

ROCHESTER CITY COUNCIL

REGULAR MEETING

August 16, 2022

Present –President Meléndez, Councilmembers Gruber, Harris, Lightfoot, Lupien, Martin, Patterson, Peo, Smith – 9.

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

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

Retirement:

DES:

Gary Gillman
Isaac Tellez

DRHS:

Donald Corey, Jr.

ECD

Barbara Williams-Headd

IT:

Deborah Reaves

RFD:

David Burlee
Mark Shull

RPD:

Elizabeth Alicea-Anne
Abena Baptiste-Mason

APPROVAL OF THE MINUTES

By Councilmember Smith

RESOLVED, that the minutes of the Regular Meeting on July 19, 2022 be approved as published in the official sheets of the Proceedings.

Adopted unanimously.

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

The Council submits Disclosure of Interest Forms from **Vice President Lupien** and **Councilmember Harris** on Int. No. 320.

THE COUNCIL PRESIDENT --- RECEIVED AND FILED.

**THE COUNCIL PRESIDENT – PRESENTATION AND REFERENCE OF PETITION AND
OTHE COMMUNICATION**

Vice President Lupien presented a Petition from the Art Community in opposition to the Business Improvement District (BID) with 815 signatures (426 signatures are from the City zip codes).

THE COUNCIL PRESIDENT – RECEIVED AND FILED.

PUBLIC HEARINGS.

Pursuant to law, a public hearing was held on August 11, 2022 on the following matters:

Authorizing a change in traffic flow on Stout Street Int. No. 306

No speakers

Authorizing a change in traffic flow on Chamberlain Street Int. No. 307

No speakers

**REPORTS OF STANDING COMMITTEES
AND ACTION THEREON**

By Councilmember Gruber
August 16, 2022

To the Council:

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

- Int. No. 292 Authorizing the cancellation or refund of erroneous taxes and charges
- Int. No. 293 Authorizing a master license agreement with Level 3 Telecom of New York, LP
- Int. No. 294 Authorizing an agreement relating to the Office of Financial Empowerment initiative
- Int. No. 295 Authorizing an agreement for development of an entry level Firefighter examination
- Int. No. 296 Authorizing an amendatory agreement for online employee training
- Int. No. 297 Authorizing an amendatory agreement for ongoing optimization support for the City's payroll and personnel software solution
- Int. No. 298 Authorizing an intermunicipal agreement and amending the 2022-23 Budget relating to the Total Health and Wellness Initiative

Respectfully submitted,
Mitch Gruber
Michael A. Patterson
Kimberly Smith
Mary Lupien
Miguel Meléndez
FINANCE COMMITTEE

Received, filed and published.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2022-233
Re Cancellation or Refund of
Erroneous Taxes and Charges

Transmitted herewith for your approval is legislation approving the cancellation or refund of taxes and charges totaling \$7,182.38.

A processing error resulted in the balance from the May 12, 2022 water bill for 213 Ashwood Drive being incorrectly added to the 2023 tax bill since those charges were not due until June 10, 2022.

The properties located at 59-61 Reynolds; 232 Terrace Park; and 253 Clay Avenue had their water accounts reactivated and back billed charges. The bills generated had a due date after the add to tax deadline. The charges were not delinquent and will be moved back to the owner's water bill.

A transfer of the property located at 83 Roslyn Street occurred on November 24, 2021. The property was transferred from the owner to their daughter with the owner retaining life use. When the deed was processed, the Senior Aged and Enhanced STAR exemptions were removed in error as the owner was still entitled to the exemptions.

If these cancellations are approved, total cancellations thus far for 2022-23 will be as follows:

	<u>Accounts</u>	
City Council	5	\$7,182.38
Administrative	383	<u>\$62,634.90</u>
Total	388	\$69,817.28

These cancellations represent 0.0252% of the tax receivables as of July 1, 2022.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AV-133

Ordinance No. 2022-233
(Int. No. 292)

Authorizing the cancellation or refund of erroneous taxes and charges

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

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

(A) S.B.L. #	Class	Address	Tax Year	Amount Cancelled	Subtotal
092.70-2-23	H	213 Ashwood Dr	2023	\$1,266.97	\$1,266.97

The unpaid balance from the May 12, 2022 water bill was added to the 2023 tax bill, which was a mistake because those charges were not due until June 10, 2022.

(B) S.B.L. #	Class	Address	Tax Year	Cancelled	Subtotal
120.44-1-73	H	59-61 Reynolds St	2023	\$1,632.02	
135.41-2-14	H	232 Terrace Park	2023	\$1,245.57	
090.50-3-16	H	253 Clay Avenue	2023	\$1,941.82	\$4,819.41

These properties had their water accounts reactivated and were billed for back charges. The bills generated had a due date after the add to tax deadline and, therefore, were not delinquent. The water charges will be moved back to the owner's water bill.

(A) S.B.L. #	Class	Address	Tax Year	Cancelled	Subtotal
120.82-3-12	H	83 Roslyn Street	2023	\$1,096.00	\$1,096.00

On November 24, 2021, the property was transferred from the owner to their daughter with the owner retaining life use. When the deed was processed, the Senior Aged and Enhanced STAR exemptions were removed in error because the owner was still entitled to the exemptions.

GRAND TOTAL \$7,182.38

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2022-234
Re: Master License Agreement- Level 3
Telecom of New York, LP

Council Priority: Jobs and Economic
Development

Comprehensive Plan 2034 Initiative Area:
Fostering Prosperity & Opportunity
Transmitted herewith for your approval is legislation authorizing a master license agreement with Level 3 Telecom of New York, LP ("Level 3"), a telecommunications provider that provides telecommunications services in the City of Rochester. Level 3 owns, maintains, operates and

controls a fiber-based telecommunications network that provides high speed internet and data transport services to residential and commercial customers in the City of Rochester. Level 3 will maintain their fiber based facilities and is planning to install and maintain additional facilities in the public right-of-way (“ROW”).

The terms of the master license agreement are consistent with the Chapter 106, the Telecommunications in the Right-Of-Way Code of the City of Rochester, adopted by Ordinance No. 2019-34, on February 29, 2019 (“Telecommunications Code”). The Telecommunications Code established the process and standards for master license agreements for telecommunications providers. The master license agreement includes provisions for a term of ten years with two five-year renewals, a compensation schedule, requirements for insurance, security and other requirements, all as set forth in Chapter 106 or in the Rules and Regulations for Work in the Right-of-Way which were adopted by the City Engineer pursuant to Chapter 106.

The size and extent of Level 3’s fiber network in the City ROW and the compensation to be paid for those facilities is not known at this time, as new facilities may be installed over a period of time dependent on Level 3’s customer needs. However, all fiber and other related facilities will be subject to individual permit approval before installation and the compensation paid to the City will be determined by the amount of facilities in the ROW as set forth in Code section 106-1.

Respectfully submitted,
Malik D. Evans
Mayor

Ordinance No. 2022-234
(Int. No. 293)

Authorizing a master license agreement with Level 3 Telecom of New York, LP

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

Section 1. The Mayor is hereby authorized to enter into a master license agreement with Level 3 Telecom of New York, LP for the installation and maintenance of fiber-based high speed internet and data transport facilities in the public right-of-way. The term of the master license agreement shall be ten years, with the option to extend for up to two additional five-year renewal terms.

Section 2. The compensation to be paid to the City and the other terms of the master license agreement shall be consistent with the provisions and requirements of Chapter 106 of the Municipal Code, Telecommunications in the Right-of-Way.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2022-235
Re: Agreement – Excelsior Performance
Group

Council Priority: Jobs and Economic
Development

Comprehensive Plan 2034 Initiative Area:
Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation related to the strategic planning for the Office of Financial Empowerment (OFE), supported through the “Financial Empowerment Cities” grant from the Cities for Financial Empowerment Fund (CFE). This legislation will establish \$20,000 maximum compensation for an agreement with Excelsior Performance Group, LLC. (Takiyah Butler, 620 Park Avenue Unit 169, Rochester, NY) to support the development of the Office of Financial Empowerment through strategic planning and facilitation of stakeholders. The agreement will have a term of six months and will be funded from the 2022-23 Budget of the Office of the Mayor utilizing a portion of the \$170,000 “Financial Empowerment Cities” grant from the CFE Fund, authorized under Ord. 2022-179.

As part of the two-year Financial Empowerment Cities Grant, the City of Rochester is developing a strategic plan and will launch an Office of Financial Empowerment (OFE). Excelsior Performance Group, LLC with support the City in developing a strategic plan, facilitating key stakeholder meetings with funders, leaders, and community members, and preparing for a successful launch of the OFE.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AV-134

Ordinance No. 2022-235
(Int. No. 294)

Authorizing an agreement relating to the Office of Financial Empowerment initiative

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 Excelsior Performance Group LLC to support the development of the Office of Financial Empowerment with services including strategic planning and the facilitation of stakeholders. The term of the agreement shall be 6 months. The compensation for the agreement shall be \$20,000, which shall be funded from the 2022-23 Budget of the Office of Mayor.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2022-236
Re: Agreement – Fire and Police Selection,
Inc. Entry Level Firefighter Written
Examination

Council Priority: Jobs and Economic
Development & Public Safety

Comprehensive Plan 2034 Initiative Area:
Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation establishing \$40,000 as maximum compensation for an agreement with Fire and Police Selection, Inc. (Dan Biddle, CEO) of Folsom, California, for the development of an entry level Firefighter written examination. The term of this agreement will be for two years, with an option for one two-year renewal. The cost of this agreement will be funded from the 2022-23 Budget for Undistributed Expenses and subsequent budgets, contingent on their approval.

Fire and Police Selection, Inc. has provided this service for the City since 2015, which was approved by Ordinance No. 2015-159, and has successfully developed the last two entry level Firefighter written examinations which were administered in December of 2015 and November of 2019.

Fire and Police Selection, Inc. was selected through a request for proposal process described in the attached summary.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AV-135

Ordinance No. 2022-236
(Int. No. 295)

Authorizing an agreement for development of an entry level Firefighter examination

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 Fire and Police Selection, Inc. for development of an entry level Firefighter examination. The term of the agreement shall be two years, with the option to extend for one additional two-year term. The maximum compensation for the initial term of the agreement shall be \$40,000, which shall be funded from the 2022-23 Budget for Undistributed Expenses, and the maximum

compensation for the optional extended term shall be \$40,000, which shall be funded from future years' Budgets of Undistributed Expenses, contingent upon the approval of said future Budgets.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2022-237
Re: Amendatory Agreement –
CypherWorx, Inc.
Online Employee Training

Council Priority: Support the Creation of
Effective Educational Systems

Transmitted herewith for your approval is legislation authorizing an amendatory agreement with CypherWorx, Inc. (Paul Cypher, Chief Executive Officer), for additional compensation needed for online training programs for City employees. The original agreement, authorized in March 2019 (Ordinance No. 2019-47), established maximum compensation of \$83,891 for a term of three years and was amended in September of 2020 (Ordinance No. 2020-285) to increase compensation by \$24,900 for a maximum of \$108,791 and was amended in March of 2022 (ordinance No. 2022-71) to extend the term of the agreement for an additional six months and to increase the total compensation by \$19,593 to a maximum of \$128,384. This amendment will increase total compensation by \$6,750 to a maximum of \$135,134 and will be funded from the 2022-23 Budget of Undistributed Expenses.

CypherWorx, Inc. currently provides online training programs for City employees on the topics of Sexual Harassment, Workplace Harassment, Workplace Violence, Diversity/Inclusion as well as select topics in Emergency Medical Services (EMS), Professional Development and New York State mandated and specialty area in-service training for uniformed members of the Rochester Fire and Police Departments. This online training platform also provides for the tracking, recording, and documenting of the trainings, and provides progress and verification reports to supervisors regarding their employees' completion of the trainings.

Respectfully submitted,
Malik D. Evans
Mayor

Ordinance No. 2022-237
(Int. No. 296)

Authorizing an amendatory agreement for online employee training

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

Section 1. The Mayor is hereby authorized to enter into an amendatory professional services agreement with Cypherworx, Inc. to provide an online training platform for City employees. The amendatory agreement shall amend the agreement authorized in Ordinance No. 2019-47, as amended in Ordinance No. 2020-285 and Ordinance No. 2022-71, to increase the maximum compensation by \$6,750 to a new total of \$135,134. The amendatory compensation shall be funded from the 2022-23 Budget of Undistributed Expenses.

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

Section 3. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Lightfoot, Lupien, Martin, Patterson, Smith - 8.

Nays - Councilmember Peo - 1.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2022-238

Re: Amendatory Agreement – Collaborative Solutions, LLC; Optimization Support for Workday Payroll / Personnel System

Council Priority: Jobs and Economic Development

Transmitted herewith for your approval is legislation authorizing an amendatory agreement with Collaborative Solutions, LLC, (Carroll Ross, CEO) Reston, Virginia, to provide ongoing optimization support for Workday, the City's payroll and personnel software solution. The original agreement was authorized by Ordinance No. 2018-223 for a term of one year and maximum compensation of \$200,000 and was amended in August of 2019 by Ordinance No. 2019-247 to extend the term for one additional year, with an option for two one-year renewals, not to exceed \$100,000 per year. This amendment will extend the term of the agreement for an additional three years, not to exceed \$100,000 per year, and will be funded by the 2021-22, 2023-24, and 2024-25 Cash Capital, respectively, contingent upon approval of said budgets.

The City implemented Workday in February 2018 and entered into a professional service agreement with Collaborative Solutions, LLC in September 2018 to provide post go-live production support of the Workday system. This amendatory agreement will allow for on-going optimization support of the Workday system to include business process analysis and configuration, feature enhancements, product troubleshooting, product configuration, integration, data migration, reporting and analytics, quality assurance, testing, and security protocols.

Collaborative Solutions, LLC was selected via a request for proposals (RFP) process in 2018. They have been selected to continue to provide these services because of their firsthand knowledge of the City's Workday configuration and because of the current ongoing support they are providing in the optimization of the City's Workday system.

Respectfully submitted,
Malik D. Evans
Mayor

Ordinance No. 2022-238
(Int. No. 297)

Authorizing an amendatory agreement for ongoing optimization support for the City's payroll and personnel software solution

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 Collaborative Solutions, LLC to provide ongoing optimization support for the City's payroll and personnel software solution. The amendatory agreement shall amend the agreement authorized in Ordinance No. 2018-223, as amended in Ordinance No. 2019-247, to extend the term by three years. The maximum annual compensation for the extended term shall be \$100,000, which shall be funded by 2021-22 Cash Capital for the first year, 2023-24 Cash Capital for the second year, and 2024-25 Cash Capital for the third year, contingent upon approval of the latter two years' budgets.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2022-239
Re: RASE Commission - Inter-municipal
Agreement and Budget Amendment,
Total Health and Wellness Initiative

Council Priority: Jobs and Economic
Development

Comprehensive Plan 2034 Initiative Area:
Planning for Action

Transmitted herewith for your approval is legislation to enhance the community's Racial and Structural Equity (RASE) initiatives as follows:

(1) Authorizing an intermunicipal agreement (IMA) with Monroe County and appropriating the receipt and use of \$65,000 in support of the Total Health and Wellness Initiative broken out by fiscal year as follows:

- i. \$5,000 for FY 2022-2023;
- ii. \$15,000 for FY 2023-2024;
- iii. \$15,000 for FY 2024-2025;
- iv. \$15,000 for FY 2025-2026; and
- v. \$15,000 for FY 2026-2027.

(2) Amending the 2022-23 Budget of the City of Rochester by increasing the Budget of Undistributed Expenses by \$5,000 to reflect the funds to be received from Monroe County pursuant to the IMA. Funding for subsequent years will be anticipated and included in each year's budget, contingent upon their approval.

The RASE Commission was appointed in 2020 by the City and Monroe County to identify areas of racial and structural inequity in local laws, policies, and ordinances and to recommend how to remedy those inequities to achieve a fair application for all. The RASE Commission released a report of their observations and recommendations in March 2021 (the RASE Report).

The Total Health and Wellness Initiative is a program spearheaded by Councilman Willie Lightfoot in coordination with the Mayor's office, which brings health and wellness programming to neighborhoods where such programming is needed. In July, the City hosted its first Health and Wellness Fair, a component of this program, which brought mental health, public safety, and other relevant vendors to Jefferson Avenue, and was well-attended. This funding contribution from Monroe County will allow the City to expand programming, offer other services to promote healthy neighborhood environments, and continue to bring attention to important issues impacting our citizens. The next Health and Wellness Fair is slated to take place in August, and the \$5,000 in funding from the County will allow the City to build on its efforts to date.

This legislation is proposed to enhance the County's participation by designating the County as an officially involved party in the agreement and by accepting the County's contribution of an additional \$65,000 to enhance the RASE activities.

Respectfully submitted,
Malik D. Evans
Mayor

Ordinance No. 2022-239
(Int. No. 298)

Authorizing an intermunicipal agreement and amending the 2022-23 Budget relating to the Total Health and Wellness Initiative

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

Section 1. The Mayor is hereby authorized to enter into an intermunicipal agreement with the County of Monroe for the receipt and use of \$65,000 to support the City's Total Health and Wellness Initiative (Initiative). The term of the agreement shall be five years.

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

Section 3. Ordinance No. 2022-157, the 2022-23 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations of the

Budget of Undistributed Expenses by the amount of \$5,000, which amount is hereby appropriated for the Initiative from the reimbursements authorized in Section 1 herein.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

By Councilmember Patterson
August 16, 2022

To the Council:

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

- Int. No. 299 Authorizing the sale of real estate
- Int. No. 300 Authorizing funding and the acquisition of 52 Falls Street
- Int. No. 301 Authorizing the acquisition of 395 Hudson Avenue
- Int. No. 302 Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$65,000 Bonds of said City to finance costs to acquire 395 Hudson Avenue
- Int. No. 303 Resolution continuing the CHOICE Tax Abatement Program for Owner-Occupied Housing

Respectfully submitted,
Michael A. Patterson
LaShay D. Harris
Kimberly Smith
Mary Lupien
Miguel Meléndez
NEIGHBORHOOD & BUSINESS DEVELOPMENT COMMITTEE

Received, filed, and published.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2022-240
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 one property. City records have been checked to ensure that the 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 property is listed on the attached spreadsheet under the heading, I. Sale of Improved Property. 84 Salisbury Street is being sold to the Rochester Housing Development Fund Corporation for an amount supported by an independent appraisal performed by Midland Appraisal Associates in May 2022. The Rochester Housing Development Fund Corporation will rehabilitate and sell the property to a first time homebuyer who will occupy the property as part of the Home Rochester program.

The first year projected tax revenue for this properties, assuming full taxation, current assessed valuations and current tax rates, is estimated to be \$1,263.

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 property free of City tax liens and other charges, or these charges have been included in the purchase price.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AV - 136

Ordinance No. 2022-240
(Int. No. 299)

Authorizing the sale of real estate

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

Section 1. The Council hereby approves the sale of the following parcel of improved property:

Address	SBL#	Lot Size	Use	Price	Purchaser
84 Salisbury Street	107.39-1-75	40x110	1 Family	\$20,000	Rochester Housing Development Fund Corporation

Section 2. City taxes and other City charges, except water charges, against said properties are hereby canceled up to the first day of the month following the date of adoption of this ordinance for the reason that the City has agreed to convey say properties free of City tax liens and other charges or because these charges have been included in the purchase price.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2022-241
Re: Acquisition – 52 Falls Street

Council Priority: Creating and Sustaining a
Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area:
The Placemaking Plan

Transmitted herewith for your approval is legislation authorizing the acquisition of the vacant industrial lot at 52 Falls Street, SBL No. 106.61-1-27, from the current owner, Jovanna C. Robinson, for \$40,000 for the purpose of site assembly near the Genesee River.

The amount of consideration was established via an independent appraisal performed by Midland Appraisal Associates in March 2022 and negotiations to reach an administrative settlement in order to avoid litigation.

Acquisition of the property will be funded through unspent funds from the 2012-13 Cash Capital Budget. A property map is included.

Pursuant to the requirements of the New York State Environmental Quality Review Act (SEQRA), a determination regarding the environmental significance of this acquisition will be made prior to City Council approval.

All City taxes and current year charges shall be cancelled from the date of acquisition closing forward. If the present owner has paid any taxes or other current year charges attributable to the period after closing, such charges shall be credited to the owner at closing, and may, if appropriate, be refunded. Any taxes levied after the date of closing while the City owns the parcels, shall also be cancelled.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AV-137

Ordinance No. 2022-241
(Int. No. 300)

Authorizing funding and the acquisition of 52 Falls Street

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

Section 1. The Council hereby authorizes the acquisition by negotiation of the parcel described below for a maximum purchase price of \$40,000. The purchase price as well as necessary closing costs shall be funded from 2012-13 Cash Capital.

Address	Reputed Owner	SBL #	Type
52 Falls Street	Jovanna C. Robinson	106.61-1-27	Vacant land

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.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2022-242
Ordinance No. 2022-243
Re: Acquisition – 395 Hudson Ave

Council Priority: Rebuilding and
Strengthening Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation authorizing the acquisition of real property by negotiation of properties on Edward Street and Hudson Ave as part of an assemblage of land for the Upper Falls Housing Initiative and the issuance of bonds in the amount of \$65,000 related to the property acquisition. The property is noted below with the appraised value and property use:

Address	Reputed Owner	SBL #	Type	Maximum Acquisition Amount
395 Hudson Ave	Ali Rashed	106.40-4-51	Mixed Use	\$65,000

The maximum acquisition amount for 395 Hudson Ave is supported through independent appraisals performed by Midland Appraisal Associates in October 2020. The price does not include consideration for environmental or geotechnical conditions and assume environmentally clean sites.

The existing vacant structure will be demolished and the resulting vacant lot Will be graded and seeded. The demolition of the vacant structure will be funded through 2022-2023 Cash Capital.

Pursuant to the requirements of the New York State Environmental Quality Review Act (SEQRA), determinations regarding the environmental significance of these acquisitions will be made prior to City Council referral.

All City taxes and current year charges shall be cancelled from the date of acquisition closing forward. If the present owners have paid any taxes or other current year charges attributable to the period after closing, such charges shall be credited to the owners at closing, and may, if appropriate, be refunded. Any taxes levied after the date of closing while the City owns the parcels, shall also be cancelled.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AV-138

Ordinance No. 2022-242
(Int. No. 301)

Authorizing the acquisition of 395 Hudson Avenue

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

Section 1. The Council hereby approves the acquisition by negotiation of the parcel described below for a maximum aggregate purchase price of \$65,000. The purchase price shall be funded from the proceeds of a concurrent bond ordinance.

Address	Reputed Owner	SBL #	Lot size	Maximum Acquisition Cost
395 Hudson Ave	Ali Rashed	106.40-4-51	32' x 140'	\$65,000

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 closing date, while the City owns the parcel, shall also be canceled. The property shall be conveyed to the City with no other outstanding liens.

Passed unanimously.

Ordinance No. 2022-243
(Int. No. 302)

Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$65,000 Bonds of said City to finance costs to acquire 395 Hudson Avenue

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 a real estate parcel located at 395 Hudson Avenue as part of the assemblage of land for the Upper Falls Housing Initiative (the "Project"). The estimated maximum cost of said class of objects or purposes for this stage of the Project, including the purchase price, closing costs, other preliminary costs and costs incidental thereto and the financing thereof, is \$65,000, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$65,000 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 \$65,000 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 \$65,000. 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.21(a) of the Law, is thirty (30) years.

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

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

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

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

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

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

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

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Resolution No. 2022-37
Re: Reauthorization - Tax Abatement
Program for Newly Constructed Owner-
Occupied Housing

Council Priority: Rebuilding and
Strengthening Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation authorizing a five-year extension of the CHOICE tax abatement program for new owner-occupied residential units that was approved by City Council in February 2017 (Res. No. 2017-3) and amended in November 2019 (Res. 2019-16). New owner-occupied units, created through new construction or the renovation of an existing building, would continue to be eligible for a partial nine-year property tax exemption. The actual exemption would be realized through a payment-in-lieu-of-tax (PILOT) agreement approved by the County of Monroe Industrial Development Agency (COMIDA).

The intent of the program is to facilitate more owner-occupied housing units in the city. Increasing the number of owner-occupied housing will further stabilize city neighborhoods and encourage more residences that will contribute to the creation and building of wealth for city families. The CHOICE program also supports several RASE Commission recommendations regarding both the supply of quality homeownership units and identifying strategies to increase homeownership.

The last resolution No. 2017-3, amended in 2019, expired on May 31, 2022. It is the third authorization of the CHOICE program beginning with Resolution No. 2007-14. Each time the program is authorized it has a sunset provision of five years. Since its inception 62 owneroccupied units have been completed with the assistance of the partial tax exemption for a current total assessed value of \$21,240,600.

COMIDA receives applications and considers PILOT agreements for qualified projects. New owner-occupied residential units will have partial abatements of taxation and special ad valorem levies. The abatement is applied to the increase in assessed value attributable to the newly created, owner-occupied residential unit. The structure of the partial tax abatement will be as follows:

<u>Year</u>	<u>% of Increased Assessment Abated</u>	<u>Year</u>	<u>% of Increased Assessment Abated</u>
1	90%	6	40%
2	80%	7	30%
3	70%	8	20%
4	60%	9	10%
5	50%	10	0%

The property owner is required to file an application for the abatement with COMIDA for initial approval and then the City receives the PILOT application for final approval.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AV-139

Resolution continuing the CHOICE Tax Abatement Program for Owner-Occupied Housing

WHEREAS, since 2007, the City has facilitated the construction of new residential, owner-occupied units through the Tax Abatement Program for Owner-Occupied Housing, known as CHOICE and as set forth in Resolution Nos. 2007-14, 2012-15, 2017-3 and 2019-16;

WHEREAS, the County of Monroe Industrial Development Agency (COMIDA) has approved a policy providing for tax abatements through the use of payment in lieu of tax agreements for qualified projects, upon the City's approval of such a policy; and

WHEREAS, the CHOICE program helps advance the recommendations of the Commission on Racial and Structural Equity (RASE) by increasing the supply of quality housing and the opportunities for homeownership.

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

Section 1. The Council hereby approves the continuation by COMIDA of the CHOICE tax abatement policy so as to use payment in lieu of tax agreements for qualified projects whereby newly constructed or renovated owner-occupied residential units in the City of Rochester will be eligible for a partial, nine year, real property tax abatement applicable to the increase in assessed value which is attributed to the newly created owner-occupied residential units as follows:

Year	Abatement in Assessment Increase
1	90%
2	80%
3	70%
4	60%
5	50%
6	40%
7	30%
8	20%
9	10%
10	0%

provided, however, that the application of the abatement shall be limited to no more than a \$500,000 increase in assessed value for each eligible project.

Section 2. This resolution shall take effect immediately and shall remain in full force and effect until May 31, 2027

Adopted unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Resolution No. 2022-38
Re: Rochester Downtown Partnership, Inc.–
Plan Preparation

Council Priority: Jobs and Economic
Development

Comprehensive Plan 2034 Initiative Area:
Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation related to the Rochester Downtown Partnership, Inc. (RDP). This legislation will authorize RDP to prepare a plan for an eventual Business Improvement District (BID) in downtown Rochester.

BIDs are geographically-defined special assessment districts where local stakeholders oversee and fund the maintenance, improvement, and promotion of their district. They provide enhanced services that are in addition to, not in replacement of, existing municipal services. These services could include, but are not limited to, litter removal, sidewalk cleaning, snow and ice control, beautification, events, ambassadorial services, and more. The first BID was established in Toronto in 1970 and the first BID in the US was formed in New Orleans in 1974. There are now over 1,200 BIDs in operation across the US, including in Upstate New York communities large and small such as Buffalo, Canandaigua, Syracuse, and Geneva.

The ROC the Riverway (RTR) Phase 1 Vision Plan included a recommendation and associated funding to evaluate and establish a public-private management entity to oversee the marketing, programming, and maintenance of riverfront and downtown public spaces. The City of Rochester, in partnership with Empire State Development and the RTR Management Entity Working Group, conducted a study which evaluated numerous organizational structures, national best practices, and roles and responsibilities of various types of management entities. That study, completed in January 2020, recommended the creation of RDP leading to an eventual BID.

Officially established in December 2021, RDP is a 501(c)(3) not-for-profit organization focused on the marketing and programming of Downtown Rochester and its riverfront to create and sustain vibrancy. To that end, RDP has already launched a series of downtown events for summer 2022 to support small businesses, attract investment, and enhance quality of life for residents and visitors alike. Consistent with the recommendations of the Management Entity study, a key next step for RDP is to begin the process to consider the formation of a BID in downtown Rochester.

Creation of a comprehensive proposal is required by New York State BID Law (Article 19-A of the General Municipal Law) for any community considering the formation of a BID. The proposal must include, among other things, a map with defined boundaries, proposed assessment formula(s), proposed services, a proposed governance structure, and a proposed timeline for implementation. City Council must authorize a resolution to begin this process. RDP will engage a consultant to evaluate alternatives, solicit feedback from proposed business stakeholders and the broader community, identify a preferred BID model, and draft the State's required proposal.

Ultimately, establishment of a BID requires approval by the majority of proposed BID stakeholders, public hearing(s), future Council authorizations, and approval by the New York State Comptroller. It is anticipated that the BID formation process will take at least two years to complete.

Respectfully submitted,
Malik D. Evans
Mayor

Resolution No. 2022-38
(Int. No. 255)

Resolution authorizing the preparation of a plan for a Downtown Business Improvement District

WHEREAS, Section 10-10 of the City Charter authorizes the Council to authorize the preparation of a plan to establish a Business Improvement District (BID) in accordance with Article 19-A of General Municipal Law;

WHEREAS, in furtherance of the Phase 1 Vision Plan for the ROC the Riverway initiative (RTR), the City of Rochester, in partnership with Empire State Development and the RTR Management Entity Working Group, conducted a study that, after evaluating numerous organizational structures, recommended the preferred type of management entity to prepare a plan that will lead to the eventual establishment of a BID to oversee the marketing, programming and maintenance of riverfront and downtown public spaces (a Downtown BID); and

WHEREAS, Rochester Downtown Partnership, Inc, a charitable not-for-profit corporation, has been established to satisfy the recommendations of the Downtown BID management entity study and already has launched a series of downtown events to support small businesses, attract investment, and enhance the quality of life for residents of and visitors to Downtown and its riverfront.

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

Section 1. The Council of the City of Rochester hereby authorizes Rochester Downtown Partnership, Inc. to prepare a plan for the establishment of a Downtown Business Improvement District pursuant to Section 980-d of the General Municipal Law and Section 10-10 of the City Charter.

Section 2. This resolution shall take effect immediately.

Motion to Discharge Introductory No. 255.

Moved by Councilmember Patterson; 2nd by Councilmember Peo.

Motion to Discharge passed by the following vote:

Ayes – President Meléndez, Councilmembers Gruber, Harris, Lupien, Patterson, Peo, Smith – 7.

Nays – Councilmembers Martin, Smith –2.

Adopted by the following vote:

Ayes – President Meléndez, Councilmembers Gruber, Harris, Lightfoot, Patterson, Peo – 6.

Nays – Vice President Lupien, Councilmembers Martin, Smith – 3

TO THE COUNCIL

Ladies and Gentlemen:

Local Law No. 7

Re: Charter Amendments – Nuisance
Abatement Law points for cannabis
offenses

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area:
Public Safety

Transmitted herewith for your approval is legislation that revises the nuisance points assessed for cannabis offenses under the City's Abatement of Nuisances law set forth in Section 10-12 of the City Charter (Nuisance Law). The revisions are necessary to reflect changes to the New York State Penal Law that were enacted on March 31, 2021 as part of the Marijuana Regulation and Taxation Act (MRTA).

Under the Nuisance Law, the Department of Neighborhood and Business Development (NBD) assesses nuisance points against offending businesses or other establishments for repeated violations of certain Federal, State, and local laws and ordinances as well as other quality of life provisions. A business or other establishment that accumulates certain specified numbers of nuisance points can be deemed to be a public nuisance which, if not abated, can be assessed a range of penalties extending up to an order of closure for up to one year.

The Nuisance Law assigns various numbers of nuisance points for violations of various sections of the New York State Penal Law related to various kinds and degrees of cannabis offenses. The MRTA repealed Article 221 of the Penal Law, which had criminalized possession and consumption of cannabis, but also codifies a new enforcement mechanism in Penal Law § 222, which continues to provide for penalties under certain circumstances, ranging from violations to felonies.

Due the changes in State law created by MRTA, the City at present has no nuisance enforcement mechanism to prevent the sale of cannabis to both children and adults, or to prevent cannabis sales made without a license issued by the State Office of Cannabis Management established by MRTA. The City has determined that such activities would constitute a public nuisance in the same way as would the sale of alcohol without a license.

Therefore, the legislation modifies the Nuisance Law to be consistent with MRTA's revisions to the Penal Law so that the City may continue to assess points against businesses and others that sell or possess cannabis and cannabis products contrary to current State law. It allows the City to assess:

- 10 nuisance points for offenses involving the sale of cannabis pursuant to Penal Law §§ 222.50 (a class A misdemeanor), 222.55 (a class E felony), 222.60 (a class D felony), and 222.65 (a class C felony); and
- 6 nuisance points for offenses involving the possession of cannabis pursuant to Penal Law §§ 222.35 (a class E felony) and 222.40 (a class D felony), and violation-level sales offenses pursuant to Penal Law § 222.45.

The changes to the Nuisance Law will allow NBD to prevent and enforce against cannabis-related public nuisances related to all sales without a license. Further, the law as modified will not punish business-owners if their patrons possess a misdemeanor- or violation-level amount of cannabis without intent to sell, which as a result, does not punish establishments for possession by patrons of less than 5 pounds of plant material or 2 pounds of cannabis concentrate.

Respectfully submitted,
Malik D. Evans
Mayor

Local Law No. 7
(Int. No. 112, as amended)

Local Law modifying the Abatement of Nuisances law with regard to cannabis offenses,

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

Section 1. Chapter 755 of the Laws of 1907, entitled "An Act Constituting the Charter of the City of Rochester", as amended, (hereinafter, the City Charter) is hereby further amended in Section 10-12, Abatement of nuisances, by modifying subsections B(1) and (2) thereof to read as follows:

(1) The following violations shall be assigned a point value of 10 points:

(a) Article 265 of the Penal Law — Firearms and Other Dangerous Weapons.

(b) Section 47-5 of the Code of the City of Rochester — Firearms, shotguns, rifles and other dangerous weapons.

(c) Sections and subsections 220.06(1), 220.16(1), 220.16(2), 220.16(3), 220.16(4), 220.16(5), 220.16(6), 220.16(7), 220.28, 220.31, 220.34, 220.39, 220.41, 220.43, 220.44 and 220.65 of the Penal Law — Offenses Involving the Sale or Intent to Sell Controlled Substances.

(d) Sections 221.35, 221.40, 221.45, 221.50 and 221.55 of the Penal Law — Offenses Involving the Sale of Marihuana Offenses involving the sale of cannabis pursuant to Penal Law §§ 222.50 (a class A misdemeanor), 222.55 (a class E felony), 222.60 (a class D felony), and 222.65 (a class C felony).

(2) The following violations shall be assigned a point value of six points:

(a) Sections and subsections 220.03, 220.06(2), (3), (4), (5), (6), (7), and (8), 220.09, 220.16(8), (9), (10), (11), (12), and (13), 220.18, 220.21, 220.25, 220.45, 220.46, 220.50, 220.55, 220.60, 220.70, 220.71, 220.72, 220.73, 220.74, 220.75 and 220.76 of the Penal Law — Controlled Substance Offenses Not Involving the Sale or Intent to Sell.

(b) Sections 221.20, 221.25 and 221.30 of the Penal Law — Marihuana Offenses Not Involving Sale Offense[s] involving the possession of cannabis pursuant to Penal Law §§ 222.35 (a class E felony) and] 222.40 (a class D felony), and violation-level sales offenses pursuant to Penal Law § 222.45.

(c) Article 225 of the Penal Law — Gambling Offenses.

(d) Article 230 of the Penal Law — Prostitution Offenses.

(e) Sections and subsections 165.15(4), (6), (7), and (8), 165.40, 165.45, 165.50, 165.52, 165.54, 165.71, 165.72, and 165.73 of the Penal Law — Criminal Possession of Stolen Property.

(f) The Alcoholic Beverage Control Law.

(g) Sections 260.20 and 260.21 of the Penal Law — Unlawfully Dealing with a Child.

(h) Possession, use, sale or offer for sale of any alcoholic beverage in violation of Article 18 of the Tax Law, or of any cigarette or tobacco products in violation or Article 20 of the Tax Law.

(i) Article 178 of the Penal Law — Criminal Diversion of Prescription Medications and Prescriptions.

(j) Section 147 of the Social Services Law — Food stamp program fraud.

(k) Section 3383 of the Public Health Law — Imitation controlled substances.

(l) Operating a premises without the requisite business permit in violation of § 90-33 of the City's Municipal Code.

(m) Sections 240.36 and 240.37 of the Penal Law — Loitering in the First Degree and Loitering for the Purpose of Engaging in a Prostitution Offense.

(n) Section 2024 of Title 7 of the United States Code — Supplemental Nutrition Assistance Program.

(o) Suffering or permitting the premises to become disorderly, including suffering or permitting fighting.

(p) Chapter 75 of the City's Municipal Code — Noise.

(q) Chapter 29 of the City's Municipal Code — Amusements.

(r) Chapter 66 of the City's Municipal Code — Junkyard Operators, Junk Dealers and Scrap Processors.

(s) Sections of the New York State Uniform Fire Prevention and Building Code and Chapter 54 of the City's Municipal Code, as applied to places of assembly and other nonresidential structures and uses, concerning occupancy requirements, capacity of means of egress and fire protection systems.

(t) Chapter 569, Article 7 (Service Food Establishments) and Article 8 (Food and Food Establishments) of the Laws of the County of Monroe — Sanitary Code.

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

Strikeout indicates deleted text, new text is underlined, brackets indicate deletion of new text depicted on original draft

Motion to amend Introductory No. 112

Moved by Councilmember Patterson, 2nd by Councilmember Lightfoot.

Motion to amend passed by the following vote:

Ayes – President Meléndez, Councilmembers Gruber, Harris, Lightfoot, Lupien, Patterson, Peo, Smith – 8.

Nays – Councilmember Martin– 1.

Adopted by the following vote:

Ayes – President Meléndez, Councilmembers Gruber, Harris, Lightfoot, Patterson, Peo, Smith – 7.

Nays –Vice President Lupien, Councilmember Martin – 2.

By President Meléndez
August 16, 2022

To the Council:

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

- Int. No. 304 Authorizing an amendatory agreement for the Rochester Running Track Bridge Improvements - Phase 1 project
- Int. No. 305 Resolution authorizing the implementation and funding in the first instance of the State-aid Program eligible costs of a capital project and appropriating funds for ROC the Riverway-Running Track Bridge
- Int. No. 308 Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$112,000 Bonds of said City to finance the costs of remedial investigation and interim remedial measures for environmental contamination located at 68-92 Genesee Street in the City
- Int. No. 309 Authorizing Climate Smart Communities Grant agreement and funding for an Organics Management Plan
- Int. No. 310 Authorizing a professional services agreement for legal services relating to brownfield properties
- Int. No. 311 Authorizing applications for New York State grants to fund of water improvement projects

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

- Int. No. 306 Authorizing a change in traffic flow on Stout Street
- Int. No. 307 Authorizing a change in traffic flow on Chamberlain Street

Respectfully submitted,
Miguel Meléndez
Mitch Gruber
Willie J. Lightfoot
Jose Peo
Mary Lupien

PARKS & PUBLIC WORKS COMMITTEE

Received filed and published

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2022-244
Resolution No. 2022-39
Re: Rochester Running Track Bridge
Improvements – Phase I

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 Rochester Running Track Bridge Improvements Phase I Project. This legislation will:

1. Authorize an amendatory agreement with Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C. (Kevin Haney, C.E.O., 280 East Broad Street, Suite 200, Rochester, New York) for additional construction phase engineering and environmental testing services provided on the Project. The original agreement for \$120,000.00 was authorized in January 2020 (Ordinance No. 2020-13). This amendment will increase maximum compensation by \$33,000 to a maximum total of \$153,000. The amendment will be funded with 2019-20 Cash Capital; and,
2. Approve a resolution, in a format 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.

As a part of the ROC the Riverway Initiative, preventative maintenance repairs are nearing completion to structurally stabilize and preserve the existing Running Track Bridge over the Genesee River. The Running Track Bridge is a former rail bridge that once exemplified Rochester's industrial prowess. Today, the bridge sits abandoned but continues to highlight the importance of connections across the Genesee River, linking neighborhoods like El Camino, Edgerton, and High Falls as well as destinations on either side. The Phase I Project stabilizes the bridge and mitigates deterioration to ensure that the bridge is preserved for a permanent conversion of the structure to a multiuse facility in a future phase.

The additional compensation is required for costs associated with additional construction phase engineering and environmental testing necessary to address site conditions.

Phase I construction began in fall 2021, and was substantially completion in June 2022. The Project is currently in post-construction and closeout phase.

The amendatory agreement will result in the creation and/or retention of the equivalent of 0.4 fulltime jobs.

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



Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AV-140

Ordinance No. 2022-244
(Int. No. 304)

Authorizing an amendatory agreement for the Rochester Running Track Bridge Improvements - Phase 1 project

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

Section 1. The Mayor is hereby authorized to enter into an amendatory professional services agreement with Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C. relating to the Rochester Running Track Bridge Improvements - Phase 1 project (the Project). The amendatory agreement shall amend the existing agreement authorized by Ordinance No. 2020-13 to provide for additional construction phase engineering and environmental testing services and to increase the maximum compensation by \$33,000 to a new total of \$153,000. The amendatory compensation shall be funded from 2019-20 Cash Capital.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

Resolution. No. 2022-39
(Int. No. 305)

Resolution authorizing the implementation and funding in the first instance of the State-aid Program eligible costs of a capital project and appropriating funds for ROC the Riverway-Running Track Bridge

WHEREAS, a Project for ROC the Riverway-Running Track Bridge identified as PIN 4RTR.01 (the "Project") is eligible for funding under a New York State Program administered by the NYS Department of Transportation (NYSDOT);

WHEREAS, a sum not to exceed \$500,000 in Program funding is available to progress the Project; and

WHEREAS, the City of Rochester desires to advance the Project by making a commitment of 100% of the State share of the costs of engineering, design and construction work.

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

THAT the Council hereby approves the above-subject Project;

THAT the Council hereby authorizes the City of Rochester to pay in the first instance 100% of the cost of engineering, design and construction work for the Project or portions thereof;

THAT the sum of \$738,885.85 is hereby appropriated from Ordinance No. 2020-13 (\$90,000.00), Ordinance No. 2021-268 (\$410,000.00), and Cash Capital (\$238,885.85) and made available to cover the cost of participation in the above phase of the Project;

THAT, in the event the full State share costs of the Project exceeds the amount appropriated above, the Council of the City of Rochester shall convene as soon as possible to appropriate 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 State 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 of the State of New York by attaching it to any necessary Agreement in connection with the Project between the City of Rochester and the State of New York; and

THAT this Resolution shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2022-245
Re: Change in the Direction of Traffic Flow
on Stout Street

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation authorizing a change in the direction of traffic flow on Stout Street, between Garson Avenue and Melville Street, from two-way to one-way northbound.

This conversion was initiated at the request of the residents of Stout Street in the interest of public safety. Stout Street is 20' wide with parking on one side of the street, leaving little room for two vehicles to pass each other. A petition in support of changing the direction of traffic to one-way northbound was submitted to the Department of Environmental Services by neighborhood residents. The petition was verified to meet the requirement of at least 60% of all properties on the street. The Traffic Control Board endorsed the change at its June 1, 2022 meeting.

This conversion is being advanced along with the change in the direction of traffic flow on Chamberlain Street. Monroe County Department of Transportation Traffic Engineers noted that making Stout Street one way would mean that two parallel and adjacent streets were one-way in the same direction. They recommended changing the direction of traffic flow on Chamberlain Street from one-way northbound to one-way southbound.

A public hearing on the change in the direction of traffic flow is required.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AV-141

Ordinance No. 2022-245
(Int. No. 306)

Authorizing a change in traffic flow on Stout Street

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

Section 1. The Council hereby approves a change in direction of the traffic flow on Stout Street between Garson Avenue and Melville Street, from two-way to one-way northbound.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2022-246
Re: Change in the Direction of Traffic Flow on
Chamberlain Street

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation authorizing a change in the direction of traffic flow on Chamberlain Street, between Parsells Avenue and Melville Street, from one-way northbound to one-way southbound.

This conversion is being initiated by Monroe County Department of Transportation (MCDOT) in conjunction with the change in the direction of traffic flow on Stout Street from two-way to oneway northbound. The MCDOT identified the need for a complimentary one-way street between Parsells Avenue and Melville Street. Notices were sent to all properties on this block and no responses were received. The Traffic Control Board endorsed the change at its June 1, 2022 meeting.

A public hearing on the change in the direction of traffic flow is required.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AV-142

Ordinance No. 2022-246
(Int. No. 307)

Authorizing a change in traffic flow on Chamberlain Street

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

Section 1. The Council hereby approves a change in direction of the traffic flow on Chamberlain Street between Parsells Avenue and Melville Street, from one-way northbound to one-way southbound.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2022-247
Re: Bond Authorization- 68-92 Genesee
Street Remedial Investigation & Interim
Remedial Measures

Comprehensive Plan 2034 Initiative Area:
Sustaining Green and Active Systems

Transmitted herewith for your approval is legislation authorizing the issuance of bonds totaling \$112,000 and the appropriation of the proceeds thereof to finance Remedial Investigation work (the Project) at the former United Dry Cleaners property located at 68-92 Genesee Street (Site).

The Site consists of approximately 0.76 acres of land improved with one (1) building (Southern Building) occupied by a coin-operated laundromat. A Northern Building, demolished in 2016, was used for automotive sales and repair from approximately 1938 until approximately 1965, and as dry cleaning plant (United Cleaners) from approximately 1968 until at least 2008. The Site is located within the Bull's Head Brownfield Opportunity Area (BOA) and borders the Bull's Head Plaza to the south and west.

In 2016 the City performed a Phase II Environmental Site Assessment (ESA) and underground tank closures at the Site. The Phase II ESA showed that on-site soils and groundwater were contaminated with metals, petroleum products, and chlorinated volatile organic compounds associated with dry cleaning solvents documented to have been used at the Site. On May 1, 2019 the City executed an Order on Consent with the New York State Department of Environmental Conservation (NYSDEC) and acquired the Site on July 3, 2019 through tax foreclosure.

Under Ordinance 2019-265, the City implemented a Remedial Investigation Work Plan to define the nature and extent of soil, groundwater and soil vapor impacts at the Site, including off-site investigation. Additionally, interim remedial measures were completed at the Site including excavation and removal of mercury, lead, and petroleum impacted soils, and installation of subslab depressurization system in the existing on-site coin-operated laundromat.

Additional off-site investigation has been requested by the NYSDEC to further define the nature and extent of soil, groundwater and soil vapor impacts at and adjacent to the Site. Upon completion of the Project, a Remedial Investigation/ Construction Completion Report summarizing the findings will be submitted to the NYSDEC for their review and use in completing a feasibility study to evaluate cleanup alternatives. The Project will be completed under the existing Assessment and Remediation Professional Services Agreement with LaBella Associates authorized under Ordinance 2022-137.

The work is anticipated to begin in fall 2022 and will be completed within one (1) year.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AV-143

Ordinance No. 2022-247
(Int. No. 308)

Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$112,000 Bonds of said City to finance the costs of remedial investigation and interim remedial measures for environmental contamination located at 68-92 Genesee Street in the City

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance the costs of remedial investigation to define the nature and extent of soil, groundwater and soil vapor impacts arising from the presence of environmental contamination located at 68-92 Genesee Street in the City and of such interim remedial measures as the investigation may reveal to be appropriate (the "Project"). The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof, is \$400,000. The plan of financing includes the issuance of \$112,000 bonds of the City, which amount is hereby appropriated therefor, \$288,000 from the proceeds of bonds appropriated in Ordinance No. 2019-265, and the levy and collection of an ad valorem tax on all the taxable real property in the City sufficient to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the City in the principal amount of \$112,000 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 \$112,000. This Ordinance is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

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

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

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

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

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

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

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

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

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2022-248
Re: Grant Acceptance–New York State
Department of Environmental
Conservation Climate Smart
Communities Program

Comprehensive Plan 2034 Initiative Area:
Sustaining Green and Active Systems

Transmitted herewith for your approval is legislation related to the development of an Organics Management Plan (the Project) for the City of Rochester. This legislation will:

1. Authorize the Mayor to enter into a grant agreement with the New York State Department of Environmental Conservation (NYSDEC); and,
2. Authorize the receipt and use of \$40,000 in anticipated grant funds from NYSDEC to finance the Project.

In December 2021, the City was awarded \$40,000 through NYSDEC's Climate Smart Communities Grant Program which provides communities funding for projects related to climate mitigation and adaptation efforts. The grant funds will be used to develop an Organics Management Plan for Rochester. The required \$40,000 City match funds will be provided from \$10,000 of in-kind staff time and from \$30,000 fiscal year 2021-22 cash capital from the Department of Environmental Services.

Investing in the development of an Organics Management Plan will assist the City in reducing the amount of food waste entering the landfill, increase organics recycling, lower disposal costs and lower landfill GHG emissions. This project directly supports the City of Rochester Community – wide Climate Action Plan's Waste Management Strategies and builds on existing efforts such as the Organics Feasibility Study, Food Waste Reduction Education Pilot, and Residential Organics Recycling (ROC City Compost) Pilot Program to divert organics away from the landfill and increase public awareness of the benefits of organics recycling.

Once the grant agreement with the NYSDEC is in place, the City will issue an RFP to select a consultant to assist in the development of the Project.

The term of the grant agreement is up to five years.

Respectfully submitted,
Malik D. Evans
Mayor

Ordinance No. 2022-248
(Int. No. 309)

Authorizing Climate Smart Communities Grant agreement and funding for an Organics Management Plan

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 New York State Department of Environmental Conservation (NYSDEC) through the Climate Smart

Communities Grant Program (Grant Program) to develop an Organics Management Plan for the City (the Project).

Section 2. The Council hereby authorizes the receipt and appropriation of \$40,000 in anticipated reimbursements from NYSDEC's Grant Program to implement the Project.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2022-249
Re: Agreement – Legal Services
Vacuum Oil Site Remediation

Comprehensive Plan 2034 Initiative Area:
Sustaining Green and Active Systems

Transmitted herewith for your approval is legislation authorizing an agreement with Harter Secrest & Emery LLP (HSE) (Craig S. Wittlin, Managing Partner, 1600 Bausch & Lomb Place, Rochester, New York) for the continuation of legal services related to the investigation, remediation, and redevelopment of Brownfield Properties, including those located on and near the former Vacuum Oil Site in the City of Rochester. The maximum amount of this agreement shall be \$70,000, which will be funded from the Department of Environmental Services 2012-13 Cash Capital allocation.

HSE has been providing legal services to the City for Brownfield-related projects since 2008 under an original agreement authorized under Ordinance No. 2008-270, and amendatory agreements authorized under Ordinance Nos. 2014-252 and 2017-103

The City has entered the state's Brownfield Cleanup Program (BCP) to conduct a Remedial Investigation on approximately 15.5 acres of City-owned properties within the footprint of the former Vacuum Oil site located south of Flint Street. Under the proposed agreement, HSE will continue to assist the City with the environmental investigation and remediation of Brownfield sites, including those located on or near the former Vacuum Oil Site. The City's long-term goal is the remediation of contamination at the Vacuum Oil Site to levels that will allow for safe redevelopment of the area consistent with the Vacuum Oil – South Genesee River Corridor Brownfield Opportunity Area master plan. HSE's main responsibility under this agreement is to continue to assist the City to meet that goal cost-effectively and in compliance with law, with a primary focus on the recovery of environmental investigation and cleanup costs from Exxon Mobil Corp. ("ExxonMobil"), the corporate successor to the Standard Oil Company of New York (SOCONY) which owned and operated the Vacuum Oil facility until the mid-1930s.

Continuation of HSE's legal services is necessary at this time to assist the City in moving the BCP project forward to remedy selection and remediation without delay, and to continue the negotiations with ExxonMobil toward an agreement for financial contribution to the City for future

Vacuum Oil BCP environmental cleanup costs incurred by the City. Outside counsel is required due to HSE's in-depth familiarity with this matter and expertise in environmental contamination cost recovery. HSE was selected due to its extensive knowledge of the Vacuum Oil site and specialized legal expertise in brownfield investigations, cleanups, and cost recovery. A no-RFP justification is attached.

This term of this agreement will be two years with options for two additional one year renewals upon mutual consent of the City and HSE.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AV-144

Ordinance No. 2022-249
(Int. No. 310)

Authorizing a professional services agreement for legal services relating to brownfield properties

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 Harter Secrest & Emery LLP for legal representation with respect to the investigation, remediation and redevelopment of brownfield properties, including those located on and near former Vacuum Oil site and the surrounding area. The term of the agreement shall be two years with the option upon mutual consent to extend the term by up to two additional periods of 1 year each. The maximum compensation for the agreement shall be \$70,000, which shall be funded from 2012-13 Cash Capital.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2022-250
Re: Grant Application – Water
Improvement Projects

Council Priority: Deficit Reduction and Long
Term Financial Stability

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the New York State Water Infrastructure Improvement Act (WIIA). This legislation will Authorize the Mayor to apply to New York State for grants under the NYS WIIA.

This program provides grants to assist municipalities in funding water quality infrastructure projects that focus on improving water quality and protecting public health. Municipalities may receive up to \$5 million or 60% of the total project cost, whichever is less. The balance of the funds needed to finance the projects will be funded from the Capital Improvement Program.

If the WIIA grant is approved, we will return to Council to appropriate the grant to fund a portion of the Lead Service Line Replacement Project and Water Main Renewal Projects.

Grant applications must be submitted by September 9, 2022 to be considered for funding.

Respectfully submitted,
Malik D. Evans
Mayor

Ordinance No. 2022-250
(Int. No. 311)

Authorizing applications for New York State grants to fund of water improvement projects

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

Section 1. The Mayor is hereby authorized to submit applications to New York State for grants of up to \$5,000,000 under the New York State Water Infrastructure Improvement Act to fund a portion of the costs of the City's Lead Service Line Replacement and Water Main Renewal projects.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

By President Meléndez
August 16, 2022

To the Council

The **PUBLIC SAFETY COMMITTEE** recommends for **ADOPTION** the following entitle legislation:

Int. No. 312 Amending the 2022-23 Budget to carry over unspent grant funds for the Police Department

Respectfully submitted,
 Miguel A. Meléndez, Jr.
 Mitch Gruber
 LaShay D. Harris
 Willie Lightfoot
 Stanley Martin (*voted against Int. No. 312*)
 Michael Patterson
 Jose Peo
 Kim Smith (*voted against Int. No. 312*)
 Mary Lupien (*voted against Int. No. 312*)

PUBLIC SAFETY, RECREATION & HUMAN SERVICES COMMITTEE

Received, filed and published

TO THE COUNCIL
 Ladies and Gentlemen:

Ordinance No. 2022-251
 Re: Budget Amendment – 2022-23
 Budget of the Police Department and
 Undistributed

Council Priority: Public Safety

Transmitted herewith for your approval is legislation amending the 2022-23 Budget of the Police Department by \$64,100 and Undistributed by \$8,700 to reflect the balance of carryover funds from existing grants. The funds are itemized below, and will be used for their original intended purpose.

GRANT	RPD Carryover	Undistributed Carryover
2022 Motor Vehicle Theft Grant – over 10 years	\$7,200	\$0
Pedestrian Safety Grant – 2 nd time	\$26,800	\$0
Improving Criminal Justice Response to Domestic Violence, Dating Violence, Sexual Assault, and Stalking Grant – more than 10 years	\$7,100	\$2,600
2022 High Visibility Engagement Campaign – 9 years (Previously Stop DWI Crackdown grant)	\$1,000	\$0
2022 Stop DWI – over 10 years	\$22,000	\$6,100
Total	\$64,100	\$8,700

The Motor Vehicle Theft Grant provides funding to support the reduction of auto theft and insurance fraud. These funds will be used for overtime to support Police Department motor vehicle theft and insurance fraud investigations, and training in trends and techniques for successful investigations.



The goal of the Pedestrian Safety Grant is to reduce the number of vehicle crashes, injuries and deaths, with a focus on pedestrian-involved vehicle accidents. The funds are used to pay for police overtime for enforcement details.

Improving Criminal Justice Response to Domestic Violence, Dating Violence, Sexual Assault, and Stalking Grant is provided through Monroe County. RPD’s portion of the funds are used to support the cost of overtime and associated fringe for the Domestic Abuse Response Team to respond to targeted domestic violence situations.

The High Visibility Engagement Campaign grant provides overtime for police officers and, as necessary, for police experts to detect drug abuse in drivers during Memorial Day, Fourth of July and possibly Labor Day holiday weekends.

The Stop DWI grant is used for enhanced detection and enforcement of driving while intoxicated and related offenses for the 2022 calendar year. Supported activities include expenses for Stop DWI overtime details and associated fringe costs, supplies, training, breathalyzer calibration, and underage alcohol sales enforcement.

Respectfully submitted,
 Malik D. Evans
 Mayor

Ordinance No. 2022-251
 (Int. No. 312)

Amending the 2022-23 Budget to carry over unspent grant funds for the Police Department

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

Section 1. Ordinance No. 2022-157, the 2022-23 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 \$64,100, and by increasing the revenue estimates and appropriations to the Budget of Undistributed Expenses by the sum of \$8,700, which amounts are hereby appropriated from unspent grant funds appropriated in previous budgets as shown below. Said funds shall be used for their original purposes.

Grant	RPD Carryover	Undistributed Carryover
2022 Motor Vehicle Theft Grant	\$7,200	\$0
Pedestrian Safety Grant	\$26,800	\$0
Improving Criminal Justice Response to Domestic Violence, Dating Violence, Sexual Assault, and Stalking Grant	\$7,100	\$2,600
2022 High Visibility Engagement Campaign	\$1,000	\$0
2022 Stop DWI	\$22,000	\$6,100
Total	\$64,100	\$8,700

Section 2. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes – President Meléndez, Councilmembers Gruber, Harris, Lightfoot, Patterson, Peo – 6.

Nays – Vice President Lupien, Councilmembers Martin, Smith – 3.

By Councilmember Harris
August 16, 2022

To the Council:

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

Int. No. 313	Amending the 2022-23 Budget relating to the 2021 Petco Love Animal Sheltering & Adoptions grant
Int. No. 314	Amending the 2022-23 Budget and amending Ordinance No. 2022-110 relating to the Summer Jobs Connect Grant initiative
Int. No. 315	Authorizing an agreement and amending the 2022-23 Budget relating to the Victims of Crime Act Victim and Witness Assistance Grant program
Int. No. 316	Authorizing an agreement relating to wrap-around services for victims of crime
Int. No. 317	Authorizing an agreement relating to the 2022 Cool Sweep program
Int. No. 318	Authorizing an agreement relating to the Flower City Public Health Corps program
Int. No. 320	Authorizing an intermunicipal agreement and amending the 2022-23 Budget for the Pathways to Peace program in City schools, <u>as amended</u>

Respectfully submitted,
LaShay D. Harris
Willie J. Lightfoot
Stanley Martin
Mary Lupien
Miguel A. Meléndez Jr.
RECREATION & HUMAN SERVICES COMMITTEE

Received, filed and published.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2022-252
Re: Budget Amendment – Rochester
Animal Services

Council Priority: Creating & Sustaining a
Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation amending the 2022-23 Budget of the Department of Recreation and Human Services budget by \$2,500, reflecting the remaining portion of the 2021 Petco Love Animal Sheltering & Adoptions grant.

This grant was originally authorized via Council Ordinance No. 2021-277 and included in the 202122 Budget of DRHS. Through this program, the City offers free pet adoptions during a series of scheduled events. These grant funds will be used to continue subsidizing the Animal Services pet adoption program which has supported 864 pet adoptions.

Respectfully submitted,
Malik D. Evans
Mayor

Ordinance No. 2022-252
(Int. No. 313)

Amending the 2022-23 Budget relating to the 2021 Petco Love Animal Sheltering & Adoptions grant

Section 1. Ordinance No. 2022-157, the 2022-23 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations of the Budget of the Department of Recreation and Human Services by the amount of \$2,500 from the remainder of the 2021 Petco Love Animal Sheltering & Adoptions grant, which amount is hereby appropriated for the Animal Services pet adoption program.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlement

Ordinance No. 2022-253
Re: Budget Amendment – Cities for
Financial Empowerment Fund, Inc.,
Summer Jobs Connect Grant

Council Priority: Support the Creation of
Effective Educational Systems

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the Cities for Financial Empowerment Fund, Inc. Summer Jobs Connect Grant. This legislation will:

1. Amend the 2022-23 Budget of the Department of Recreation and Human Services (DRHS) by \$20,000 to reflect a portion of the grant.
2. Amend Ordinance No. 2022-110 to reflect the 2022-23 Budget of DRHS as the source of funds for the previously authorized agreements with Consumer Credit Counseling Service of Rochester, Inc. and RochesterWorks, Inc. The term of the agreements will continue to be for one year with one additional one-year renewal period to be funded from future Budget of DRHS, contingent upon approval.

The Cities for Financial Empowerment Fund, Inc. (Jonathan Mintz, CEO, 44 Wall Street, Suite 1050, NY, NY 10005) Summer Jobs Connect Grant was awarded to the City for a total of \$70,000 and was first authorized via Ordinance No. 2022-110. A portion of these funds (\$20,000) was initially appropriated in the 2021-22 Budget of the Department of Recreation and Human Services and the remaining funds (\$50,000) were anticipated and included in the 2022-23 Budget of the Department of Recreation and Human Services. Following the initial Council authorization, DRHS spent the remainder of the fiscal year planning for the new program, which began on July 5. Due to the planning period, DRHS did not spend the \$20,000 portion of the award with programming and therefore need the grant funds to be carried forward into the 2022-23 Budget of DRHS.

This grant is intended to provide financial literacy education and increase banking access for youth who are a part of the Summer of Opportunity Program (SOOP)

Respectfully submitted,
Malik D. Evans
Mayor

Ordinance No. 2022-253
(Int. No. 314)

Amending the 2022-23 Budget and amending Ordinance No. 2022-110 relating to the Summer Jobs Connect Grant initiative

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

Section 1. Ordinance No. 2022-157, the 2022-23 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Budget of the Department of Recreation and Human Services (DRHS) by the sum of \$20,000, which amount is hereby appropriated from unspent grant funds appropriated in the amended 2021-22 Budget of DRHS. Said funds shall be used for their original purpose, which is to implement the Summer Jobs Connect Grant initiative (the Initiative).



Section 2. Ordinance No. 2022-110, authorizing agreements and amending the 2021-22 Budget for the Summer Jobs Connect Grant initiative, is hereby amended in Sections 3 and 4 to read as follows:

Section 3. The Mayor is hereby authorized to enter into a professional services agreement with Consumer Credit Counseling Service of Rochester, Inc. to provide financial literacy instruction and assistance in obtaining youth-friendly banking services. The term of the agreement shall be one year with the option to extend for one additional year. The maximum annual compensation for the agreement shall be \$5,000, which shall be funded in the amount of \$5,000 from the ~~2021-22~~ 2022-23 Budget of DRHS for the original term and \$5,000 from the ~~2022-23~~ 2023-24 Budget of DRHS, contingent upon its approval, for the optional second year.

Section 4. The Mayor is hereby authorized to enter into a professional services agreement with RochesterWorks, Inc. to assist with planning and implementation of the Initiative. The term of the agreement shall be one year with the option to extend for one additional year. The maximum annual compensation for the agreement shall be \$6,000, which shall be funded in the amount of \$6,000 from the ~~2021-22~~ 2022-23 Budget of DRHS for the original term and \$6,000 from the ~~2022-23~~ 2023-24 Budget of DRHS, contingent upon its approval, for the optional second year.

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

Section 4. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2022-254
Re: Grant Agreement – New York State
Office of Victim Services

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to a New York State Office of Victim Services (NYS OVS) grant. This legislation will:

1. Authorize an agreement with New York State Office of Victim Services (NYS OVS) for the receipt and use of a Victims of Crime Act Victim and Witness Assistance Grant of \$397,420.26 for the period of October 1, 2022 to September 30, 2023. This is the first year of a three-year grant with a term of October 1, 2022 to September 30, 2025.
2. Amend the 2022-23 Budgets of the following departments to reflect the new grant award amount:

Recreation and Human Services	\$16,900
Undistributed Expenses	\$20,700

The Victims of Crime Act Victim and Witness Assistance Grant Program funds a portion of personnel expenses of the DRHS Crisis Intervention Services (CIS) unit. Staff in this unit provide support to victims of crime, including referrals for wrap-around support, assistance in completing applications for funding from the NYS OVS, and information on the legal process and their pending criminal cases. Grant reimbursement of these personnel expenses was anticipated and included at the prior grant funding level amount in the 2022-23 Budgets of the Department of Recreation and Human Services and Undistributed Expenses. The additional funding received will support the transition of a part time employee to full time. From October 1, 2021 - June 30, 2022, CIS staff funded by this grant assisted over 400 crime victims.

This was last authorized by City Council via Ordinance No. 2021-307. The City has received this funding since at least 2014.

Respectfully submitted,
Malik D. Evans
Mayor

Ordinance No. 2022-254
(Int. No. 315)

Authorizing an agreement and amending the 2022-23 Budget relating to the Victims of Crime Act Victim and Witness Assistance 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 New York State Office of Victim Services (NYS OVS) for the receipt and use of a grant of \$397,420.26 to fund a portion of personnel expenses for the Department of Recreation and Humans Services (DRHS) Crisis Intervention Services unit’s operation of a Victims of Crime Act Victim and Witness Assistance Grant program (Program). The term of the agreement shall extend for one year.

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

Section 3. Ordinance No. 2022-157, the 2022-23 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations of the Budget of DRHS by the amount of \$16,900 and the Budget of Undistributed Expenses by \$20,700, which amounts are hereby appropriated for the Program from the NYS OVS grant authorized in Section 1 herein.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2022-255
Re: Agreement – Coordinated Care Services,
Inc. (CCSI), Wraparound Services for Crime Victims

Council Priority: Creating and Sustaining a
Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation establishing \$100,000 as maximum annual compensation for an agreement with Coordinated Care Services, Inc. (CCSI) (Anne Wilder, M.S., President, 1099 Jay St., Rochester, NY) as the fiscal sponsor for Rise Up Rochester, Inc. “the Consultant” (Wanda Ridgeway, Executive Director, Rochester, NY 14608) for wrap-around services for crime victims and their families. The cost of this agreement will be funded from the 2022-23 Budget of Undistributed Expenses and future Budgets of Undistributed Expenses, contingent upon approval of said budgets.

The Consultant now has a fiscal sponsor, and Council authorization is needed to enter into an agreement with the fiscal sponsor (CCSI). CCSI will provide Rise Up Rochester with fiscal and programmatic support. The term of the agreement will be for one year with the option to renew for two additional one-year terms, as previously authorized by Council Ordinance No. 2021-324.

Under the terms of the agreement, Rise Up Rochester will continue to provide wrap-around services for victims and their families which will include long-term case management, connections to resources such as trauma counseling, relocation assistance for safety, and household supplies. This is the second fiscal year that the City will contract with Rise Up Rochester to provide these services. Rise Up Rochester was selected through a request for proposals process described in the attached summary. Last year, Rise Up Rochester used these funds to support 58 families who were victims of crime.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AV-145

Ordinance No. 2022-255
(Int. No. 316)

Authorizing an agreement relating to wrap-around services for victims of crime

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 Coordinated Care Services, Inc. for their services as fiscal sponsor for Rise Up Rochester, Inc., to provide wrap-around services for crime victims and their families as authorized in Ordinance No. 2021-324 (Program). The term of the agreement shall be one year with the option to extend for two additional terms of one year each. The maximum annual compensation for the agreement shall be \$100,000, which shall be funded from the 2022-23 Budget of Undistributed Expenses for the initial term and from subsequent years’ Budgets of Undistributed Expenses for any extended term, contingent upon approval of said future budgets.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2022-256
Re: Grant Agreement - Avangrid
Foundation, Inc.

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation authorizing an agreement and the appropriation of a \$15,000 grant from the Avangrid Foundation, Inc. (Robert D. Kump, President, Orange, CT) for the 2022 Cool Sweep program. The funding was anticipated and included in the 2022-23 Budget of the Department of Recreation and Human Services. The term of this agreement will be for one year.

The Cool Sweep program, which has been in operation since 2011, provides opportunities for residents to get relief from the summer heat. The 2022 Cool Sweep program will focus on community outreach to ensure that residents are aware of the City amenities they can use during a hot day, including R-Centers, spray parks and pools. Specifically, the Avangrid Foundation grant funding will support the operational costs of the program including the Cool Sweep media campaign, program coordination, and staff wages at Cool Sweep sites. This was last authorized by City Council via Ordinance No. 2021-248.

Respectfully submitted,
Malik D. Evans
Mayor

Ordinance No. 2022-256
(Int. No. 317)

Authorizing an agreement relating to the 2022 Cool Sweep 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 Avangrid Foundation, Inc. for the receipt and use of a grant of \$15,000, which amount is hereby appropriated to operate the City's 2022 Cool Sweep program. The term of the agreement shall extend for one year.



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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2022-257
Re: Agreement – University of
Rochester’s Center for Professional
Development and Education Reform,
Training for Flower City Public Health
Corp Members

Council Priority: Job and Economic
Development; Support the Creation of Effective
Educational Systems

Comprehensive Plan 2034 Initiative Area:
Fostering Prosperity and Opportunity

Transmittal herewith for your approval is legislation establishing \$15,000 as maximum annual compensation for an agreement with the University of Rochester Warner School of Education’s Center for Professional Development and Education Reform (Sara C. Mangelsdorf, University President, Rochester, NY) for providing public health advocacy and research training for members serving through the Flower City Public Health Corps (FCPHC) program.

The cost of this agreement will be funded from the 2022-23 Budget of the Department of Recreation and Human Services. This expense was included in the budget of the grant the City received from the New York State Office of Children and Family Services to run the FCPHC program, which was approved by Council via Ordinance No. 2022-227.

The term of the agreement will be the same as the grant term, with the initial agreement being 15 months, September 1, 2022 to November 30, 2023. There will be two additional 15-month overlapping renewal periods, September 1, 2023 to November 30, 2024, and September 1, 2024 to November 30, 2025.

In collaboration with the University of Rochester’s Center for Professional Development and Education Reform, Dr. Silvia Sörensen and colleagues will adapt a curriculum they originally designed to empower older adults to become their own health researchers and advocates. This program, called Engaging Older Adult Learners as Health Researchers (ENGOAL), proved to be beneficial to the older adult learners that participated in the class by increasing self-efficacy in health engagement and health literacy. The adapted curriculum will be utilized for the members serving in the FCPHC, facilitate the program implementation with the members, schedule lectures, hands-on exercises and guest speakers, and conduct a formative evaluation of the impact that the curriculum has on the members using qualitative and quantitative methods. Topics in the curriculum will include how to gather health relevant data, identify social determinants of health, interpret health statistics, and support aging well. The training will also address health issues,

namely maternal and child health, diabetes, asthma, hypertension, and heart disease, COVID mortality, as well as mental health literacy. The will also conduct an evaluation of the impact that the training will have on members.

The Center was selected for these services based on the successful ENGOAL pilot and ENGOAL's focus on public health. A full justification for not issuing a request for proposals is attached.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AV - 146

Ordinance No. 2022-257
(Int. No. 318)

Authorizing an agreement relating to the Flower City Public Health Corps 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 University of Rochester for its Warner School of Education's Center for Professional Development and Education Reform to provide public health advocacy and research training for members of the Flower City Public Health Corps program. The term of the agreement shall extend for fifteen months with the option to extend for up to two additional periods of fifteen months each. The maximum compensation for each 15-month term shall be \$15,000, which shall be funded by the 2022-23 Budget of the Department of Recreation and Human Services (DRHS) for the initial term, and by subsequent years' Budgets of DRHS for any optional extended term, contingent upon approval of future budgets.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2022-258
Re: Inter-Municipal Agreement —
Rochester City School District's Utilization
of Pathways to Peace

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to funds for Pathways to Peace from the Rochester City School District. This legislation will:

- 1) Authorize an inter-municipal agreement with the Rochester City School District for the receipt and use of \$480,800, for a term of one year.
- 2) Amend the 2022-23 Budget of the Office of the Mayor by \$447,200 for the funding from the RCSD, and amend the 2022-23 Budget of Undistributed Expenses by \$33,600 for benefits expenses.

Under this agreement the District will reimburse the City for Pathways to Peace (PTP) seasonal staff expenses for the following services.

- PTP staff will work in collaboration with School Administrators, Student Support Coordinators, and the District's Remote Support Team to provide outreach services to RCSD youth.
- Student Mediation -- PTP staff will facilitate one mediation session and conduct two follow-up conversations with students and families involving disputes as needed.
- Student Re-Entry -- PTP staff will work with school liaisons to develop and implement a safety plan for students re-entering school after a period of absence due to violence.
- Emergencies at School — PTP staff will respond to emergency situations to assist in preventing and mitigating the risk of violence among students. PTP staff will conduct ongoing outreach with the schools to identify and address risks.

The Board of Education approved this agreement at their June 2022 meeting. Pathways to has provided these services to the District since 2016. This service was last authorized by City Council Ord. No 2021-329.

Respectfully submitted,
Malik D. Evans
Mayor

Ordinance No. 2022-258
(Int. No. 320, as amended)

Authorizing an intermunicipal agreement and amending the 2022-23 Budget for the Pathways to Peace program in City schools

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

Section 1. The Mayor is hereby authorized to enter into an intermunicipal agreement for the receipt and use of \$480,800 from the Rochester City School District (RCSD) in return for the City providing staff support to operate the Pathways to Peace program at schools designated by the RCSD. The term of the agreement shall be for up to 1 year.

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

Section 3. Ordinance No. 2022-157, the 2022-23 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 ~~the sum of \$480,000~~ \$447,200 and to the Budget of

Undistributed Expenses by \$33,600, which amounts are ~~is~~ hereby appropriated from funds to be received under the agreement and for the purpose authorized by Section 1 herein.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

By President Meléndez Jr.
August 16, 2022

To the Council:

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

Int. No. 319 Resolution confirming the appointment of the Chief of Police

Int. No. 321 Resolution approving appointment to the Police Accountability Board

Respectfully submitted,
Miguel A. Meléndez, Jr.
Mitch Gruber
LaShay D. Harris (*voted against Int. No. 321*)
Willie Lightfoot (*voted against Int. No. 321*)
Stanley Martin (*voted against Int. No. 319*)
Michael Patterson (*voted against Int. No. 321*)
Jose Peo (*voted against Int. No. 321*)
Kim Smith
Mary Lupien
COMMITTEE OF THE WHOLE

Received, filed and published.

TO THE COUNCIL
Ladies and Gentlemen:

Resolution No. 2022-40
Re Confirmation of the Chief of Police

Transmitted herewith for your approval is legislation confirming, as required by the City Charter, the appointment of David M. Smith as Chief, Rochester Police Department.

David M. Smith's resume is on file in the City Clerk's Office.

Respectfully submitted,
Malik D. Evans
Mayor

Resolution No. 2022-40
(Int. No. 319)

Resolution confirming the appointment of the Chief of Police

WHEREAS, the Mayor has appointed David M. Smith to the position of Chief of Police, subject to confirmation by the City Council, and

WHEREAS, Council has reviewed the qualifications of the appointee and determined that he has the ability and qualifications to execute the duties and responsibilities of the office,

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Rochester hereby confirms the appointment of David M. Smith as Chief of Police.

This resolution shall take effect immediately.

Adopted by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Lightfoot, Lupien, Patterson, Peo, Smith - 8.

Nays - Councilmember Martin - 1.

TO THE COUNCIL
Ladies and Gentlemen:

Resolution No. 2022-41
Re: Police Accountability Board
Appointment

Transmitted herewith for your approval is a resolution appointing Daniel Cadet to the Police Accountability Board Alliance — Seat Four of the Police Accountability Board.

The initial Police Accountability Board members were appointed to serve staggered terms beginning July 1, 2020. This seat was vacated due to the resignation of a previous Board member and the term will expire on June 30, 2024. Mr. Cadet will serve the remaining portion of this term, and then they will be eligible to serve one additional 3-year term. City residency was verified and their resume is on file with the City Clerk.

Respectfully submitted,
Malik D. Evans
Mayor

Resolution No. 2022-41
(Int. No. 321)

Resolution approving appointment to the Police Accountability Board

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

Section 1. The Council hereby appoints Daniel Cadet to the Police Accountability Board to fill a vacancy in the fourth seat designated for the Police Accountability Board Alliance for a term that shall expire on June 30, 2024.

Section 2. This resolution shall take effect immediately.

Adopted by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Lupien, Martin, Smith - 5.

Nays - Councilmembers Harris, Lightfoot, Patterson, Peo - 4.

MOTION for the Council to Enter into Executive Session Regarding a Personnel Matter.

Moved by Councilmember Patterson, 2nd by Vice President Lupien.

Passed unanimously.

Motion to conclude Executive Session moved by Councilmember Lightfoot, 2nd by Councilmember Peo.

Executive Session ended at 10:03 pm.

The meeting was adjourned at 10:03 pm.

HAZEL L. WASHINGTON
City Clerk