of the roadway, improve handicap accessibility, and expand the useful life of the pavement structure.

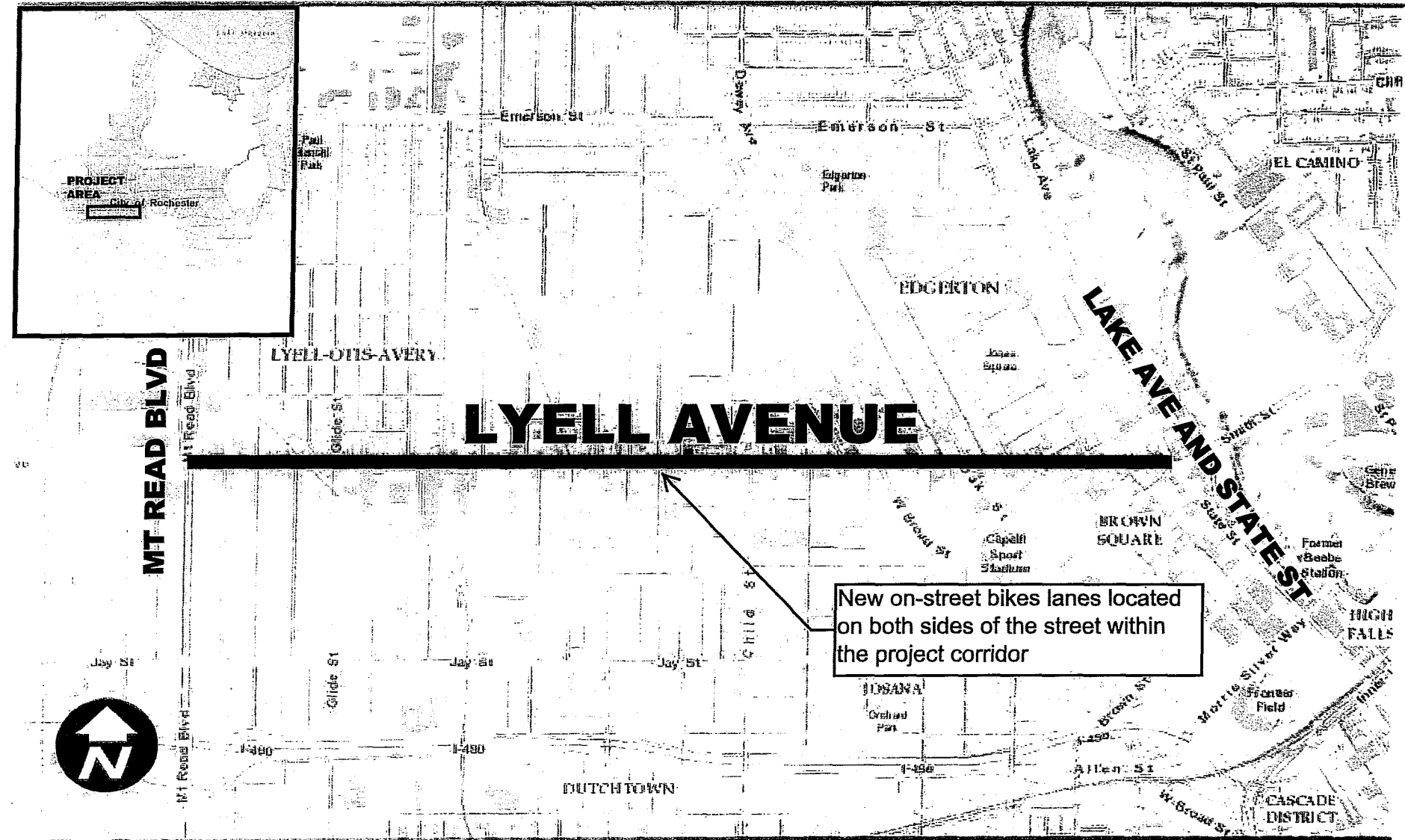
Construction started in spring 2020 with substantial completion in fall 2020.

Respectfully submitted,

Lovely A. Warren  
Mayor



# 2020 Preventive Maintenance Group 11 Project



March 13, 2018

This map is intended for general reference only.

The City of Rochester makes no representation  
as to the accuracy or fitness of the data presented.

City of Rochester, NY



City of Rochester, NY  
Lovely A. Warren, Mayor

**INTRODUCTORY NO.**

**89**

DES #5

Ordinance No.

**Authorizing funding for the 2020 Preventive Maintenance Group 11 project**

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

Section 1. The sum of \$123,476 in anticipated reimbursements from the New York State Marchiselli Aid Program is hereby appropriated to fund a portion of the cost of construction of the 2020 Preventive Maintenance Group 11 project, which includes Lyell Avenue from Mt. Read Boulevard to State Street.

Section 2. This ordinance shall take effect immediately.



## City of Rochester

City Hall Room 308A, 30 Church Street  
Rochester, New York 14614-1290  
www.cityofrochester.gov

## PARKS & PUBLIC WORKS INTRODUCTORY NO.

Lovely A. Warren  
Mayor

90, 91

DES06

February 25, 2021

TO THE COUNCIL

Ladies and Gentlemen:

Re: 2021 Preventive Maintenance Northwest Group 12 -  
Driving Park Avenue (Ramona Street to Dewey Avenue),  
Emerson Street (Mt. Read Boulevard to Sherman  
Street), Jay Street (Mt. Read Boulevard to at-grade  
Railroad Crossing)

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area:  
Sustaining Green & Active Systems

Transmitted herewith for your approval is legislation related to the 2021 Preventive Maintenance Northwest Group 12 Project. This legislation will:

1. Appropriate \$2,501,600 in anticipated reimbursements from the Federal Highway Administration (FHWA) to finance a portion of the construction and Resident Project Representation (RPR) services for the project; and,
2. Appropriate \$27,086 in anticipated reimbursements from the New York State Marchiselli Aid Program to finance a portion of the design and right-of-way services for the project; and,
3. Authorize the issuance of bonds totaling \$655,000 and the appropriation of the proceeds thereof to partially finance a portion of the construction and RPR services for the project; and,
4. Establish \$450,000 as maximum compensation for a professional services agreement with Fisher Associates, P.E., L.S., L.A., D.P.C. (Rosenn B. Schmid, P.E., CEO, 180 Charlotte Street, Rochester, New York) for RPR services for the 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 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 new bike lanes, curb bump-outs, new left turn lanes on Emerson Street at Glide Street and an evaluation for converting a signalized intersection of Jay Street and Glide Street to a four-way stop. 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 was designed by Joseph C. Lu Engineering, P.C. (Ordinance No. 2019-258).

Fisher Associates, P.E., L.S., L.A., D.P.C. was selected for RPR services through a Request for Proposal process, which is described in the attached summary.



Bids for construction were received on February 5, 2021. The apparent low bid of \$2,742,000.96 was submitted by Sealand Contractors Corp. (Daniel Bree, CEO, 89 High Tech Drive, Rush, New York).

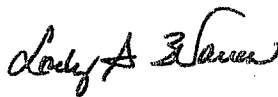
The project will be funded as follows:

Source of Funds	Design & ROW	CSX	Construction	RPR	Contingency	Total
Federal Aid appropriated Ordinance No. 2019-258	228,000	0	0	0	0	\$228,000
Federal Aid appropriated herein	0	0	2,148,930.93	352,669.07	0	\$2,501,600
Marchiselli Aid Appropriated herein	27,086	0	0	0	0	\$27,086
Bonds authorized herein	0	0	529,894.94	92,961.81	32,143.25	\$655,000
2016-17 Cash Capital	29,914	35,000	0	0	0	\$64,914
2020-21 Cash Capital	0	0	26,622.50	4,369.12	0	\$30,991.62
Pure Waters Reimbursement authorized Ordinance No. 2020-108	0	0	36,552.59	0	0	\$36,552.59
<b>Total</b>	<b>\$285,000</b>	<b>\$35,000</b>	<b>\$2,742,000.96</b>	<b>\$450,000</b>	<b>\$32,143.25</b>	<b>\$3,544,144.21</b>

Construction is anticipated to begin in spring 2021 with substantial completion in fall 2021. The construction of the project will result in the creation and/or retention of the equivalent of 38.5 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

## Vendor / Consultant Selection Process Summary

**Department** ENVIRONMENTAL SERVICES  
**Project / Service Title:** PREVENTIVE MAINTENANCE N.W. GROUP #12 (RPR)  
**Consultant Selected:** FISHER ASSOCIATES  
**Method of selection:** ☐ Request for Proposal [Complete 1-7]  
☐ Request for Qualifications [Complete 1-7]  
☒ From the NY State Department of Transportation list of pre-approved Regional engineering firms [Complete 4-7]

**1. Date RFP / RFQ issued:** January 6, 2021

**2. The RFP / RFQ was sent directly to:**

(NYS Region 4 LDSA Firms)	
Barton & Loguidice, D.P.C.	Rochester, NY 14614
Bergmann Associates	Rochester, NY 14604
C&S Companies	Rochester, NY 14614
CHA Consulting, Inc.	Rochester, NY 14614
Clark Patterson Lee	Rochester, NY 14604
Erdman Anthony	Rochester, NY 14620
Fisher Associates	Rochester, NY 14607
Greenman-Pedersen, Inc.	Rochester, NY 14604
Hunt Engineers	Rochester, NY 14614
LaBella Associates, D.P.C.	Rochester, NY 14614
Popli Design Group	Penfield, NY 14526
Ravi Engineering	Rochester, NY 14618
Stantec Consulting	Rochester, NY 14614
TY Lin International	Rochester, NY 14604

**3. Proposals were received from:**

C&S Companies	Rochester, NY 14614
Erdman Anthony	Rochester, NY 14620
Fisher Associates	Rochester, NY 14607
LaBella Associates	Rochester, NY 14614
Stantec Consulting	Rochester, NY 14614

**4. Evaluation criteria**

<u>Criteria</u>	<u>Weighting Points possible</u>	<u>Points received by FIRM</u>
Expertise w/ local projects	10	7.00
Expertise w/ LAFAP procedures	10	7.00
Proposed team members	15	10.5
Firm workload / Team availability	15	12.9
SUBTOTAL	50	37.4



Bonus Points

Federal DBE goals met	+10%	3.74
Workforce goals for M & W met	+10%	<u>3.74</u>
BONUS POINTS SUBTOTAL	+10%	7.48

TOTAL POINTS RECEIVED by the Firm: TT + BP = 44.88
--

5. Review team included staff from: DES/Engineering (5)

6. Additional considerations/explanations:

Evaluation process / criteria was based off the 2019 – 2022 NYSDOT, Region 4 Local Design Service Agreement (LDSA) criteria. All firms on the list certify that they meet the Federal DBE goals (>20%) as established for the project. Firms that meet City workforce goals were awarded bonus points (+10%) herein.

Lu Engineers were excluded from this process as they are the design consultant for the project.

7. MWBE Officer has reviewed the recommended firm's proposal for MWBE and Workforce goals.

MWBE Officer Initials:

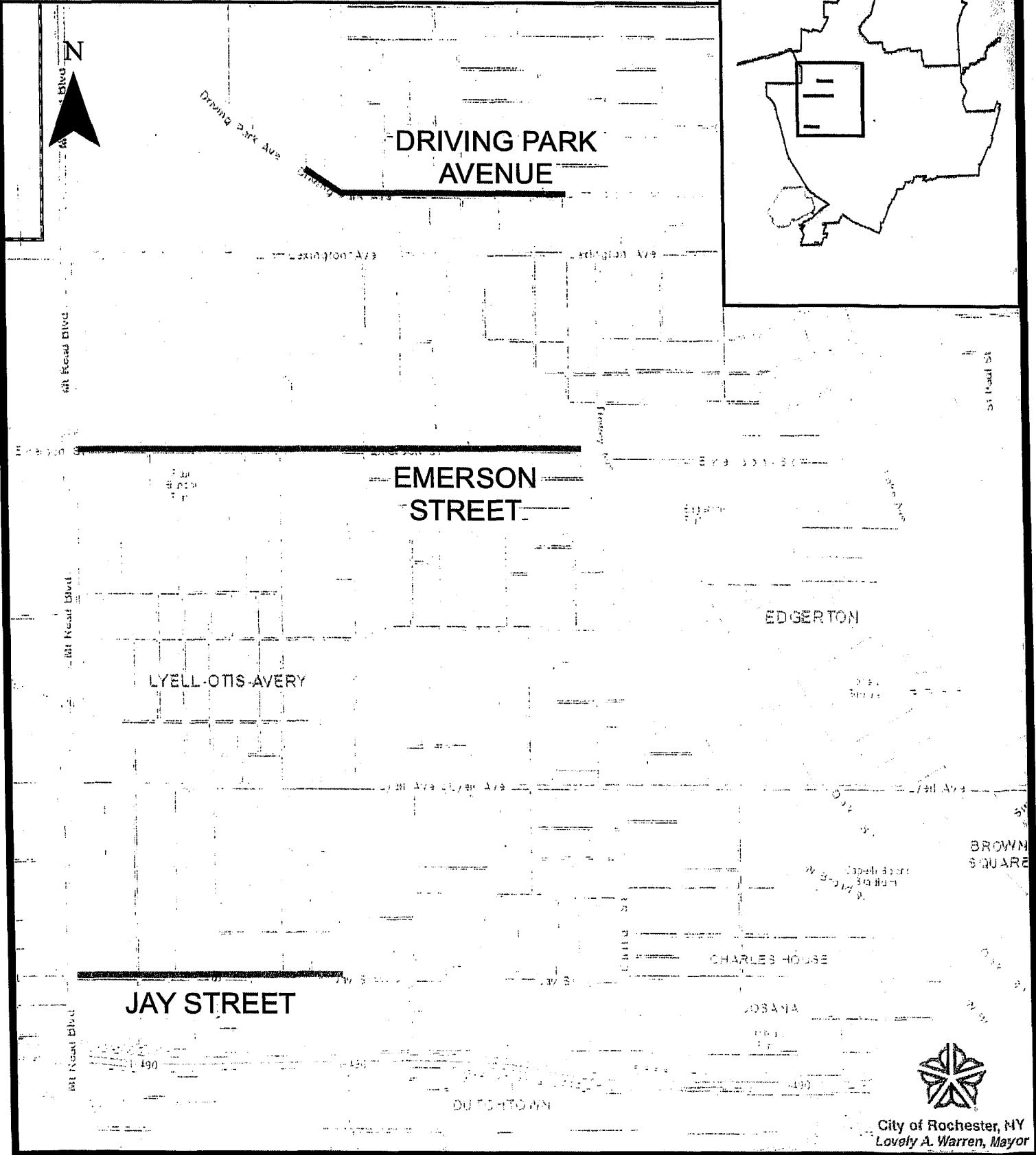
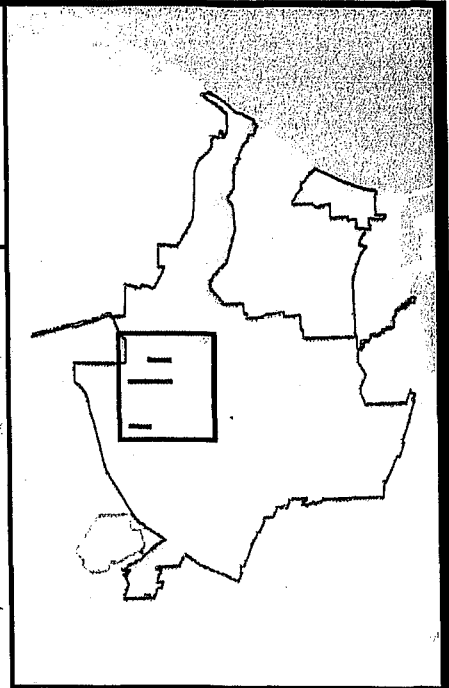
JMM

Date:

1/29/2021

# 2021 PREVENTIVE MAINTENANCE NORTHWEST GROUP 12

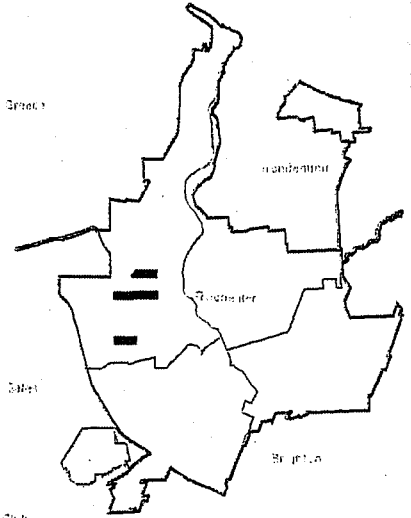
Driving Park Avenue - Ramona St to Finch St  
Emerson Street - Mt Read Blvd to Sherman St  
Jay Street - Mt Read Blvd to CSX Railroad



City of Rochester, NY  
Lovely A. Warren, Mayor

# 2021 PREVENTIVE MAINTENANCE NORTHWEST GROUP 12

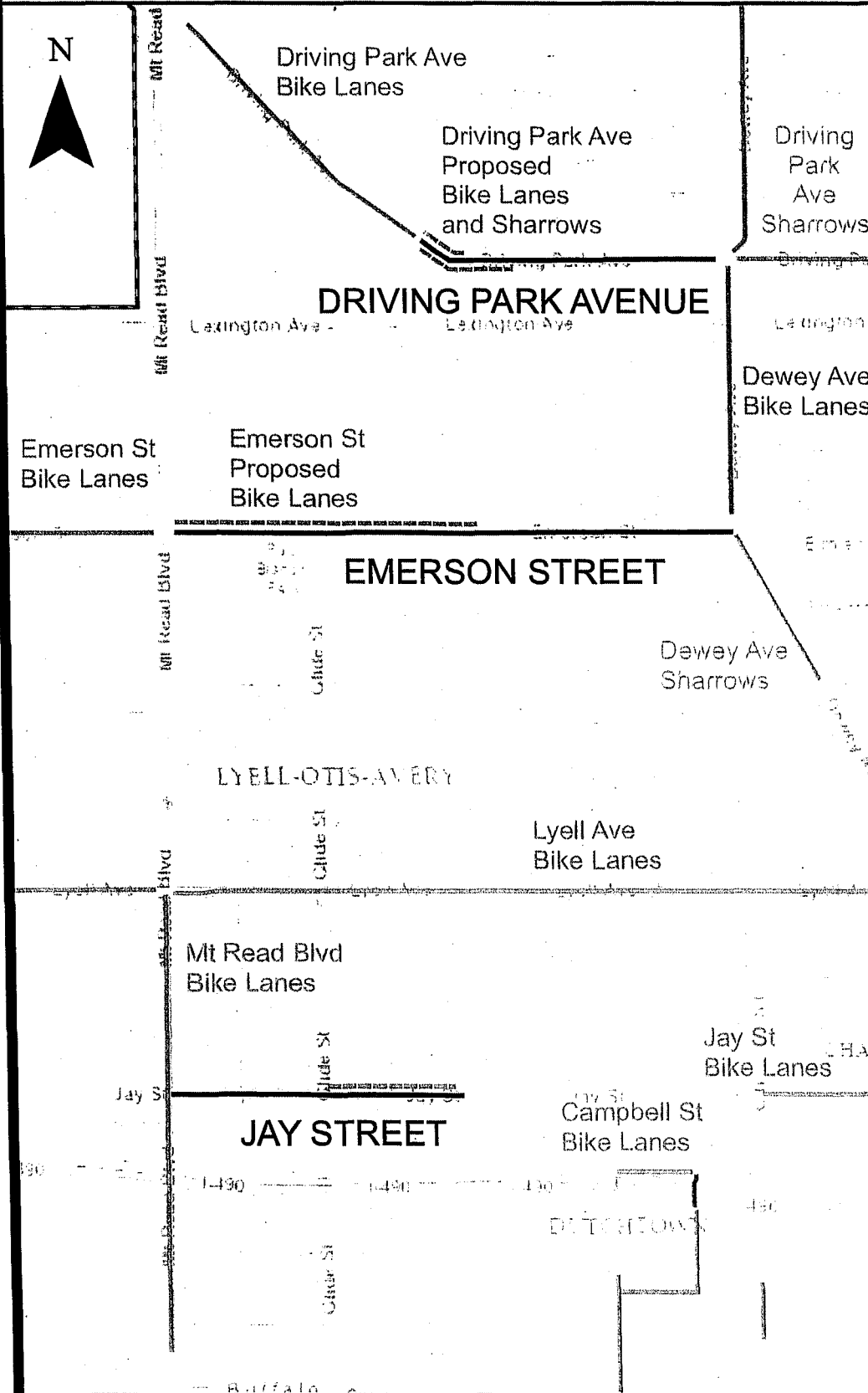
Proposed Bicycle Facilities and  
Bicycle Alternative Map



City of Rochester, NY

## Legend

- Proposed Bike Lane
- Proposed Sharrows
- Off-Street Trail
- On-Street Bike Lane
- On-Street Sharrows
- Project



**INTRODUCTORY NO.**

90

DES #6a

Ordinance No.

**Authorizing funding and an agreement for the 2021 Preventive Maintenance Northwest Group 12 Project**

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

Section 1. The sum of \$2,501,600 in anticipated reimbursements from the Federal Highway Administration (FHWA) is hereby appropriated to fund a portion of the 2021 Preventive Maintenance Northwest Group 12 Project encompassing Driving Park Avenue (Ramona Street to Dewey Avenue), Emerson Street (Mt. Read Boulevard to Sherman Street), and Jay Street (Mt. Read Boulevard to at-grade Railroad Crossing) (the Project).

Section 2. The Council hereby authorizes the receipt and use of \$27,086 in anticipated reimbursements from the New York State Department of Transportation's Marchiselli Aid program and appropriates that sum to fund the Project.

Section 3. The Mayor is hereby authorized to enter into a professional services agreement with Fisher Associates, P.E., L.S., L.A., D.P.C. to provide resident project representation services for the Project. The maximum compensation shall be \$450,000, which shall be funded in the amounts of \$352,669 from FHWA funds appropriated in Section 1 herein, \$92,962 from bonds issued for the Project in a concurrent ordinance, and \$4,369 from 2020-21 Cash Capital. The term of the agreement shall continue to six months after final completion of the Project.

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

Section 5. This ordinance shall take effect immediately.

## INTRODUCTORY NO.

91

DES #6b

Ordinance No.

### **Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$655,000 Bonds of said City to finance the 2021 Preventive Maintenance Northwest Group 12 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"), is hereby authorized to finance a portion of the costs for the 2021 Preventive Maintenance Northwest Group 12 Project consisting of milling and resurfacing of the pavement, spot curb replacements, installing or upgrading sidewalk curb ramps, adjusting and repairing manholes, receiving basins, and water valve castings, replacing traffic pavement markings, and adding bike lanes, curb bump-outs, and new left turn lanes on portions of Driving Park Avenue (Ramona Street to Dewey Avenue), Emerson Street (Mt. Read Boulevard to Sherman Street), and Jay Street (Mt. Read Boulevard to at-grade Railroad Crossing) (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 \$3,544,144. The plan of financing includes the issuance of \$655,000 bonds of the City, the proceeds of which are hereby appropriated to the Project, \$228,000 in anticipated reimbursements from the Federal Highway Administration ("FHWA") authorized in Ordinance No. 2019-258, \$2,501,600 in anticipated reimbursements from the FHWA authorized in a concurrent ordinance, \$27,086 in NYS Marchiselli Aid Program reimbursements authorized in a concurrent ordinance, \$64,914 from 2016-17 Cash Capital, \$30,992 from 2020-21 Cash Capital, \$36,552 in anticipated reimbursements from the Rochester Pure Waters District authorized in Ordinance No. 2020-108 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 \$655,000 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 \$655,000. 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. 20(c) of the Law, is fifteen (15) 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.



**City of Rochester**

City Hall Room 308A, 30 Church Street  
Rochester, New York 14614-1290  
www.cityofrochester.gov

**PARKS & PUBLIC WORKS  
INTRODUCTORY NO.**

92

**Lovely A. Warren**  
Mayor

DES07

February 25, 2021

TO THE COUNCIL

Ladies and Gentlemen:

Re: Appropriation – Rochester Pure Waters District,  
Street Improvement Projects

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area:  
Sustaining Green & Active Systems

Transmitted herewith for your approval is legislation authorizing the receipt and use of up to \$750,000 in anticipated reimbursements from the Rochester Pure Waters District (RPWD) to fund eligible portions of sewer costs on street improvement projects in accordance with the agreement authorized between the City and RPWD via Ordinance No. 2010-438.

Street improvements can require ancillary repairs to the sewer system including adjustments, repairs, replacements, and improvements to the sewer system manholes and catch basins. In the agreement referenced above, RPWD assumed responsibility for these maintenance costs and agreed to reimburse the City annually for the work.

The sewer improvements will result in the creation and/or retention of the equivalent of 8.2 full-time jobs.

Respectfully submitted,

Lovely A. Warren  
Mayor





**INTRODUCTORY NO.**

92

DES #7

Ordinance No.

**Appropriating funds from the Rochester Pure Waters District**

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

Section 1. The Mayor is hereby authorized to accept and use reimbursement funds in the amount of \$750,000 from the Rochester Pure Waters District for sewer improvements associated with the City's street improvement program in accordance with the agreement authorized by Ordinance No. 2010-438.

Section 2. This ordinance shall take effect immediately.



# City of Rochester

City Hall Room 308A, 30 Church Street  
Rochester, New York 14614-1290  
www.cityofrochester.gov

## PARKS & PUBLIC WORKS INTRODUCTORY NO.

93, 94

Lovely A. Warren  
Mayor

DES08

February 25, 2021

TO THE COUNCIL

Ladies and Gentlemen:

Re: Genesee Valley Park Pool and Plaza Upgrades

Council Priority: Creating and Sustaining a Culture of  
Vibrancy

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

Transmitted herewith for your approval is legislation related to the Genesee Valley Park Pool and Plaza Upgrades. This legislation will:

1. Authorize the issuance of bonds totaling \$1,625,000 and the appropriation of the proceeds thereof to partially finance the construction and resident project representation (RPR) services for the Project; and,
2. Establish \$150,000 as maximum compensation for a professional services agreement with The Pike Company, Inc. (Rufus M. Judson, CEO, One Circle Street, Rochester, New York), for resident project representation (RPR) services. The cost of the agreement will be funded as outlined in the chart below.

The project includes exterior renovations to the pool and plaza area at the Genesee Valley Park pool and plaza. Renovations include a new concrete pool deck, pool accessories including a new pool bulkhead, drainage upgrades, LED lighting and an extended concrete bleacher pad. The entry plaza will be fully accessible and include a new seat wall, LED lighting and electronic signage.

The project will be funded as follows:

Source of Funds	Design	Construction	RPR	Contingency	Total
2018-19 Cash Capital	219,530	0	3,444.16	297,526.69	\$520,500.85
Debt authorized herein	0	1,478,444.16	146,555.84	0	\$1,625,000
TOTAL	\$219,530	\$1,478,444.16	\$150,000	\$297,526.69	\$2,145,500.85

The project was designed by Passero Associates, Engineering, Architecture & Surveying D.P.C. (John Caruso P.E., CEO, 242 West Main Street Suite 100, Rochester, NY) as authorized by Ordinance No. 2019-284.



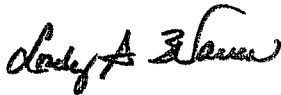
The Pike Company, Inc. was selected for Resident Project Representation services through a Request for Proposal process, which is described in the attached summary.

Bids for construction were received January 2021. The apparent low bid General Contractor (GC) bid of \$1,241,195.78 and GC-Alt.#1 of \$54,448.38 was submitted by C.P.Ward, Inc. (Kenneth Stewart, President, 100 W. River Road, PO Box 900, Scottsville, NY). The apparent low Electrical Contractor (EC) bid of \$121,900 and EC-Alt. No. 1 of \$60,900 was submitted by North Coast Electrical Solutions, LLC (Diane Fico, President, 30 Grace Marie Drive, Webster, NY).

Construction is anticipated to begin in spring 2021 with substantial completion in fall 2021. The construction will result in the creation and/or retention of the equivalent of 21 full-time jobs.

The agreement shall have a term of three (3) months after completion of the two-year guarantee of the project.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Lovely A. Warren". The signature is fluid and cursive, with the first name "Lovely" and the last name "Warren" clearly distinguishable.

Lovely A. Warren  
Mayor

## Vendor / Consultant Selection Process Summary

<b>Department</b>	ENVIRONMENTAL SERVICES
<b>Project / Service Title:</b>	GENESEE VALLEY PARK POOL & PLAZA UPGRADES
<b>Consultant Selected:</b>	THE PIKE COMPANY
<b>Method of selection:</b>	<input checked="" type="checkbox"/> Request for Proposal [Complete 1-7]
	<input type="checkbox"/> Request for Qualifications [Complete 1-7]
	<input type="checkbox"/> From the NY State Department of Transportation list of pre-approved Regional engineering firms [Complete 4-7]

1. Date RFP / RFQ issued: DECEMBER 22, 2020

**2. The RFP / RFQ was sent directly to:**

The Pike Company	Rochester, NY 14607
The Dimarco Constructors	Rochester, NY 14623
Lechase Construction	Rochester, NY 14626
Christa Construction	Rochester, NY 14614
BLM Construction	Rochester, NY 14623
LiRo Engineers	Rochester, NY 14604
Savin Engineers	Syracuse, NY 13206
Laland-Baptiste	Rochester, NY 14614
Eli Smith Contractors	Syracuse, NY 13203
Stantec Consulting Services	Rochester, NY 14614
TY Lin	Rochester, NY 14607
Labella Associates	Rochester, NY 14614
The Popli Group	Penfield, NY 14526
Bergmann Associates	Rochester, NY 14604
Fisher Associates	Rochester, NY 14607
Clark, Patterson, Lee	Rochester, NY 14604
Hunt Engineers	Rochester, NY 14614
Arcadis	Rochester, NY 14604

**3. Proposals were received from:**

Baptiste Engineering	Rochester, NY 14614
The Pike Company	Rochester, NY 14607
Ravi Engineering	Rochester, NY 14604
LiRo Engineers, Inc.	Rochester, NY 14608
Lu Engineers	Rochester, NY 14604

#### 4. Evaluation criteria

<u>Criteria</u>	<u>Weighting Points possible</u>	<u>Points received by FIRM</u>
Team Qualifications	50.00	37.20
Technical Proposal	40.00	33.80
Firm Performance	10.00	8.00
SUBTOTAL (TT)	100	79.00

#### Bonus Points

City business: 10% of total	7.90
Prime is an MWBE: 10% of total	0.00
Prime uses 10% - 20% MWBE subs	3.95
Prime uses 20%+ MWBE subs	0.00
<u>Workforce goals for M &amp; W met</u>	<u>0.00</u>
BONUS POINTS SUBTOTAL (BP)	11.85 ~ 12

<b>TOTAL POINTS RECEIVED by the Firm: TT + BP = 91</b>
--

5. Review team included staff from: DES/Engineering (4); DES/Architecture (1)

#### 6. Additional considerations/explanations:

Passero Associates was excluded from this process as they are the design consultant for the project.

#### 7. MWBE Officer has reviewed the recommended firm's proposal for MWBE and Workforce goals.

MWBE Officer Initials: *CMS/PL* Date: *1/26/21*

Form date 1/4/19

# INTRODUCTORY NO.

93

DES #8a

Ordinance No.

## **Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$1,625,000 Bonds of said City to finance the Genesee Valley Park Pool and Plaza Upgrades 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"), is hereby authorized to finance a portion of the costs for the Genesee Valley Park Pool and Plaza Upgrades to the pool and plaza located at 115 Elmwood Avenue to include a new concrete pool deck, new bulkhead and other pool accessories, drainage upgrades, LED lighting, an extended concrete bleacher pad, electronic signage and accessibility improvements (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 \$2,145,501. The plan of financing includes the issuance of \$1,625,000 bonds of the City, the proceeds of which are hereby appropriated to the Project, \$520,501 from 2018-19 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 \$1,625,000 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 \$1,625,000. 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.19 of the Law, is fifteen (15) 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.

**INTRODUCTORY NO.**

**94**

DES #8b

Ordinance No.

**Authorizing an agreement for the Genesee Valley Park Pool and Plaza Upgrades project**

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with The Pike Company, Inc. to provide resident project representation services for the Genesee Valley Park Pool and Plaza Upgrades (the Project). The maximum compensation shall be \$150,000, which shall be funded in the amounts of \$146,555.84 from bonds issued for the Project in a concurrent ordinance, and \$3,444.16 from 2018-19 Cash Capital. The term of the agreement shall continue to three months after completion of the Project's two-year guarantee inspection.

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.





## City of Rochester

City Hall Room 308A, 30 Church Street  
Rochester, New York 14614-1290  
www.cityofrochester.gov

## PARKS & PUBLIC WORKS INTRODUCTORY NO.

95, 96

Lovely A. Warren  
Mayor

DES09

February 25, 2021

TO THE COUNCIL

Ladies and Gentlemen:

Re: Rundel Library Structural Terrace Improvements  
Phase IV Project

Council Priority: Creating and Sustaining a Culture of  
Vibrancy

Comprehensive Plan 2034 Initiative Area:  
Sustaining Green & Active Systems

Transmitted herewith for your approval is legislation related to the Rundel Library Structural Terrace Improvements Phase IV project. This legislation will:

1. Authorize the issuance of bonds totaling \$600,000 and the appropriation of the proceeds thereof to partially finance the construction and resident project representation (RPR) of the Project. The estimated total project cost will increase to \$9,825,027 including the bonds issued herein. The total cost of the project will be funded from the sources outlined below; and,
2. Authorize an amendatory agreement with LaBella Associates, D.P.C. (Steve Metzger, CEO, 300 State Street, Suite 201, Rochester, New York). This amendment will increase the maximum total compensation by \$250,000 to a maximum total of \$1,570,000 and will be funded with bonds appropriated herein.

The project includes the reconstruction of the Rundel Library north terrace and elevated east sidewalk over the former subway tunnel. High priority structural repairs to the substructure are included along with amenities such as a fully accessible river theater, tiered seating overlooking the Genesee River, landscape architectural features, LED accent lighting, and a public art installation with LED lighted gateway and illuminated runnel.

This ROC the Riverway project will create a vibrant terrace that celebrates the library and the history of the Erie Canal and aqueduct, improves visibility and public access to the riverfront and provides enhanced outdoor public space for gathering and library programming.

The bonds authorized herein, along with prior approved funding, will be utilized for construction services related to unforeseen structural and environmental site conditions identified during construction. The amendatory agreement authorized herein will fund additional construction phase design services and resident project representation (RPR) services related to the project and unforeseen conditions and structural design adjustments.

Ordinance No. 2016-343, Ordinance No. 2018-300, and Ordinance No. 2020-113 authorized an agreement with LaBella Associates, D.P.C. for engineering, planning and landscape architectural services in a maximum amount of \$1,320,000. Ordinance No. 2019-09 authorized an agreement with Rochester District Hearing Cooperative, Inc. for the relocation of existing steam pipe in preparation for the project in a maximum amount of \$35,000.



\$1,500,000 was appropriated by Ordinance No. 2019-370 which was awarded by the Honorable Governor Andrew Cuomo through the ROC the Riverway initiative.

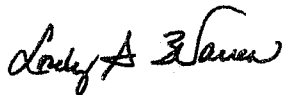
The construction of the project will be funded as follows:

Source of Funds	Design and RPR	Construction & Site Preparation	Total
Bonds authorized Ordinance No. 2016-344	1,300,000	2,157,000	\$3,457,000
Rochester Gas & Electric grant appropriated Ordinance No. 2020-113	20,000	158,027	\$178,027
DASNY Grants appropriated Ordinance No. 2018-53	0	2,000,000	\$2,000,000
Bonds authorized Ordinance No. 2018-313	0	250,000	\$250,000
ROC the Riverway grant appropriated Ordinance 2019-370	0	1,500,000	\$1,500,000
Bonds authorized Ordinance No. 2019-371	0	1,070,000	\$1,070,000
Bonds authorized Ordinance No. 2020-45	0	770,000	\$770,000
Bonds authorized herein	250,000	350,000	\$600,000
Total:	\$1,570,000	\$8,255,027	\$9,825,027

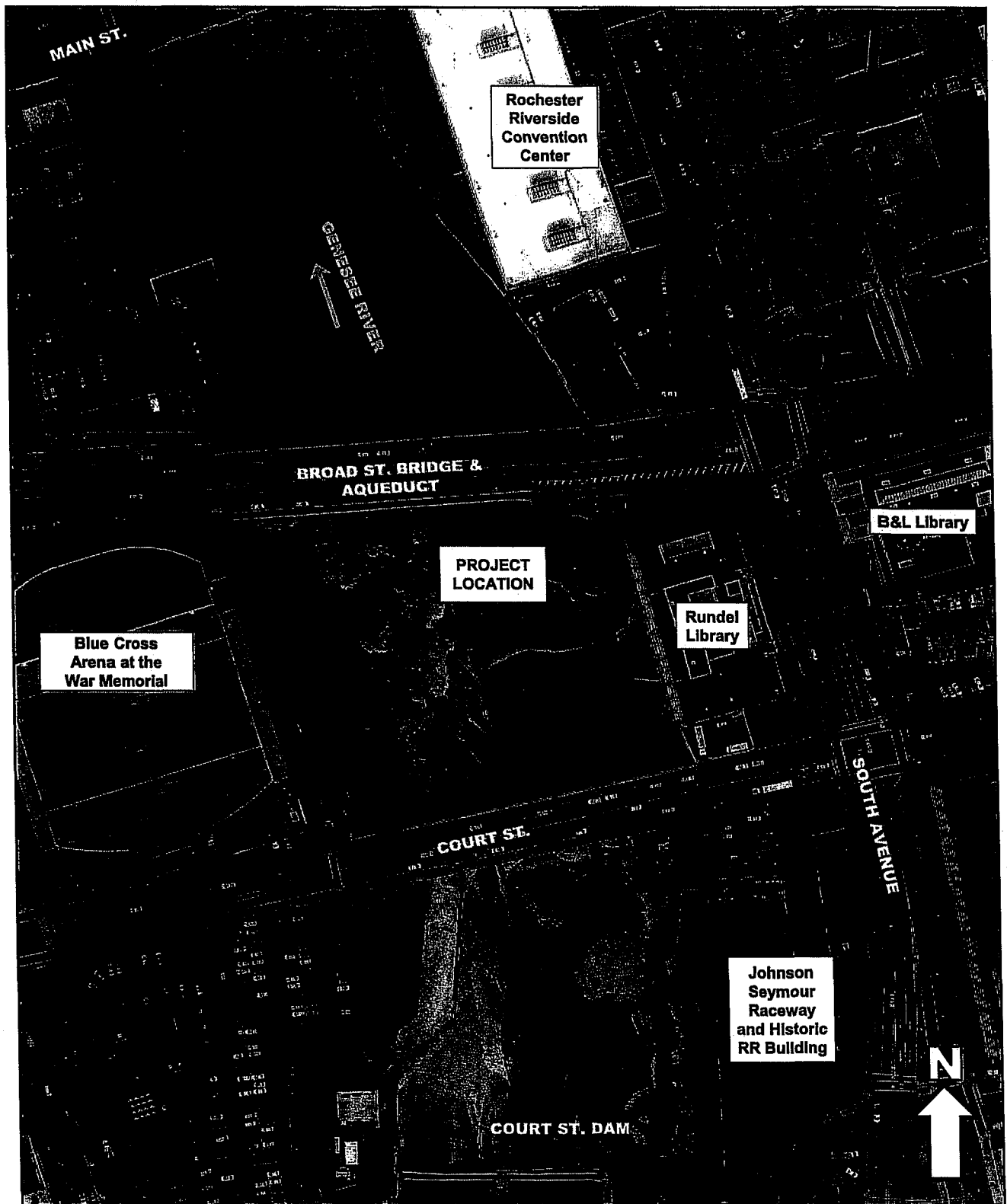
Project construction is underway with anticipated completion in fall 2021. The additional funding will result in the creation and/or retention of the equivalent of 6.5 full-time jobs.

The amended agreement shall extend until three (3) months after completion of a two-year guarantee inspection of the project

Respectfully submitted,



Lovely A. Warren  
Mayor



**Project Location - Aerial Map**

**Rundel Library Structural Terrace Repairs Phase IV Project  
City of Rochester, New York**

# INTRODUCTORY NO.

95

DES #9a

Ordinance No.

## **Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$600,000 Bonds of said City to finance the costs of the Rundel Library Structural Terrace Improvements Phase IV 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"), is hereby authorized to finance a portion of the costs of the Rundel Library Structural Terrace Improvements Phase IV Project, including reconstruction of the north terrace, structural repairs to the underlying substructure, enhanced outdoor gathering spaces, improved public access and visibility to the riverfront, landscape features, terrace lighting, and, along the east sidewalk on South Avenue, reconstruction of the sidewalk and the adjacent elevated sidewalk and bus stop, and illuminated runnel (collectively, 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 \$9,825,027. The plan of financing includes the issuance of \$600,000 in bonds of the City, which amount is hereby appropriated therefor, the issuance of \$3,457,000 bonds of the City authorized in Ordinance No. 2016-344, the issuance of \$770,000 bonds of the City authorized in Ordinance No. 2020-45, \$178,027 from a Rochester Gas and Electric Corporation grant appropriated in Ordinance No. 2020-113, \$2,000,000 in anticipated reimbursements from the Dormitory Authority of the State of New York appropriated in Ordinance No. 2018-53, the issuance of \$250,000 bonds of the City authorized in Ordinance No. 2018-313, \$1,500,000 in anticipated reimbursements from the New York State ROC the Riverway/Upstate Revitalization Initiative appropriated in Ordinance No. 2019-370, the issuance of \$1,070,000 bonds of the City authorized in Ordinance No. 2019-371, 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 \$600,000 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 \$600,000. 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 Section 11.00 a. 12(a)(1) of the Law, is twenty-five (25) 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.

**INTRODUCTORY NO.**

96

DES #9b

Ordinance No.

**Authorizing an amendatory agreement for the Rundel Library Structural Terrace Improvements Phase IV 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 amendatory professional services agreement with LaBella Associates, D.P.C. for additional engineering, design and resident project representation services for the Rundel Library Structural Terrace Improvements Phase IV Project (Project). The agreement for those services authorized in was authorized by Ordinance No. 2016-343 as amended by Ordinance Nos. 2018-300 and 2020-113, is hereby further amended to increase the maximum compensation by \$250,000 to a new total of \$1,570,000. The amendatory compensation amount shall be funded from the issuance of City bonds authorized in a concurrent ordinance.

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.

**City of Rochester**

City Hall Room 308A, 30 Church Street  
 Rochester, New York 14614-1290  
[www.cityofrochester.gov](http://www.cityofrochester.gov)

**PARKS & PUBLIC WORKS**  
**INTRODUCTORY NO.**

97, 98

**Lovely A. Warren**  
 Mayor

DES10

February 25, 2021

TO THE COUNCIL

Ladies and Gentlemen:

Re: East Main Street Bridge over CSX Trans/Amtrak

Council Priority: 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. Authorize the issuance of bonds totaling \$200,000 and the appropriation of the proceeds thereof to finance an agreement with CSX Transportation; and,
2. Establish \$200,000 as total maximum compensation for an agreement with CSX Transportation, Inc. (Jacksonville, Florida) for construction engineering and inspection services. The cost of the agreement will be funded from bonds authorized herein.

The agreement with CSX Transportation is required to provide construction engineering and inspection services (flagman) to protect the interests of CSXT. Flagging services are required by federal law when projects are within close proximity to active rail lines and are thus required for the East Main Street Bridge over CSX Trans/Amtrak preventative maintenance project. These services can only be performed by personnel qualified by CSXT.

The project will be funded as follows:

Source of Funds	Design & Material Testing	Construction	CSX Construction Agreement	RPR	Total
Federal Aid appropriated Ordinance No. 2019-223	124,450	0	0	0	\$ 124,450
Federal Aid appropriated Ordinance No. 2021-20	0	1,200,000	0	88,580	\$ 1,288,580
Bond authorized Ordinance No. 2021-21	0	91,952.45	0	133,047.55	\$ 225,000
Bonds Authorized herein	0	0	200,000	0	\$ 200,000
2012-13 Cash Capital	23,133.85	0	0	0	\$ 23,133.85
2014-15 Cash Capital	24,350	0	0	0	\$ 24,350



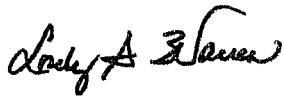


2017-18 Cash Capital	36,866.15	0	0	0	\$ 36,866.15
2018-19 Cash Capital	25,000	0	0	0	\$ 25,000
2019-20 Cash Capital	0	0	0	28,372.45	\$ 28,372.45
Total	\$ 233,800	\$ 1,291,952.45	\$ 200,000	\$ 250,000	\$ 1,975,752.45

Construction is anticipated to begin in the spring 2021 and completed in fall 2021. The agreement will result in the creation and/or retention of the equivalent of 2.2 full-time jobs.

The term of the agreement will extend until five (5) years after project completion.

Respectfully submitted,



Lovely A. Warren  
Mayor



## East Main Street Bridge over CSX Trans/Amtrak Project

Project Location Map

Map Not To Scale



**INTRODUCTORY NO.**

97

DES #10a

Ordinance No.

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$200,000 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 \$200,000 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, removing and replacing the concrete parapet and fencing system, and construction engineering and inspectors to preserve safety when work occurs along active rail lines ("Project"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,975,752. The plan of financing includes the issuance of \$200,000 bonds of the City, which amount is hereby appropriated therefor, \$225,000 in City bonds authorized in Ordinance No. 2021-21, \$124,450 in Federal Highway Administration (FHWA) aid appropriated in Ordinance No. 2019-223, \$1,288,580 in FHWA aid appropriated in Ordinance No. 2021-20, \$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 \$200,000 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 \$200,000. 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.

**INTRODUCTORY NO.**

98

DES #10b

Ordinance No.

**Authorizing an agreement for 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 Mayor is hereby authorized to enter into a professional services agreement with CSX Transportation, Inc. to provide construction engineering and inspection services for the East Main Street Bridge over CSX Tran/Amtrak project (Project). The maximum compensation shall be \$200,000, which shall be funded from the proceeds of the City bonds authorized in a concurrent ordinance. The term of the agreement shall continue until five years after Project completion.

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

Section 3. This ordinance shall take effect immediately.



## City of Rochester

City Hall Room 308A, 30 Church Street  
Rochester, New York 14614-1290  
www.cityofrochester.gov

## PARKS & PUBLIC WORKS INTRODUCTORY NO.

99

Lovely A. Warren  
Mayor

DES11

TO THE COUNCIL

February 25, 2021

Ladies and Gentlemen:

Re: Geometric Changes – Holland Townhomes (250  
Holland Street)

Council Priority: Creating and Sustaining a  
Culture of Vibrancy and Jobs and Reinforcing Strong  
Neighborhoods

Transmitted herewith for your approval is legislation authorizing geometric changes for the Rochester Housing Authority Holland Townhomes project located at 250 Holland Street.

Geometric changes for the project include:

1. Kelly Street; from Holland Street to Hudson Ave
  - a. Beginning at point 35' east of the southeast corner of Kelly Street and Holland Street; increase the pavement width from 40' to 60' for a distance of 135'
2. Holland Street; from Kelly Street to Angle Point
  - a. Beginning at a point 44' north of the southeast corner of Kelly Street and Holland Street; increase the pavement width from 30' to 48' for a distance of 48'
  - b. Continue north along the existing curb-line unchanged a distance of 113'
  - c. Increase the pavement width from 30' to 48' for a distance of 10'
  - d. Continue north along the existing curb-line unchanged a distance of 189'
  - e. Increase the pavement width from 30' to 48' for a distance of 81'
3. Holland Street from Hudson Avenue to Angle Point
  - a. Beginning at a point 143' west of the southwest corner of Hudson Avenue and Holland Street; increase the pavement width from 29' to 45' for a distance of 27'
  - b. Continue west along the existing curb-line unchanged a distance of 148'
  - c. Increase the pavement width from 30' to 45' for a distance of 63'

This change includes the addition and construction of 44 parking spaces along the perimeter of the complex with code compliant accessible parking spaces. In addition to the pavement width changes, the project includes new access ramps, installation of curb and sidewalk replacement.

A public informational meeting was held on January 20, 2021. A copy of the minutes from this meeting are attached. The geometric changes required for the project were endorsed by the Traffic Control Board on October 7, 2020.

Construction is anticipated to begin in spring of 2021, and completion is anticipated by fall of 2021. A public hearing on the pavement width changes is required.

Respectfully submitted,

Lovely A. Warren

Mayor

PHONE: 585.428.7045

Fax: 585.428.6059

TTY: 585.428.6054

EEO/ADA Employer



Anthony L. Jordan  
Health Center

First Genesis  
Baptist Church  
†

Holland Townhouses

Wilson St

Wilson St

Woodbury Street

R Community Bikes  
Bicycle Store

Camino Al Cielo Inc

Latino Paradise  
Takeout • Delivery

Pentecost  
Christian Mission  
† †

Nash St

Nash St

Nash St

Holland St

Holland St

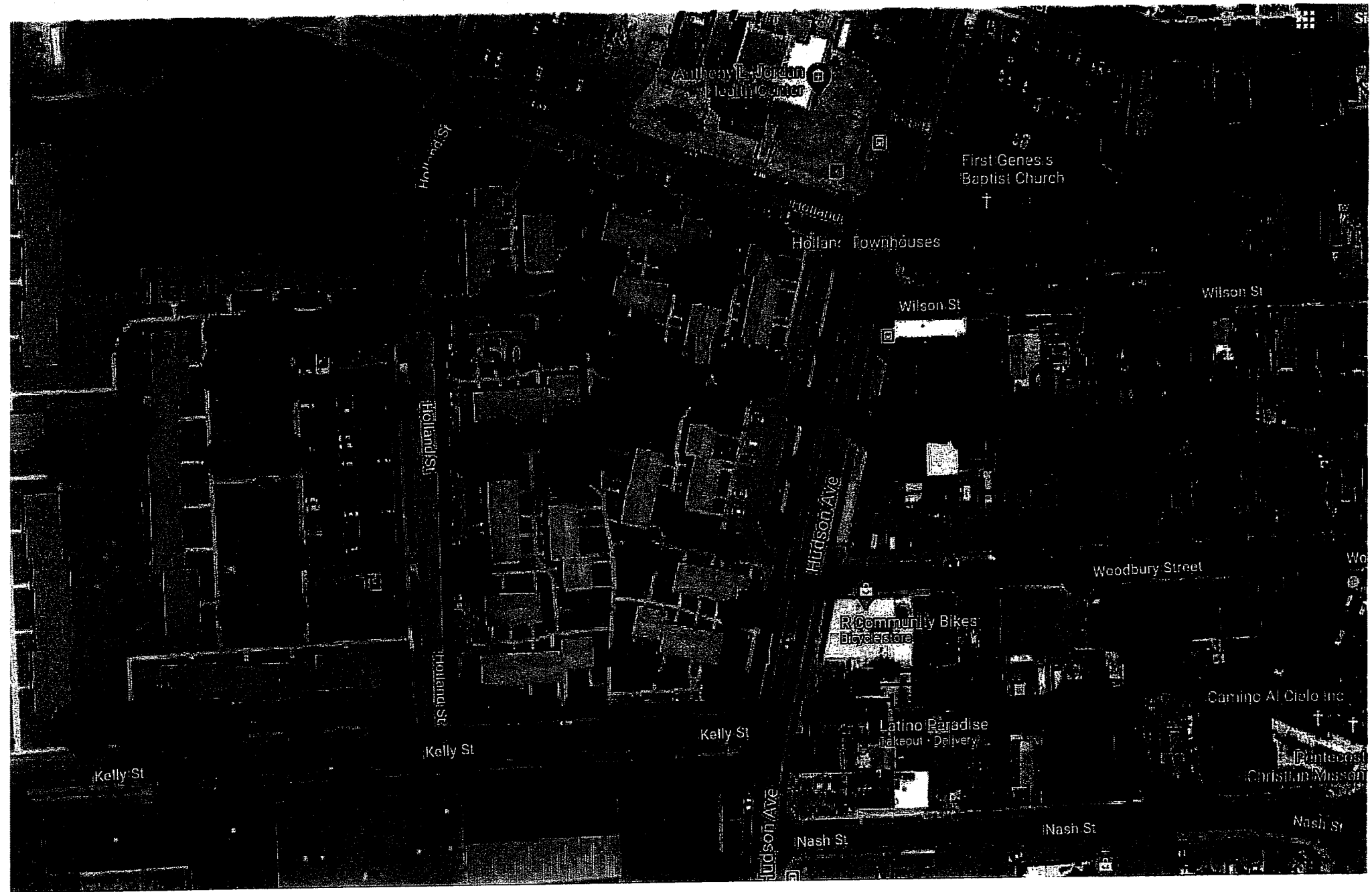
Kelly St

Kelly St

Hudson Ave

Hudson Ave

Kelly St







## City of Rochester

Department of Environmental Services  
City Hall Room 300B, 30 Church Street  
Rochester, New York 14614-1290  
[www.cityofrochester.gov](http://www.cityofrochester.gov)

Bureau of Architecture  
and Engineering

### Inter-Departmental Correspondence

To: Traffic Control Board Members

From: Holly Barrett, Chairperson

Date: November 17, 2020

Subject: Traffic Control Board Minutes – **October 7, 2020**

Meeting held via Zoom.

#### **BOARD MEMBERS PRESENT**

Erik Frisch, representing Holly Barrett, Chairperson  
Holly Barrett, Chairperson  
Brent Penwarden, representing Jim Pond, Monroe County Department of Transportation  
Johanna Brennan, representing Timothy Curtin, Law Department  
Laura Miller, representing Rosiland Brooks-Harris, Finance Department  
Rick Rynski, representing Commissioner Gary Kirkmire, Neighborhood and Business Development  
Sgt. Jon Rivers, representing interim Chief Mark Simmons, Rochester Police Department

#### **BOARD MEMBERS ABSENT**

#### **OTHERS IN ATTENDANCE**

Don Wiegand, MCDOT  
Bre'Asia Griffin, DES/Permits  
Darin Ramsay, DES/A&E  
Lauren Monaghan, DES/A&E  
Hugh Gorman, Marathon Engineering  
Shannon Verbridge, Lecessee Construction  
Kurt Hedrich, Rochester District Heating  
Patrick Gooch, Monroe County Planning  
Gus Burrey, Pike Company

#### **CONSTRUCTION**

1. Exchange Blvd (West River Wall) – MPOT bike  
B. Penwarden noted that he sent comments out yesterday on latest set of plans.  
E. Frisch noted that Bergmann and Associates need to respond to those comments. This is a priority item that he received requests for while doing a Roc the Riverway tour on the past weekend. This will return to the next meeting for approval.  
  
E. Frisch tabled this item.



2. Chestnut St – MPOT

Kurt Hedrich noted that the traffic plan that was submitted was not what was implemented. The southbound curb lane was closed instead of the center lane as the excavation was more to the west. The middle lane is open and there is through traffic in two directions. Elm St can exit onto Chestnut St, currently the right hand turn is restricted, but vehicles cannot enter. They will be doing pressure testing today. If leak is where they think it is, repairs can start.

B. Penwarden asked that Liberty Underground mark up the existing sheet with the current traffic pattern/closure and email to him. He asked about the expected duration of work.

K. Hedrich noted that expected duration was a month, but they haven't yet located the leak. Abatement was completed yesterday. If leak is not in the area currently excavated, it will take longer. His best guess is another 2 weeks.

B. Penwarden recommended an email approval after getting a revised MPOT plan.

E. Frisch tabled this item.

3. Cumberland St – MPOT

L. Monaghan noted that crews will be closing down a short section of Cumberland St, between N. Clinton Ave and St. Paul St over the Columbus Day weekend to do maintenance before winter shutdown.

B. Penwarden noted that he sent back a marked up plan. Only major change was to convert Westcott St to a 2 way street.

L. Monaghan noted crews will bag the one way signs. Duration of work will be from the close of business on Friday (Oct 9) to Monday (Oct 12) evening.

H. Barrett asked if the City had reached out to property owners along Westcott St regarding this project?

L. Monaghan noted that she had notified all affected property owners and businesses.

B. Penwarden made a Motion to Approve the Maintenance and Protection of Traffic for the Cumberland St closure for emergency pavement repair as shown on the marked up plan.

R. Rynski second the motion and the motion was approved.

4. 50 South Ave (Rochester Convention Center) – MPOT

G. Burrey noted that they are removing and replacing escalators in the Convention Center including those in the pedestrian bridge to the garage. They need to close off parking lane and sidewalk which will allow the installation of new stairs. Closure will last from end of October until February 2021. The pedestrian bridge won't need any shoring during work.

B. Penwarden noted pedestrians will be detoured to the west side of South Ave at Main St and Broad St. The Contractor will need approval from parking to close these spots.

B. Griffin noted that she would work with the contractor on the required parking forms.

B. Penwarden made a Motion to Approve the temporary maintenance and protection of pedestrian traffic for the 50 South Ave Convention Center Project from the end of October until February 2021 as shown on the marked up drawing by B. Penwarden.

R. Rynski second the motion and the motion was approved.

5. 260 Dr. Samuel McCree Way – MPOT

S. Verbridge noted that this project will see the demolition of 3 existing houses and the building an apartment building. They would like to close sidewalk for duration of the project, which is about one year. B. Penwarden noted that TCB normally diverts pedestrians across the street. However, in this case, the nearest crosswalks are at Jefferson Ave and Genesee St. The contractor would need to add a temporary marked crosswalk at Wooden St and skewed across Dr. Samuel McCree Way to the school property curb cut opposite. This could be done with removable tape. H. Barrett would need to approve the temporary crosswalk.

H. Barrett asked if sidewalk needed to be closed the entire time during the project?

S. Verbridge replied that they could open the sidewalk once siding is up on the new building.

H. Barrett asked for a revised schedule with a shorter duration of sidewalk closures. She would prefer to close sidewalks only when necessary.

S. Verbridge noted that construction is planned to start at the end of the month. She can revise the schedule for sidewalk closures throughout the project. They will need a closure for the duration of the demolition, starting at the end of October. This will be for 2-3 weeks duration.

H. Barrett asked that the contractor implement the temporary crosswalk at Wooden St. This can stay in place for the duration of the project.

B. Penwarden noted that more signs will need to be added to the detour plan with the temporary crosswalk. He will send a revised plan out to the contractor. He will also look at pedestrian detour needed on Wooden St as well.

H. Barrett noted that approvals of the revised plan can be done at the October 21, 2020 TCB meeting.

E. Frisch tabled this item.

6. Holland St Townhouses – Geometric changes

H. Gorman noted that this is a project to expanding parking. They are proposing 41 parking spaces around the parameter of the site.

B. Penwarden noted that there are existing, new and expanded bump outs on Holland St and Kelly St. Traffic volumes are very low on Holland St. He and J. Pond discussed the proposal and were okay with adding perpendicular parking.

E. Frisch made a Motion to Endorse the following pavement width changes associated with the RHA Holland Townhouses:

On Kelly St from Holland St to Hudson Ave

- Beginning at point 35' east of the southeast corner of Kelly St and Holland St; increase the pavement width from 40' to 60' for a distance of 135'

On Holland St from Kelly St to Angle Point

- Beginning at a point 44' north of the southeast corner of Kelly St and Holland St; increase the pavement width from 30' to 48' for a distance of 48'
- Continue north along the existing curb-line unchanged a distance of 113'
- Increase the pavement width from 30' to 48' for a distance of 10'
- Continue north along the existing curb-line unchanged a distance of 189'
- Increase the pavement width from 30' to 48' for a distance of 81'

On Holland St from Hudson Ave to Angle Point

- Beginning at a point 143' west of the southwest corner of Hudson Ave and Holland St; increase the pavement width from 29' to 45' for a distance of 27'

- Continue west along the existing curb-line unchanged a distance of 148'
- Increase the pavement width from 30' to 45' for a distance of 63'

B. Penwarden seconded the motion and the motion was approved.

#### **OLD BUSINESS**

1. 321 Post Ave/School 16 (Watts Eng.) – Parking changes

D. Ramsay noted that the School Traffic Safety Committee will review the proposed changes at their meeting on October 15. These changes should be ready for approval at the October 21, 2020 TCB meeting.

E. Frisch tabled this item.

#### **NEW BUSINESS**

1. School 23 (Barrington St) – Parking changes

D. Wiegand noted that the geometrics were approved at a previous TCB meeting. Parking changes are now ready to be approved. MCDOT has some issues with sign sleeves that the contractors have installed, but this doesn't affect the parking changes.

B. Penwarden noted that currently there is No Parking in the recessed areas on the east side of Barrington St. This will change to No Stopping, 7-9:30 am and 2-4:30 pm, School Days, Except Buses. This will add parking to the street outside of those times.

B. Penwarden made a Motion to Abolish TCBO #8909140 and #5908097 and Establish:

- No Standing on the east side of Barrington St from Milburn St to 42' north of Milburn St
- No Stopping, 7-9:30 am and 2-4:30 pm School Days, Except Buses, on the east side of Barrington St from 42' north of Milburn St to 172' north of Milburn St
- No Standing on the east side of Barrington St from 172' north of Milburn St to 217' north of Milburn St
- No Stopping, 7-9:30 am and 2-4:30 pm School Days, Except Buses, on the east side of Barrington St from 217' north of Milburn St to 327' north of Milburn St
- Alternate Parking on the east side of Barrington St from 327' north of Milburn St to Park Ave
- Alternate Parking on the west side of Barrington St from 327' north of Milburn St to Park Ave

R. Rynski second the motion and the motion was approved.

2. 25 Strohm St – HCAP

D. Ramsay noted that this was a request from resident to ease access to her house for her disabled husband.

B. Penwarden made a Motion to Establish Handicapped Parking on the south side of Strohm St from 600' east of Clayton St to 620' east of Clayton St.

R. Rynski seconded the motion and the motion was approved.

3. Magee Ave – Abolish Stop sign

B. Penwarden noted this abolishment is a part of Magee/Raines Improvement Project. MCDOT is proposing to abolish one of the westbound Stop Signs on Magee Ave. This proposal will eliminate the first Stop Sign at Magee Ave and the northbound lane of Raines Park. The Stop Sign on southbound lanes of the Raines Park intersection will remain. Drivers are currently stopping twice in the westbound direction. Just one Stop Sign will be removed.

B. Penwarden made a Motion to Abolish TCBO #6408058 (A westbound Stop Sign at Raines Park)

R. Rynski seconded the motion and the motion was approved.

4. Dewey Ave – Turning lanes

B. Penwarden noted this is a part of the 2019 Preventative Maintenance NW Group #5 project. It is adding turning lanes throughout the corridor.

B. Penwarden made a Motion to Establish:

- A Left Turn Only lane northbound on Dewey Ave at Winchester St
- A Two Way Left Turn lane northbound and southbound on Dewey Ave from Winchester St to 175' north of Winchester St
- A Left Turn Only lane northbound on Dewey Ave at Langford Road
- A Two Way Left Turn lane northbound and southbound on Dewey Ave from Langford Road to 130' north of Langford Road
- A Left Turn Only lane northbound on Dewey Ave at Glenthorne Road
- A Two Way Left Turn lane northbound and southbound on Dewey Ave from Glenthorne Road to 130' north of Glenthorne Road
- A Left Turn Only lane northbound on Dewey Ave at Parkwood Road
- A Two Way Left Turn lane northbound and southbound on Dewey Ave from Parkwood Road to 90' north of Parkwood Road
- A Left Turn Only lane northbound on Dewey Ave at Dunsmere Dr
- A Two Way Left Turn lane northbound and southbound on Dewey Ave from Dunsmere Dr to 90' north of Dunsmere Dr
- A Left Turn Only lane northbound on Dewey Ave at Fillingham Dr
- A Two Way Left Turn lane northbound and southbound on Dewey Ave from Fillingham Dr to Morville Dr
- A Left Turn Only lane northbound on Dewey Ave at Lynchester St
- A Two Way Left Turn lane northbound and southbound on Dewey Ave from Lynchester St to 80' north of Lynchester St
- A Left Turn Only lane northbound on Dewey Ave at Lenriet St
- A Two Way Left Turn lane northbound and southbound on Dewey Ave from Lenriet St to 520' north of Lenriet St
- A Left Turn Only lane northbound on Dewey Ave at Banker Place
- A Left Turn Only lane southbound on Dewey Ave at Bennington Dr
- A Left Turn Only lane northbound on Dewey Ave at Ellington Road
- A Left Turn Only lane southbound on Dewey Ave at Ellington Road
- A Left Turn Only lane northbound on Dewey Ave at Benwell Road
- A Two Way Left Turn lane northbound and southbound on Dewey Ave from Benwell Road to Burling Road
- A Two Way Left Turn lane northbound and southbound on Dewey Ave from Burling Road to 120' north of Burling Road
- A Left Turn Only lane southbound on Dewey Ave at Eastland Road

R. Rynski seconded the motion and the motion was approved.

5. Lake Ave – Turning lanes

B. Penwarden noted this is a part of the 2019 Preventative Maintenance NW Group #5 project. It is adding turning lanes throughout the corridor.

B. Penwarden made a Motion to Abolish TCBO #0212173 and Establish:

- A Left Turn Only lane southbound on Lake Ave at Stutson St
- A Straight/Left Turn Only lane southbound on Lake Ave at Portside Dr
- A Left Turn Only lane southbound on Lake Ave at Corrigan St

R. Rynski seconded the motion and the motion was approved.

6. Sager Dr – Parking changes

E. Frisch tabled this item.

7. Jay St – Parking changes

B. Penwarden noted that the changes planned for Jay St were the result of a MCDOT study, detailed in a memo from J. Pond to T. Frelier on September 15, 2020. The study showed that there was a minor pattern of right angle collisions at the intersection of Hague St and Jay St. Stop Bars were recommended in this situation. In addition, the Study noted a concentration of collisions with parked vehicles along Jay St west of Ames St, possibly associated with the Rochester Elementary Prep School at 899 Jay St. There are revised striping layouts, which don't need TCB approval. With the revised striping layout, some parking changes are needed. One concession was to retain the 15 min Parking zone in front of the corner store on Jay St at Ames St.

B. Penwarden made a Motion to Abolish TCBO #1412346, #1412349, #0010175, #1412347 and #1412348 and Establish:

- 15 Minute Parking, 4-Way Flashers Required, on the north side of Jay St from 40' west of Ames St to 90' west of Ames St
- No Standing on the north side of Jay St from 90' west of Ames St to Lisbon St
- No Standing on the north side of Jay St from Lisbon St to Hague St (east entrance)
- No Stopping, 7-8 am Monday to Friday, 3:30-4:30 pm Monday to Thursday, 1:30-2:30 pm Friday, School Days, Except Buses on the south side of Jay St from Hague St (west entrance) to Hague St (east entrance)
- No Stopping, 7-8 am Monday to Friday, 3:30-4:30 pm Monday to Thursday, 1:30-2:30 pm Friday, School Days, Except Buses on the south side of Jay St from Hague St (east entrance) to Lisbon St
- No Stopping, 7-8 am Monday to Friday, 3:30-4:30 pm Monday to Thursday, 1:30-2:30 pm Friday, School Days, Except Buses on the south side of Jay St from Lisbon St to 95' east of Lisbon St
- 15 Minute Parking, 7-8 am Monday to Friday, 3:30-4:30 pm Monday to Thursday, 1:30-2:30 pm Friday, School Days, 4-Way Flashers Required on the south side of Jay St from 95' east of Lisbon St to 300' east of Lisbon St
- No Parking on the south side of Jay St from Mount Read Boulevard to Fairgate St
- No Parking on the south side of Jay St from Fairgate St to Wetmore Park/Halford St
- No Parking on the south side of Jay St from Barker St to Campbell Park
- No Parking on the south side of Jay St from Campbell Park to Millner St
- No Parking on the south side of Jay St from Millner St to Glide St
- No Parking on the south side of Jay St from Glide St to Dakota St
- No Parking on the south side of Jay St from Dakota St to Pool St
- No Parking on the south side of Jay St from Pool St to Louise St
- No Parking on the south side of Jay St from Louise St to Marlow St

- No Parking on the south side of Jay St from Marlow St to Hague St (west entrance)

R. Rynski seconded the motion and the motion was approved.

8. 2052 E Main St – Parking changes

D. Wiegand noted this was a request from a resident to make more room at the bus stop for accessibility purposes.

B. Penwarden made a Motion to Establish:

- No Standing on E. Main St from 30' west of Kansas St to 117' west of Kansas St

R. Rynski seconded the motion and the motion was approved.

9. St Paul St – Bike lanes

D. Wiegand noted this is a part of the 2020 Preventative Maintenance NE Group #9 project. It covers Central Ave to Upper Falls Boulevard. It will include bike lanes and parking changes, in this item and item #10 on this agenda.

B. Penwarden made a Motion to Abolish TCBOs #1909173, #1909174, and #1909175 and Establish:

- A Bike Lane northbound on St. Paul St from 310' north of Central Ave to Ward St
- A Bike Lane northbound on St. Paul St from St. Bridget's Dr to 390' north of Gorham St
- A Bike Lane southbound on St. Paul St from 300' south of Upper Falls Boulevard to 670' south of Ward St

R. Rynski seconded the motion and the motion was approved.

10. St Paul St – Parking changes

B. Penwarden made a Motion to Abolish TCBOs #1909178 and #1909180 and Establish:

- No Standing on the east side of St. Paul St from St. Bridget's Dr to Gorham St

R. Rynski seconded the motion and the motion was approved.

**MINUTES**

Ready for Approval: January 15, May 20, June 3, July 1 and 15, and August 5

Circulating: March 23, April 15, June 17, August 19, and September 2 and 16, 2020

Not circulating: none

E. Frisch made a Motion to Approve the Minutes from January 15, May 20, June 3, July 1 and 15, and August 5.

R. Rynski seconded the motion and the motion was approved.

**POLICY**

1. Agenda/TCB Manual Rework
  - B. Penwarden noted that MCDOT is still reviewing the draft document.
  - E. Frisch tabled this item.

Next meeting – Wednesday, October 21, 2020 at 9:15 AM via Zoom

Holly Barrett, Chairperson  
Traffic Control Board

Recorded by: J. Gómez





39 Cascade Drive / Rochester, NY 14614 / Phone (585) 458-7770

January 28, 2021

Rochester Housing Authority – Holland Townhouses

### **Meeting Minutes**

Meeting Date            01/20/2021  
Subject                    Holland Townhouses – 250 Holland St.  
Location                  Via Zoom Web Conference  
Persons present:        James Senger – Rochester Housing Authority (RHA)  
                                 Peter Gorman – Marathon Engineering  
Purpose of meeting:    Public Information and Community Outreach

#### **Introduction (Jim Senger)**

The meeting was convened at 6:02 PM

1. Agenda overview
  - a. Present RHA project of expanding the parking areas at Holland Townhouses
  - b. Review and description of project Drawings
  - c. Question and answer period
2. Meeting Decorum
  - a. Attendees should keep microphone muted until ready to talk.
  - b. State name and address when asking a question.
  - c. Announcement that meeting is being recorded.
3. Project Introduction
  - a. Lack of parking for Townhouse residents.
  - b. The site was originally designed with public transportation in mind.
  - c. Street parking and ticketing is an issue.

#### **Project Design and Description (Peter Gorman)**

1. Project Location and Orientation
  - a. North to the right of figures and drawings
  - b. Description of surrounding area
    - i. Baden Park and Jordan Health Center to the North
    - ii. Chatham Garden Apartments to the west
    - iii. Crosby Brownlie and commercial properties to the south

*Going the distance for you.*

- iv. Commercial and residential properties to the East across Hudson Ave.
- 2. ADA accessibility is another key component to the project.
- 3. Project description and Scope
  - a. South Side (Kelly Street)
    - i. Removal of curbing, sidewalk, and tree-lawn
    - ii. New asphalt, curbing, sidewalk, and restriping.
    - iii. 14 new spaces, 24 spaces total
    - iv. Light pole relocation
  - b. West Side (Holland Street)
    - i. Removal of curbing, sidewalk and tree-lawn
    - ii. New asphalt, curbing, sidewalk, restriping
    - iii. 18 new parking spaces, 45 total spaces, including four ADA spaces
    - iv. New fencing as required
    - v. ADA ramps
    - vi. Light pole relocation
  - c. North Side (Holland Street)
    - i. Removal of sidewalk, curbing, and tree-lawn
    - ii. New asphalt, sidewalk, restriping
    - iii. Two ADA parking spaces with ramps
  - d. Internal changes
    - i. Formalizing two ADA spaces and installing ADA ramp
  - e. No utility improvements
- 4. Project Timeline and neighborhood impacts
  - a. 2-4 weeks construction time
  - b. No road closures; sidewalk and lane closures expected
- 5. Approval Status
  - a. Approved through the Traffic Control Board
  - b. City council meeting for approval of pavement width changes
    - i. March 11<sup>th</sup> meeting

(see attached project summary for full description)

### **Questions and Answers**

Only two community members attended the meeting; Mrs. Easter Tucker, and one logged in as "Guest". All the questions posed were by Mrs. Tucker,

Q. Will the project be replacing any trees removed as part of the project?

Meeting Minutes – 01/20/2021  
250 Holland Street  
City of Rochester

A. No, the City has reviewed the plans and have not asked for replacement. The trees taken down due to the project are on private property and they are being removed for public safety (sight lines).

Q. Any disruption to neighboring properties?

A. Shoulder closures only are expected, all access to neighboring properties will be maintained.

Q. Any underground utilities as a part of this project?

A. No, excavations are only expected to go down 18" or so to construct the curbing and asphalt.

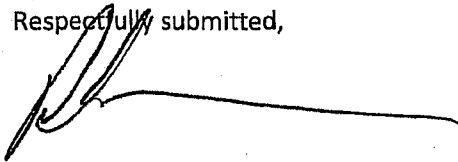
Mrs. Tucker stated she was in favor of this project and supports it.

The meeting adjourned at 6:23 PM

These minutes were compiled based on notes taken during the meeting and a video recording of the meeting. The video recording is available by request if needed.

If you have any comments, questions, or revisions, please contact our office.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Peter Gorman', with a long horizontal line extending to the right.

Peter Gorman  
MARATHON ENGINEERING

cc: James Senger, RHA

Holland Townhouses  
Public Meeting Presentation

Hello, my name is Peter Gorman with Marathon Engineering located here in the City of Rochester.

Thank you all for being here and taking the time to hear about this project, we appreciate your involvement.

I am going to be walking you through the site plan and the design of the project, I won't get into too many boring details, but hope to answer any questions you may have. If there is anything you still have a question on at the end of the presentation, you will have an opportunity to ask them at the end.

I am going to be sharing my screen for the majority of the presentation, so, if you are calling in and only have audio please refer to the drawing on the back of the flyer that was mailed out.

The project is located on the corner of Holland street and Hudson Ave, with Kelly street to the South. To the north is Jordan Health Center and Baden Park; to the west is Chatham Garden Apartments; to the South is Crosby Brownlie, and the East are commercial and residential properties.

As Jim mentioned, the main reason for this project is to improve the parking conditions for the residents of Holland Townhomes. There is no parking allowed on the street and visitors to Jordan Health Center often use the available parking on the street; especially on the North side of the property. This is making it difficult to find parking and often leads to parking tickets. We are also improving the ADA accessibility around the site by adding 8 ADA spots and the necessary access ramps.

So, to relieve this situation, we are proposing to expand the on-street parking in the area to increase the number of parking spaces available.

I will walk you around the site starting in the south along Kelly Street.

**On the South Side**

Removing some existing curbing, sidewalk, and tree lawn

Adding 14 spaces including 2 ADA spaces and restriping the existing asphalt (for a total of 24)

New sidewalk and fencing will be added and two light poles will be relocated just behind the sidewalk.

**On the West Side:**

Again, removing some curbing, sidewalk and tree lawn, restriping to add 18 spaces for a total of 45.

New sidewalk will be added along the entire frontage and new fencing where required.

**On the North Side:**

Removing curbing, sidewalk and tree lawn.

Paving and restriping to add an additional 12 spaces along with new sidewalk to keep the circulation around the site.

The total number of spaces being added once it is all said and done is 44 which includes 8 ADA spaces. The little islands or fingers around the site will concrete paved to be used as a place to put garbage totes on collection day.

Holland Townhouses  
Public Meeting Presentation

Some minor work will be done interior to the site which includes formalizing two ADA spots and the accessible ramp to go along with it.

The number of apartment units on the site is staying the same, so there will be no increase in traffic.

We anticipate the construction to happen in early spring or summer, depending on when we receive final approvals, contractor selection and funding.

The construction should take between 2 and 4 weeks. During construction we do not plan on closing and streets; there will only be sidewalk closures and perhaps a single lane closure. Construction will happen during normal hours with no night work or work on Sundays,

We have submitted the project to the City and received approval from the traffic control board, which includes input from the Monroe County DOT. We are scheduled to appear before City Council at their March meeting on the 11<sup>th</sup> for approval of the pavement width changes.

At this point we would like to open the meeting up for questions. we will try to answer them in order, but if not, we will get to everyone. Please hit the raise your hand button and we will call on you, please make sure to unmute yourself before you ask your question. Also, please state your name and address clearly for the record. If there are any questions that I cannot answer right now I will get your contact information and email or call you as soon as I get the answer. That being said, does anybody have any questions?

# INTRODUCTORY NO.

99

DES #11

Ordinance No.

## Authorizing pavement width changes for the Holland Townhomes project

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

Section 1. Council hereby approves the following payment width changes adjacent to the Rochester Housing Authority Holland Townhomes property (the Project):

1. On Kelly Street, between Holland Street and Hudson Avenue:
  - a. Increase the pavement width by 20 feet, from 40 feet to 60 feet, beginning at a point 35 feet east of the southeast corner of Kelly Street and Holland Street and continuing eastward a distance of 135 feet.
2. On Holland Street, between Kelly Street and Angle Point:
  - a. Increase the pavement width by 18 feet, from 30 feet to 48 feet, beginning at a point 44 feet north of the southeast corner of Kelly Street and Holland Street and continuing northward for a distance of 48 feet;
  - b. Leave the existing pavement width unchanged, beginning at a point 92 feet north of the southeast corner of Kelly Street and Holland Street and continuing northward for a distance of 113 feet;
  - c. Increase the pavement width by 18 feet, from 30 feet to 48 feet, beginning at a point 205 feet north of the southeast corner of Kelly Street and Holland Street and continuing northward for a distance of 10 feet;
  - d. Leave the existing pavement width unchanged, beginning at a point 215 feet north of the southeast corner of Kelly Street and Holland Street and continuing northward a distance of 189 feet; and
  - e. Increase the pavement width by 18 feet, from 30 feet to 48 feet, beginning at a point 404 feet north of the southeast corner of Kelly Street and Holland Street and continuing northward for a distance of 81 feet.

3. On Holland Street, between Hudson Avenue to Angle Point:

- a. Increase the pavement width by 16 feet, from 29 feet to 45 feet, beginning at a point 143 feet west of the southwest corner of Hudson Avenue and Holland Street and continuing westward for a distance of 27 feet;
- b. Leave the existing pavement width unchanged, beginning at a point 170 feet west of the southwest corner of Hudson Avenue and Holland Street and continuing westward for a distance of 148 feet; and
- c. Increase the pavement width by 15 feet, from 30 feet to 45 feet, beginning at a point 318 feet west of the southwest corner of Hudson Avenue and Holland Street and continuing westward for a distance of 63 feet.

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

Section 3. This ordinance shall take effect immediately.



## City of Rochester

City Hall Room 308A, 30 Church Street  
Rochester, New York 14614-1290  
www.cityofrochester.gov

## PARKS & PUBLIC WORKS INTRODUCTORY NO.

100, 101, 102, 103

Lovely A. Warren  
Mayor

DES12

February 25, 2021

TO THE COUNCIL

Ladies and Gentlemen:

Re: Main Street Streetscape Phase II

Council Priority: Creating and Sustaining a Culture of  
Vibrancy

Comprehensive Plan 2034 Initiative Area: Fostering  
Prosperity & Opportunity

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

1. Appropriate \$1,725,000 in anticipated reimbursements from the Federal Highway Administration (FHWA) to finance a portion of design, construction and Resident Project Representation (RPR) services for the project; and,
2. Authorize the issuance of bonds totaling \$4,124,000 and appropriating the proceeds thereof to partially finance the construction and RPR services for the project; and,
3. Authorize the issuance of water bonds totaling \$79,000 to finance the cost of relocation of water hydrants and water service curb stops; and,
4. Authorize an amendatory agreement with Stantec Consulting Services Inc. (James R. Hofmann, PE, Principal), Rochester, NY 14614, for construction administration services for the project. The original agreement for \$473,000 was authorized in November 2017 (Ordinance No. 2017-360). This amendment will increase maximum compensation by \$110,000 to a total of \$583,000; and,
5. Establish \$580,000 as maximum compensation for a professional services agreement with C & S Engineers, Inc., (John D. Trimble, CEO, 499 Col. Eileen Collins Blvd., Syracuse, New York) for RPR services; and,
6. 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.

The Main Street Streetscape Phase II project will result in streetscape enhancements along Main Street between State Street / Exchange Street in the west and St. Paul Boulevard / South Avenue in the west. The project will implement similar improvements installed as part of the Phase I project completed in 2019.





The amendatory agreement with Stantec Consulting Services Inc. will fund construction administration services during construction. The amendatory agreement will be financed with \$89,800 2014-15 Cash, \$20,000 in anticipated RG&E reimbursements as appropriated in Ordinance No. 2018-341, and \$200 in anticipated reimbursements from FHWA appropriated herein.

C & S Engineers, 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 February 2, 2021. The apparent low bid of \$5,656,000.25 was submitted by Sealand Contractors Corp. (Daniel Bree, CEO, 89 High Tech Drive, Rush, NY).

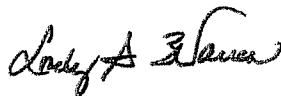
The project will be funded as follows:

Source of Funds	Design	Construction	RPR	Contingency	Total
RG&E grant appropriated Ordinance No. 2018-341	20,000	0	0	0	\$20,000
Federal Aid appropriated Ordinance No. 2017-360	179,000	0	0	0	\$179,000
Federal Aid authorized herein	200	1,552,000	172,800	0	\$1,725,000
Bond authorized herein	0	3,737,098.04	386,648.22	253.74	\$4,124,000
Water Bond authorized herein	0	70,407.09	6,847.29	1,745.62	\$79,000
Pure Waters Reimbursement appropriated March 2021 Council	0	155,579.07	0	0	\$155,579.07
2014-15 Cash Capital	274,800	0	0	0	\$274,800
2015-16 Cash Capital	25,000	0	0	0	\$25,000
2016-17 Cash Capital	0	105,800	0	0	\$105,800
2017-18 Cash Capital	84,000	35,116.05	13,704.49	0	\$132,820.54
Total	\$583,000	\$5,656,000.25	\$580,000	\$1,999.36	\$6,820,999.61

Construction is anticipated to begin in spring 2021 with substantial completion in spring 2022. The project will result in the creation and/or retention of the equivalent of 67.8 full-time jobs.

The consultant agreement shall terminate six (6) months after completion and acceptance of the construction of the Project.

Respectfully submitted,



Lovely A. Warren  
Mayor

## Vendor / Consultant Selection Process Summary

**Department** ENVIRONMENTAL SERVICES  
**Project / Service Title:** MAIN STREET STREETScape PHASE 2 (RPR)  
**Consultant Selected:** C&S ENGINEERS  
**Method of selection:** ☐ Request for Proposal [Complete 1-7]  
☐ Request for Qualifications [Complete 1-7]  
☒ From the NY State Department of Transportation list of pre-approved Regional engineering firms [Complete 4-7]

**1. Date RFP / RFQ issued:** January 5, 2021

**2. The RFP / RFQ was sent directly to:**

(NYS Region 4 LDSA Firms)

Barton & Loguidice, D.P.C.	Rochester, NY 14614
Bergmann Associates	Rochester, NY 14604
C&S Companies	Rochester, NY 14614
CHA Consulting, Inc.	Rochester, NY 14614
Clark Patterson Lee	Rochester, NY 14604
Erdman Anthony	Rochester, NY 14620
Fisher Associates	Rochester, NY 14607
Greenman-Pedersen, Inc.	Rochester, NY 14604
Hunt Engineers	Rochester, NY 14614
LaBella Associates, D.P.C.	Rochester, NY 14614
Lu Engineers	Rochester, NY 14604
Popli Design Group	Penfield, NY 14526
Ravi Engineering	Rochester, NY 14618
T.Y. Lin International	Rochester, NY 14604

**3. Proposals were received from:**

C&S Companies	Rochester, NY 14614
Erdman Anthony	Rochester, NY 14620
LaBella Associates	Rochester, NY 14614

**4. Evaluation criteria**

<u>Criteria</u>	<u>Weighting Points possible</u>	<u>Points received by FIRM</u>
<i>Expertise w/ local projects</i>	10	7.80
<i>Expertise w/ LAFAP procedures</i>	10	7.20
<i>Proposed team members</i>	15	12.6
<i>Firm workload / Team availability</i>	15	12.3
SUBTOTAL	50	39.9

Bonus Points

Federal DBE goals met	+10%	3.9
Workforce goals for M & W met	+10%	3.9
BONUS POINTS SUBTOTAL	+10%	7.8

TOTAL POINTS RECEIVED by the Firm: TT + BP = 47.70
--

5. Review team included staff from: DES/Engineering (5)

6. Additional considerations/explanations:

Evaluation process / criteria was based off the 2019 – 2022 NYSDOT, Region 4 Local Design Service Agreement (LDSA) criteria. All firms on the list certify that they meet the Federal DBE goals (>20%) as established for the project. Firms that meet City workforce goals were awarded bonus points (+10%) herein.

Lu Engineers originally submitted a proposal but rescinded it after staff was reassigned.

Stantec was excluded from this process as they are the design consultant for the project.

7. MWBE Officer has reviewed the recommended firm's proposal for MWBE and Workforce goals.

MWBE Officer Initials:

JMM

Date:

1/29/21

## NO RFP JUSTIFICATION STATEMENT

### Awarding a Professional Services Agreement Without a Request for Proposals

The Procurement of Professional Services Policy (Ord. No. 2012-318) requires an RFP to be issued under most circumstances. If it is determined that an RFP will not be issued, this form must be completed, signed by the Department Head, and kept on file (electronically or hard copy). It must also be submitted:

1. To City Council as an attachment to the transmittal letter for any PSA that exceeds \$10,000, and
2. To the contract record when entered in Munis.

-----  
Department: DES/Development

Services(s): Design

Vendor/Consultant selected: Stantec Consulting Services, Inc.

#### How was the vendor selected?

Stantec Consulting Services, Inc. was selected to complete design and inspection services through the NY State Department of Transportation list of pre-approved regional engineering firms. Council authorized their agreement in November 2017 (Ordinance No. 2017-360).

#### Why was no RFP issued for this service?


Due to their ongoing design work on the project, Stantec is intimately familiar with the project, the project corridor and all of the project stakeholders. Amending their agreement to include the necessary additional Construction Support services will be the most efficient path forward for both the design and project funding.

#### Compensation

Amount: \$110,000 (\$583,000 total)

How was this determined? Explain how it is a reasonable and best value for the City.

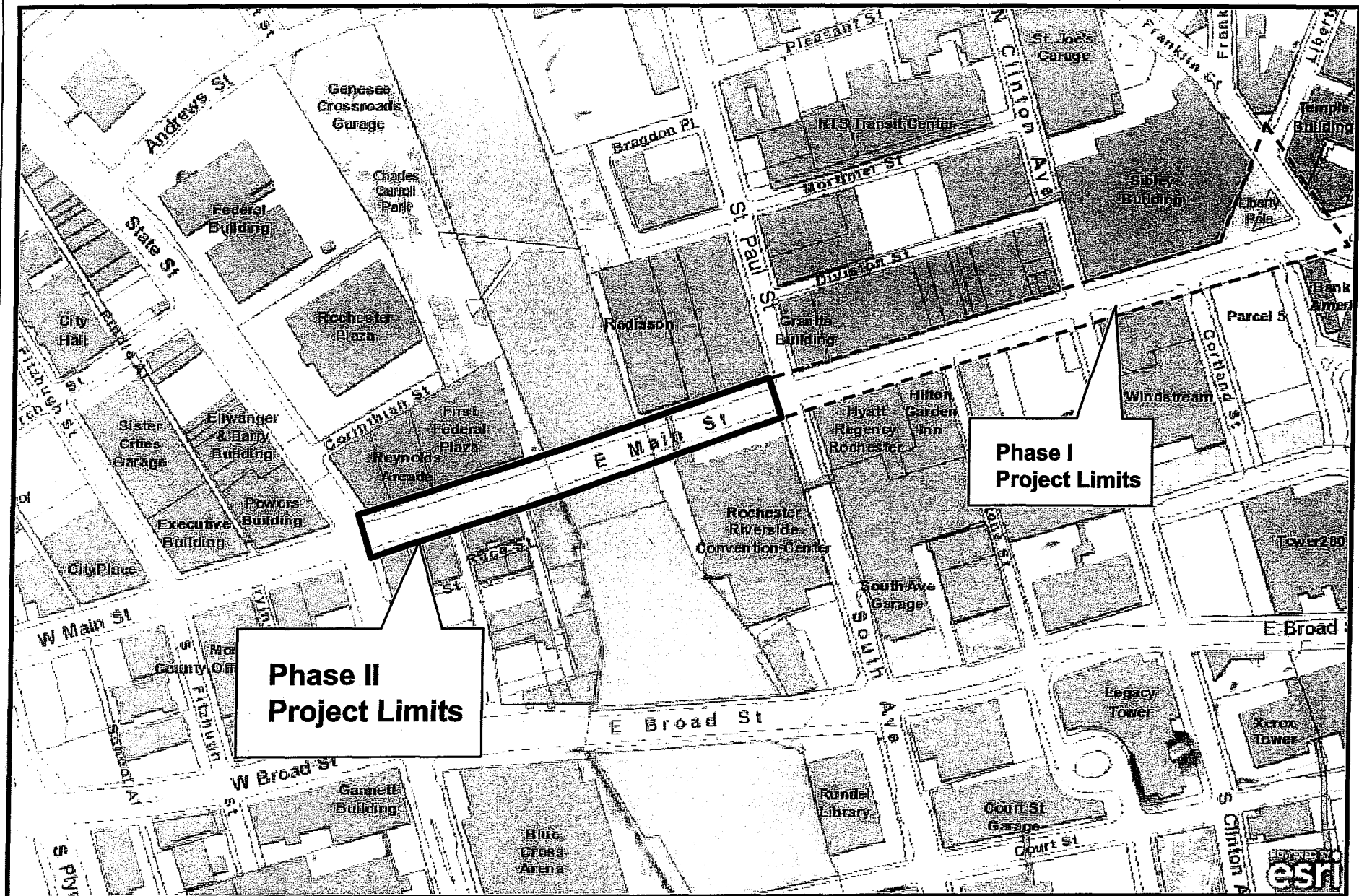
The City negotiated the scope of work and fee for services with Stantec based upon the Federal funding requirements and project needs.

The MWBE Officer has reviewed the proposed Agreement for MWBE and Workforce goals. MWBE Officer Initials: 

Date: 2/8/2021

\_\_\_\_\_  
Signature: Department Head

\_\_\_\_\_  
Date



# MAIN STREET STREETSCAPE PHASE II

Project Location Map

Map Not To Scale



**INTRODUCTORY NO.**

**100**

DES #12a

Ordinance No.

**Authorizing funding and agreements for the Main Street Streetscape  
Phase II project**

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

Section 1. The sum of \$1,725,000 in anticipated reimbursements from the Federal Highway Administration (FHWA) is hereby appropriated to fund a portion of the costs of the Main Street Streetscape Phase II project (the Project).

Section 2. The Mayor is hereby authorized to enter into an amendatory professional services agreement with Stantec Consulting Services Inc. to provide additional design and construction administration services for the Project. The agreement for those services authorized in Ordinance No. 2017-360 is hereby amended to increase the maximum compensation by \$110,000 to a new total of \$583,000. The additional compensation shall be funded by \$89,800 from 2014-15 Cash Capital, \$20,000 from Rochester Gas and Electric Corporation reimbursements appropriated in Ordinance No. 2018-341 and \$200 from FHWA reimbursements appropriated in Section 1 herein.

Section 3. The Mayor is hereby authorized to enter into a professional services agreement with C & S Engineers, Inc. to provide resident project representation services for the Project. The maximum compensation shall be \$580,000, which shall be funded in the amounts of \$172,800 from FHWA reimbursements appropriated in Section 1 herein, \$386,648.22 in street work bonds issued for the Project in a concurrent ordinance, \$6,847.29 in water service bonds issued for the Project in a concurrent ordinance and \$13,704.49 from 2017-18 Cash Capital. The term of the agreement shall continue until six months after completion and acceptance of the construction of the Project.

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

Section 5. This ordinance shall take effect immediately.

## INTRODUCTORY NO.

101

DES #12b

Ordinance No.

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$4,124,000 Bonds of said City to finance the Main Street Streetscape Phase II 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"), is hereby authorized to finance a portion of the cost of Main Street Streetscape Phase II project along Main Street from its intersection with State Street/Exchange Street and extending east to the intersection with St. Paul Street/South Avenue, including new curbs and new sidewalk finishes, milled and resurfaced roadway pavement with revised striping for dedicated and shared bike and bus lanes, bus passenger shelters, lighting, recessed parking at First Federal Plaza, Convention Center, Rochester Riverside Hotel and adjacent retail storefronts, wayfinding provided via pavement markings, signs and kiosk, street trees and planters, benches, bicycle racks, recycling and compacting trash receptacles, phone and computer charging stations, relocated and reset historic plaques and interpretive signs, repainting and restoring the decorative "Paley" railing, stone masonry and parapet walls on the Main Street Bridge, reinstalling the Convention Center "Rotary Clock", new pedestrian crossing on the west side of the Main Street bridge, relocated and new vehicular signage and other streetscape enhancements (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 \$6,742,000. The plan of financing includes the issuance of \$4,124,000 street bonds of the City, which amount is hereby appropriated for the Project, \$20,000 from a Rochester Gas and Electric Corporation grant appropriated in Ordinance No. 2018-341, \$179,000 in reimbursements from Federal Highway Administration ("FHWA") appropriated in Ordinance No. 2017-360, \$1,725,000 in reimbursements from FHWA appropriated in a concurrent ordinance, \$155,579 in Rochester Pure Waters District reimbursements appropriated in a concurrent ordinance, \$274,800 from 2014-15 Cash Capital, \$25,000 from 2015-16 Cash Capital, \$105,800 from 2016-17 Cash Capital, \$132,821 from 2017-18 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 \$4,124,000 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 \$4,124,000. 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. 20(c) of the Law, is fifteen (15) 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.

**INTRODUCTORY NO.**

**102**

DES #12c

Ordinance No.

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$79,000 Bonds of said City to finance water service improvements associated with the Main Street Streetscape Phase II 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"), is hereby authorized to finance the cost of water service improvements along Main Street from its intersection with State Street/Exchange Street and extending east to the intersection with St. Paul Street/South Avenue, including the relocation of water hydrants and water service curb stops comprising the Main Street Streetscape Phase II project (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 \$79,000. The plan of financing includes the issuance of \$79,000 bonds of the City, which amount is hereby appropriated for the Project, 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 \$79,000 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 \$79,000. 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.

INTRODUCTORY NO.

103

DES #12d

Resolution No.

**Resolution authorizing the implementation and funding in the first instance of 100% of the federal-aid and State "Marchiselli" Program-aid eligible costs, of a transportation federal-aid project, and appropriating funds therefor relating to the Main Street Streetscape & Pedestrian Wayfinding enhancement Phase 2**

WHEREAS, a Project for Main Street Streetscape & Pedestrian Wayfinding enhancement Phase 2, P.I.N. 4CR0.09 (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 80% Federal funds and 20% non-federal funds; and

WHEREAS, the City of Rochester desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of design, construction and inspection services.

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 in the first instance 100% of the federal and non-federal share of the cost of design, construction and inspection services works for the Project or portions thereof;

THAT the sum of \$6,820,999.61 appropriated pursuant to Ordinance No. 2017-360 (\$473,000), Ordinance No. 2021-\_\_\_\_\_ [Council staff to fill in Ordinance No. of Mayor's item #12a] (\$1,725,000), Ordinance No. 2021-\_\_\_\_\_ [Council staff to fill in Ordinance No. of Mayor's item #12b] (\$4,543,999.61) and Ordinance No. 2021-\_\_\_\_\_ [Council staff to fill in Ordinance No. of Mayor's item #12c] (\$79,000) are made available to cover the cost of participation in the above described phases of the Project;

THAT, in the event the full federal and non-federal share costs of the Project 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 Mayor of the City of Rochester be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the City of Rochester 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 municipality's first instance 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.



# City of Rochester

City Hall Room 308A, 30 Church Street  
Rochester, New York 14614-1290  
www.cityofrochester.gov

## PUBLIC SAFETY, RECREATION, & HUMAN SERVICES INTRODUCTORY NO.

Lovely A. Warren  
Mayor

104

February 25, 2021 DHRS 15

TO THE COUNCIL

Ladies and Gentlemen:

Re: Public Market Snow Removal and Security Services

Council Priority: Creating and Sustaining a Culture of  
Vibrancy; Public Safety

Comprehensive Plan 2034 Initiative Area:  
Fostering Prosperity and Opportunity

Transmitted herewith for your approval is legislation authorizing the appropriations and assessments for snow removal and security services at the Public Market for 2021-22. The snow removal and security districts were established in 1990 and 1991, respectively, and include 15 properties adjacent to the Public Market.

The City provides special snow removal services, including plowing and salting, as necessary. The security services include foot patrols from 5:00 pm to 5:00 am, Monday through Saturday, and all day on Sunday. Part of the cost of these services is apportioned among the properties within the district. For each property, these assessments include both a fixed fee and a fee per frontage foot.

**Snow Removal:** For 2021-22 snow removal services, the fixed fee will be \$100 per property, while the footage fee will be \$3.25 per foot. The total amount of the assessment will be \$6,237.95

**Security Services:** For 2021-22 security services, the fixed fee will be \$1,190 per property, while the front footage fee will be \$17.80 per foot. The total amount of the assessment will be \$43,799.37.

Snow	Fixed	#	Subtotal	Footage		Subtotal	Total
	Fee	Properties		Fee	Footage		
2020-21	\$100	15	\$1,500.00	\$3.25	1,457.83	\$4,737.95	\$6,237.95
2021-22	\$100	15	\$1,500.00	\$3.25	1,457.83	\$4,737.95	\$6,237.95
Change							\$0.00

Security	Fixed	#	Subtotal	Footage		Subtotal	Total
	Fee	Properties		Fee	Footage		
2020-21	\$1,190	15	\$17,850.00	\$17.80	1,457.83	\$25,949.37	\$43,799.37
2021-22	\$1,190	15	\$17,850.00	\$17.80	1,457.83	\$25,949.37	\$43,799.37
Change							\$0.00

Public hearings are required for these assessments.

Respectfully submitted,

*Lovely A. Warren*

Lovely A. Warren  
Mayor



**INTRODUCTORY NO.**

104

DRHS #15

Local Improvement Ordinance No.

**Local Improvement Ordinance – security and snow removal services at the Public Market for 2021-22**

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

Section 1. The Council hereby authorizes special security services for the Public Market during the fiscal year from July 1, 2021 to June 30, 2022. The Council hereby finds that such services will benefit both the City-owned portions of the Public Market and the privately-owned properties adjacent to the Public Market. The Council hereby directs that a portion of the cost of providing such services be assessed against the privately-owned properties adjacent to the Public Market that are listed in Local Improvement Ordinance No. 1733, which properties shall constitute the district of assessment. The assessments shall be allocated in the manner described as follows. The total amount to be assessed for the 2021-22 year shall be \$43,799.37. The amount to be assessed against each parcel shall include a fee of \$1,190 per parcel plus \$17.80 per foot of frontage. The frontage assessed upon may be on more than one side of the parcel. The Council hereby determines that such formula represents the relative amount of benefit received by each such parcel from such services.

Section 2. The Council hereby authorizes special snow plowing and salting services for the Public Market during the fiscal year from July 1, 2021 to June 30, 2022. The Council hereby finds that such services will benefit both the City-owned portions of the Public Market and the privately-owned properties adjacent to the Public Market. The Council hereby directs that a portion of the cost of providing such services be assessed against the privately-owned properties adjacent to the Public Market that are listed in Local Improvement Ordinance No. 1732, which properties shall constitute the district of assessment. The assessments shall be allocated in the manner described as follows. The total amount to be assessed for the 2021-22 year shall be \$6,237.95. The amount to be assessed against each parcel shall include a fee of \$100 per parcel plus \$3.25 per foot of frontage that receives plowing and/or salting services. The frontage assessed upon may be on more than one side of the parcel. The Council hereby determines that such formula represents the relative amount of benefit received by each such parcel from such services.

Section 3. The security, snow plowing, and salting services authorized herein shall be provided by competitive contracts. The special assessments levied hereunder shall be paid into the Public Market Enterprise Fund. The cost of providing such services shall be paid from the Public Market Enterprise Fund and the amounts assessed herein are hereby appropriated for that purpose.

Section 4. The assessments shall be billed on the tax bill issued on July 1, 2021 and shall be due in one installment.

Section 5. This ordinance shall take effect on July 1, 2021.





**City of Rochester**

City Hall Room 308A, 30 Church Street  
Rochester, New York 14614-1290  
www.cityofrochester.gov

**PUBLIC SAFETY,  
RECREATION, &  
HUMAN SERVICES  
INTRODUCTORY NO.**

105

**Lovely A. Warren**  
Mayor

February 25, 2021 DRHS 16

TO THE COUNCIL

Ladies and Gentlemen:

Re: Grant Agreement – New York State  
Division of Criminal Justice Services

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area:  
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation authorizing an agreement with the New York State Division of Criminal Justice Services for the receipt and use of the 2021 STOP Violence Against Women (VAWA) grant totaling \$50,000. The term of this agreement is January 1, 2021 through December 31, 2021 and this is the first year of a five-year commitment by the state to provide these funds. The grant was anticipated and included in the 2020-21 Budget of the Department of Recreation and Human Services and will be included in the 2021-22 Budget of DRHS, contingent upon approval.

The grant funds will be used to pay salaries of Crisis Intervention Services staff and the City's required 25% match will be used to fund fringe expenses for those staff. These staff members provide assistance and support to victims of domestic violence, dating violence and stalking as identified by 911 emergency response dispatch systems. During the past year, victims received on-scene crisis counseling, case management, referrals and ongoing support through the use of these grant funds.

The previous STOP VAWA grant was approved via Ordinance No. 2015-19 and amended by Ordinance 2019-316.

Respectfully submitted,

Lovely A. Warren  
Mayor



**INTRODUCTORY NO.**

**105**

DRHS #16

Ordinance No.

**Authorizing an agreement for the STOP Violence Against Women grant program**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the New York State Division of Criminal Justice Services for the receipt and use of 2021 STOP Violence Against Women grant funding in the amount of \$50,000 to support the City's Crisis Intervention Services staff. 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.



## City of Rochester

City Hall Room 308A, 30 Church Street  
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www.cityofrochester.gov

## PUBLIC SAFETY, RECREATION, & HUMAN SERVICES INTRODUCTORY NO.

Lovely A. Warren  
Mayor

106, 107, 108, 109, 110

February 25, 2021 DRHS 21

TO THE COUNCIL

Ladies and Gentlemen:

Re: Purchasing the Maguire Building – Purchasing and  
Leasing Former Chamber of Commerce Building

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area: Fostering  
Prosperity and Opportunity

Transmitted herewith for your approval is legislation authorizing the City to acquire both the former Chamber of Commerce Building and the Maguire Building from the Rochester Economic Development Corporation (REDCO) and to lease back to REDCO a portion of the former Chamber of Commerce Building, all in order to promote the redevelopment and use of both facilities. This legislation will:

1. Authorize the negotiated purchase of the former Chamber of Commerce Building and adjacent parking located at 55-57 and 61 St. Paul Street (Chamber Building) from REDCO for the purchase price of \$1,580,000, the amount REDCO paid for it in November 2020. Last week, the REDCO Board approved the sale and leaseback of the Chamber Building in accordance with the terms set forth herein.
2. Authorize the issuance of bonds totaling \$1,630,000 to finance the purchase of the Chamber Building and up to \$50,000 of necessary closing costs. Since this bonding was not factored into the overall debt limit of \$21,853,000 established for fiscal year 2020-21 last June in Resolution No. 2020-24, it will be authorized as an exception to the 2020-21 debt limit using a portion of the \$10,000,000 exception allocation no longer being used for the Goodman Section Rochester Police Department section office on East Main Street.
3. Authorize the Mayor to enter into lease agreement that allows REDCO to continue to occupy approximately 3,110 square feet of office space in the Chamber Building. The lease is anticipated to encompass approximately 3,110 square feet at the outset with the right to build out and occupy additional space later on. The agreement will have a term of 10 years with two 5-year renewal options. During the initial term, REDCO will pay an annual rental based on the amount of spaced lease at a rate of \$12 per square foot, with the rental for each subsequent year to be adjusted based on the amount of leased space and the Consumer Price Index. The rent payments will cover the costs of gas and electric utilities (estimated to be \$4.00 per square foot), building security (\$1.00 per sq. ft.) and janitorial services (\$1.00 per sq. ft.). The annual rental payment for the optional renewals shall be based on the market rate.
4. Authorize the negotiated purchase of the Maguire Building located at 448 Smith Street from REDCO for \$425,000, to be paid in the form of credits against the lease payments that REDCO will be required to pay for its space in the Chamber Building as authorized in



item 3 above. Last week, the REDCO Board approved the sale of the Maguire Building in accordance with the terms set forth herein.

The legislation will allow the City to complete the transformation of the Maguire Building on the campus of the soccer stadium from a warehouse-type facility into indoor playing and training facilities as part of the Rochester Community and Youth Sports Complex. REDCO presently owns the Maguire Building and leases it to the City. The City is transforming the building, in combination with the adjacent soccer stadium, into a combined indoor and outdoor community sports complex, using funding that includes a generous grant of \$460,000 from the Ralph C. Wilson, Jr. Foundation and the issuance of \$925,000 of City bonds authorized in Ordinance No. 2020-329. In order to use the bond funds, the City needs to demonstrate control and/or ownership of the facility. This legislation serves that purpose and will fund the purchase price of \$425,000 by granting REDCO credits of an equal amount toward the rent that REDCO will owe for its lease of the Chamber Building.

The Chamber Building was previously owned by the State for the Rochester MetroCenter campus of SUNY Brockport, which in 2017 was transferred to and consolidated with the facilities of the Rochester Education Opportunity Center at 165 Chestnut Street. Since then, by means of a lease and sublease and, eventually, REDCO's purchase of the Chamber Building from the State, REDCO and the City have relocated some of their facilities to the building, including REDCO's headquarters and the headquarters and offices for the Department of Recreation and Human Services (DRHS).

The purchase of the approximately 109,000 square-foot Chamber Building and the lease back to REDCO of a portion thereof will maximize the usefulness of this historic building for years to come. This past January the City appropriated a portion of the racial equity initiative funds necessary to relocate the offices of the Victims Assistance Unit and Family Crisis Intervention Team (FACIT) from the City's Public Safety Building to the Chamber Building. This move will embed these services in the same space as the rest of the DRHS Crisis Intervention Services Unit. The building's location directly across the street from public transportation will make the services easily accessible.

The lease to REDCO of a portion of the Chamber Building will provide useful office space to REDCO in return for the payment of rent to the City, a portion of which will fund the City's aforementioned acquisition of the Maguire Building. The initial rental amount of \$12 per square foot was established through an independent appraisal prepared by Midland Appraisal Associates, Inc. as of January, 2021. REDCO will be responsible for making any improvements to the leased space and may finance those improvements through the City, at cost plus 10%, by means of supplemental rent payments amortized over 10 years at an annual interest rate of 5%. The City also will grant REDCO the right of first refusal to rent additional space of approximately 3,000 square feet, in the Chamber Building. Moreover, if the City sells the building during the term of the lease, the City will offer suitable replacement office space to REDCO without increasing REDCO's rent.

Respectfully submitted,



Lovely A. Warren  
Mayor

# INTRODUCTORY NO.

106

DRHS #21a

Ordinance No.

## Authorizing the acquisition of 55-57 and 61 St. Paul Street

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

Section 1. The Council hereby approves the acquisition by negotiation of the parcels described below for a maximum aggregate purchase price of \$1,580,000. The purchase price as well as necessary closing costs shall be funded from the proceeds of a concurrent bond ordinance.

Address	S.B.L.#	Lot Size	Owner
55-57 St. Paul Street	106.79-1-61	±0.53 acres	Rochester Economic Development Corporation
61 St. Paul Street	106.79-1-62	±0.23 acres	Rochester Economic Development Corporation

Section 2. Upon the date of closing, any City taxes and other charges owed against said parcel shall be canceled. Any taxes levied after the date of closing, while the City owns the parcel, shall also be cancelled. The property shall be conveyed to the City with no other outstanding liens.

Section 3. This ordinance shall take effect immediately.

**INTRODUCTORY NO.**

107

DRHS #21b

Resolution No.

**Resolution approving an exception to the 2020-21 debt limit for general municipal purposes relating to the acquisition of 55-57 and 61 St. Paul Street**

WHEREAS, in June 2020 by Resolution No. 2020-24 the Council of the City of Rochester resolved that it is the intent and general policy of the City to limit the amount of bonds and notes authorized in fiscal year 2020-21 to \$20,593,000 for general municipal purposes.

WHEREAS, in that same Resolution No. 2020-24, the Council approved the sum of \$21,853,000 as an exception to that debt limit in order to fund a portion of the costs for several capital projects, including \$10,000,000 to develop the Goodman Section Rochester Police Department section office on East Main Street (Goodman Section).

WHEREAS, in August 2020 by Ordinance Nos. 2020-270 and 2020-271, Council authorized the following actions to develop Goodman Section: issuing \$12,573,000 in City bonds to finance a portion of the cost; accepting and using funding from other sources; and an agreement for construction management services.

WHEREAS, in September 2020 by Ordinance No. 2020-280, Council repealed Ordinance Nos. 2020-270 and 2020-271 after being reconsidering the appropriateness of construction of a new the Goodman Section office.

WHEREAS, the Mayor has proposed that the City purchase the former Chamber of Commerce Building and adjacent parking located at 55-57 and 61 St. Paul Street (Chamber Building) from the Rochester Economic Development Corporation (REDCO) for the purchase price of \$1,580,000, the amount REDCO paid for it in November 2020, and to finance the purchase and up to \$50,000 in closing costs by the issuance of \$1,630,000 in City Bonds.

WHEREAS, funding the acquisition of the Chamber Building by City bonds will require the Council to issue an exception to the City's debt limit for 2020-21 because the acquisition is not one of the projects authorized by the Council in Resolution No. 2020-24 for City debt funding under either the general debt limit of \$20,593,000 or under the exceptions to debt limit amounting to \$21,853,000.

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

WHEREAS, the purchase of the approximately 109,000 square-foot Chamber Building and the lease back to REDCO of up to 8,110 square feet thereof has been recommended as a means for maximizing the usefulness of the historic building for years to come.

WHEREAS, the City is presently paying REDCO to lease space in the Chamber Building for the Department of Recreation and Human Services (DRHS) Crisis Intervention Services Unit.

WHEREAS, in January 2021 by Ordinance No. 2021-26, the Council appropriated \$249,500 of racial equity initiative funds to relocate the Victims Assistance Unit and Family Crisis Intervention Team (FACIT) offices from the City's Public Safety Building to the Chamber Building, a move which will integrate these services in space shared with the DRHS Crisis Intervention Services Unit and locate these services in a place that is more accessible to public transport.

WHEREAS, given these recent developments, now it is desirable to expedite the acquisition of the Chamber Building in order to allow the City to outfit and expand the building space that DRHS will require for its Victims Assistance, FACIT and Crisis Intervention Services programs that are needed to enhance and reform how the City responds to calls for emergency assistance.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Rochester, that the sum of \$1,630,000 to fund the acquisition of the Chamber Building is hereby approved as an additional exception to the 2020-21 debt limit established in Resolution No. 2020-24 and that the same amount of \$1,630,000 is hereby subtracted from the debt limit exception for the Goodman Section authorized therein, so that there shall be no increase in the total amount of \$21,853,000 in debt authorized as exceptions to the City's debt limit for Fiscal Year 2020-21.

BE IT FURTHER RESOLVED, that, in accordance with the Debt Authorization Policy established in Resolution No. 81-4, the Council hereby finds that the need for an additional exception to the 2020-21 debt limit to acquire the Chamber Building could not reasonably have been foreseen when Council approved the original debt limit resolution in June 2020, and that the failure to adopt the new debt limit exception presented herein would jeopardize public safety by depriving the City of the funding and the control of the Chamber Building facilities that it needs to implement programs that are needed to mitigate racial and structural inequities in the City's response to emergency calls for service.

This resolution shall take effect immediately.

**INTRODUCTORY NO.**

**108**

DRHS #21c

Ordinance No.

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$1,630,000 Bonds of said City to finance costs to acquire the former Chamber of Commerce Building property at 55-57 and 61 St. Paul Street**

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 to acquire the former Chamber of Commerce Building and adjoining parking lot located at 55-57 and 61 St. Paul Street, respectively (collectively the "Property"). The estimated maximum cost of said class of objects or purposes, including the purchase price, closing costs, other preliminary costs and costs incidental thereto and the financing thereof, is \$1,630,000, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$1,630,000 bonds of the City to finance said appropriation and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the City in the principal amount of \$1,630,000 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 \$1,630,000. 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.12(a)(1) of the Law, is twenty-five (25) 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.

**INTRODUCTORY NO.**

**109**

DRHS #21d

Ordinance No.

**Authorizing a lease agreement for 55-57 St. Paul Street**

WHEREAS, in a concurrent ordinance Council has authorized the City to purchase from the Rochester Economic Development Corporation (REDCO) the former Chamber of Commerce Building located at 55-57 St. Paul Street (the Property);

WHEREAS, the City of Rochester has received a proposal from REDCO to lease approximately 3,110 square feet of space on the lower level of the Property;

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

WHEREAS, the Council affirmatively finds that the proposed lease authorized herein is in the public interest because it will complete the City's acquisition of the Property from the State University of New York with the cooperation of REDCO as intended while allowing for continued use of the leased office space by REDCO, a valued partner in the City's mission to promote community-based development; and

WHEREAS, the Council affirmatively finds that the term of such proposed lease, which is ten years with two five-year renewal options, 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. Upon the City's acquisition of the Property, the Mayor is hereby authorized to enter into a lease agreement with the Rochester Economic Development Corporation for approximately 3,110 square feet of space on the lower level of the former Chamber of Commerce Building. The agreement shall have a term of 10 years with two five-year renewal options contingent upon the approval of Council in accordance with Municipal Code §21-23(D)(2).

Section 2. The annual rental amount for the first year of the term shall be up to \$37,320, based on the amount of space leased at a rate of \$12 per square foot. The annual rental amount for each subsequent year during the initial 10-year term shall be adjusted based on the amount of space leased and the Consumer Price Index for All Urban Consumers (CPI-U). The annual rental amount for the renewal term, if so elected, shall be based on the market rate.

Section 3. REDCO shall be responsible for its own leasehold improvements or may finance those improvements through the City, at cost plus 10%, by means of supplemental rent payments fully amortized over 10 years at an annual interest rate of 5%.

Section 4. The lease shall grant REDCO the right of first refusal to rent an additional space in the building of approximately 3,000 square feet.

Section 5. If the City sells the Property during the term of the lease, the City shall offer suitable alternative office space to REDCO in return for rental payments that do not exceed the annual rental amounts provided for herein.

Section 6. The lease agreement shall have such additional terms and conditions as the Mayor deems to be appropriate.

Section 7. This ordinance shall take effect immediately.

# INTRODUCTORY NO.

114

DRHS #21e

Ordinance No.

## Authorizing the acquisition of 448 Smith Street

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

Section 1. The Council hereby approves the acquisition by negotiation of the parcel containing the former Maguire Building as described below from the present owner Rochester Economic Development Corporation (REDCO) for a maximum purchase price of \$425,000. The purchase price shall be paid in the form of future credits in the amount of \$425,000 against the annual rental payments that REDCO will be obligated to pay for office space in the former Chamber of Commerce Building located at 55-57 St. Paul Street, pursuant to a lease authorized by a concurrent ordinance. Necessary closing costs for the acquisition shall be funded from 2020-21 Cash Capital.

Address	S.B.L.#	Lot Size	Owner
448 Smith Street	105.76-1-58	±1.5 acres	Rochester Economic Development Corporation

Section 2. Upon the date of closing, any City taxes and other charges owed against said parcel shall be canceled. Any taxes levied after the date of closing, while the City owns the parcel, shall also be cancelled. The property shall be conveyed to the City with no other outstanding liens.

Section 3. This ordinance shall take effect immediately.



## City of Rochester

City Hall Room 308A, 30 Church Street  
Rochester, New York 14614-1290  
[www.cityofrochester.gov](http://www.cityofrochester.gov)

## PUBLIC SAFETY, RECREATION, & HUMAN SERVICES INTRODUCTORY NO.

111

Lovely A. Warren  
Mayor

February 25, 2021

POLICE 23

TO THE COUNCIL

Ladies and Gentlemen:

Re: Agreement – New York State Division of  
Criminal Justice Services, Motor Vehicle Theft  
and Insurance Fraud Prevention Grant

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area:  
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation authorizing an agreement with the New York State Division of Criminal Justice Services for the receipt and use of \$49,600 for the Motor Vehicle Theft and Insurance Fraud Prevention (MVTIFP) grant, and amending the 2020-21 Budget of the Police Department by \$23,000 to reflect a portion of this grant.

This award, for the reduction of auto theft and insurance fraud, will provide overtime to support Police Department deployment in high-theft areas and increased investigations of insurance fraud. This grant does not cover fringe which is estimated at \$16,400.

The term of this agreement is January 1, 2021 through December 31, 2021. RPD has received this grant for over 10 years.

Respectfully submitted,

Lovely A. Warren  
Mayor



**INTRODUCTORY NO.**

111

Police #23

Ordinance No.

**Authorizing a grant agreement and Budget amendment for the Motor Vehicle Theft and Insurance Fraud Prevention program**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the New York State Division of Criminal Justice Services for receipt and use of grant funds from the Motor Vehicle Theft and Insurance Fraud Prevention program in the amount of \$49,600. 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. 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 Police Department by the sum of \$23,000 to reflect the receipt of a portion of the funds authorized in Section 1 herein.

Section 4. This ordinance shall take effect immediately.