

ROCHESTER CITY COUNCIL

REGULAR MEETING

June 18, 2024

Present – President Meléndez, Councilmember Gruber, Harris, Lightfoot, Lupien, Martin, Monroe, Patterson, Smith – 9.

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

THE COUNCIL PRESIDENT --- RECOGNITION CEREMONIES.

Special Recognitions:

Juneteenth Committee

Joseph Alessi	Kara Osipovitch
James Brown	Jenny Polanco
Jennifer Hoyte	Sandra Simon
Len Merritt	Courtney Thomas
Marron Mooney	Hazel Washington
Jermaine Myers	

Square Fair Volunteers

Debbie Barr	Filippo Gaglianese	Keion Presha
Lisa Barr	Yessica Gomez	Shavon Redd
Brendan and Addie Bevis	Carey Grant	Isaiah Seay
Kathy Bilbo	Merian Grant-Smith	Jaylon Taylor
Rodney Brown	Spencer Greean	Courtney Thomas Jr.
Merlean Bryant	Carol Kramer	Dante Vacchetto
Kate Cappotelli	Ava Licata	Kennedy Vergen
Angela Caruso	Shane Lyness	Sean Walsh
Malik Christensen	Daryous MacMillan	Barbara Watts
Rob Ciavarro	Brianna Olivares	Wayland Webb Jr.
Justin Collier	Evan Paul	Donald Young II
Shallen Cox	Andrew Phelps	Miles Young
Karen Emerson	Sandra Powell	Amina Zatar
Owen Flowerday		

East High Baseball Team

Bob Beauchamp – East Modified Baseball Coach
Brett Crandall – East Varsity Baseball Scorekeeper
Kyle Crandall – East Varsity Baseball Coach
Dave DiPasquale – East Athletic Trainer
Erick Mundorff – East Assistant Varsity Baseball Coach
Eric Robinson – East Athletic Director
Tom Street – East JV Baseball Coach
Dan Travis – East Assistant JV Baseball Coach

Students

Albert Cisnero
Emille Diaz
Jack Everson
Romeo Gaines
Freitty Garcia
Carlos Gaston
Eric Jones
Mitchell Nieves

Kyle Markham
Miguel Matos
Luis Pineda
Dabdiel Ramos
Justus Robinson
Omar Rodriguez
Jeriel Vazquez

Retirement:

DES:

Linda Fogle
Anthony Muratore

DRHS:

Timothy Levert

IT:

Cheryl Lovall

RPD:

Brian Cala
David Minnick
Robert Wetzel

APPROVAL OF THE MINUTES

By Councilmember Patterson

RESOLVED, that the minutes of the Regular Meeting on May 21, 2024 be approved as published in the official sheets of the Proceedings.

Adopted unanimously.

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

The Council submits Disclosure of Interest Forms from **President Meléndez** on Int. Nos. 222, 229 and 248; **Vice President Harris** on Int. Nos. 205, 226, 254 and 256; **Councilmember Gruber** on Int. No. 248; and **Councilmember Lupien** on Int. Nos. 226, 254 and 256.

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

THE COUNCIL PRESIDENT --- RECEIVED AND FILED

PUBLIC HEARINGS.

Pursuant to law, a Joint City / RCSD Budgets Public Hearing was held on June 13, 2023 on the following matters:

Adoption of the Budget estimates for municipal purposes for the 2024-25 fiscal year, appropriation of sums set forth therein and approving commercial refuse fees Int. No. 253

Three Speakers.

Adoption of the Budget estimates for school purposes for the 2024-25 fiscal year and appropriation of sums set forth therein Int. No. 254

Two Speakers.

Local Improvement Ordinance - Street cleaning, street and sidewalk snow removal, and hazardous sidewalk repair commencing July 1, 2024 and expiring June 30, 2025 Int. No. 257

No Speakers.

Confirming the assessments, amounts and charges to be inserted in the annual tax rolls for the fiscal year commencing July 1, 2024 and expiring June 30, 2025 Int. No. 258

Three Speakers.

Pursuant to law, public hearings were held on June 13, 2023 on the following matters:

Adopting determinations and findings relating to the acquisition of land parcels in fee and temporary easements for street purposes relating to the Bull's Head Revitalization Project Int. No. 247

One Speaker.

Approving the 2024-25 Annual Action Plan Int. No. 188

No Speakers.

Authorizing substantial amendments to the 2017-18 and 2022-23 Annual Action Plans to transfer funds to Demolition - Commercial/ Industrial and Housing Rehabilitation Program projects Int. No. 190

Four Speakers.

Amending the Official Map to rename Major Charles Carroll Plaza Int. No. 216

No Speakers.

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

President Meléndez introduced a motion to consider Int. No. 260 without referring to a committee. Moved by Councilmember Monroe; 2nd by Councilmember Patterson. Motion to consider passed unanimously.

Ordinance No. 2024-149
Re: Neighborhood Ambassador Program

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

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

Transmitted herewith for your approval is legislation authorizing a professional service agreement to pilot a Neighborhood Ambassador Program in the Northwest quadrant. This legislation will:

1. Appropriate \$125,000 in Restricted Opioid settlement funds received in the Opioid Compensation Fund authorized in Ordinance No. 2022-266 for a pilot program in the Lyell Ave area.

2. Authorize professional service agreement with Cameron Community Ministries, Inc. (CCM) (Olivia Kassoum-Amadou, Executive Director, Rochester, NY 14606) to implement a Lyell Avenue Ambassador Program for a term of one year and for a maximum compensation of \$125,000 to be funded by the appropriation in Section 1.

Ambassadors will be hired and trained by CCM and must be city residents, preferably from each specific neighborhood. Responsibilities will include: engaging with residents, workers and visitors; providing referrals to local resources; supporting beautification and anti-litter efforts; connecting to critical mental health and addiction prevention services; and offering wayfinding and information.

Respectfully submitted,
Malik D. Evans
Mayor

Ordinance No. 2024-149
(Int. No. 260)

Authorizing agreement for Neighborhood Ambassador Program in Lyell Avenue area

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

Section 1. The sum of \$125,000 is hereby appropriated from the Restricted Account of the Opioid Compensation Fund established pursuant to §8.5 of the Municipal Code to implement a Neighborhood Ambassador Program in the Lyell Avenue area of the city.

Section 2. The Mayor is hereby authorized to enter into a professional services agreement with Cameron Community Ministries, Inc. to implement a Neighborhood Ambassador Program in the Lyell Avenue area. The agreement shall have a term of one year. The maximum compensation for the agreement shall be \$125,000, which shall be funded by the Restricted Opioid settlement funds appropriated in Section 1 herein.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

President Meléndez introduced a motion to consider Int. No. 261 without referring to a committee. Moved by Vice President Harris; 2nd by Councilmember Lupien. Motion to consider passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Resolution No. 2024-24
Re: Resolution of Budgetary Intent - Affordable Housing

Council Priority: Neighborhoods

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is a resolution of budgetary intent committing up to \$1,000,000 of fund balance available at the end of the 2023-24 fiscal year for the purposes of affordable housing and equity homeownership projects.

Quality affordable housing remains a pressing need within our community.

Locally we can look at ways to assist residents to achieve homeownership and to help fund quality affordable housing projects, particularly those with funding shortfalls, within our City.

City Council believes the issue of access to affordable, quality housing is critical and sees this as an important area to invest in and support. To accomplish that, this resolution:

1. Commits up to \$1,000,000 of the 2023-24 Budget of City Council & Clerk available at the end of the 2023-24 fiscal year for the purposes of affordable housing and equity homeownership projects.
2. The Mayor is requested to develop a plan to spend the funds with the goals of reducing homelessness, increasing affordable housing options, and providing equitable access to homeownership opportunities with the input of the Neighborhoods, Jobs & Housing Committee of the Council.
3. Upon Council's approval of a Plan to promote the foregoing goals, the funds committed in Section 1 herein will be appropriated to implement it.

This resolution shall take effect on July 1, 2024.

Respectfully submitted,
Miguel A. Meléndez Jr.
President, Rochester City Council

Resolution No. 2024-24
(Int. No. 261)

Resolution of Budgetary Intent - Affordable Housing

WHEREAS, quality affordable housing remains a pressing need within our community; and

WHEREAS, a portion of the funds appropriated to the Budget of the City Council & Clerk, that remain unspent at the end of the present 2023-24 fiscal year, should be invested in ways that will expand access to high quality affordable housing in amounts and shares to be determined and approved by the Council in subsequent legislation; and

WHEREAS, Council would like to commit a portion of these funds to such purposes.

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

Section 1. The Council will commit up to \$1,000,000 of the 2023-24 Budget of City Council & Clerk available at the end of the 2023-24 fiscal year for the purposes of affordable housing and equity homeownership projects.

Section 2. The Mayor is hereby requested to develop a plan to spend the funds with the goals of reducing homelessness, increasing affordable housing options, and providing equitable access to homeownership opportunities with the input of the Neighborhoods, Jobs & Housing Committee of the Council.

Section 3. Upon Council's approval of a Plan to promote the foregoing goals, the funds committed in Section 1 herein will be appropriated to implement it.

Section 4. This resolution shall take effect on July 1, 2024.

Adopted unanimously.

President Meléndez introduced a motion to consider Int. No. 262 without referring to a committee. Moved by Vice President Harris; 2nd by Councilmember Patterson. Motion to consider passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Resolution No. 2024-25

Re: Resolution of Budgetary Intent - Community-Based Initiatives

Council Priority: Neighborhoods

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is a resolution of budgetary intent recommending the use of up to \$400,000 of 2023-24 fund balance expected to be available for the purposes of Community-Based Initiatives to improve our neighborhoods for those who live there.

The lifeblood of any city lies in its neighborhoods, and it is important to fund opportunities that will strengthen neighborhoods across the city by improving quality of life.

Making funding available for community-based initiatives remains a critical need in our city, and Rochester City Council is making it a priority to fund initiatives that meet this need.

These initiatives will be funded in each of the four districts of City Council and through a process which emphasizes community need based on neighborhood-level, grass roots input.

Once the fiscal 2024-25 books are closed and the surplus is calculated, it is City Council's desire that unspent funds from the Budget of the City Council & Clerk will be appropriated out of fund balance and used to support these community-based initiatives. This action will require additional authorization by City Council.

The summary of what this resolution proposes:

- 1, The Council will commit up to \$400,000 (\$100,000 per quadrant) of 2023-24 Budget of the City Council & Clerk fund balance available at the end of the 2023-24 fiscal year for community-based initiatives.
2. District Councilmembers will lead a review committee in each quadrant of the city to consider applications for community based projects that will improve the quality of life in the City of Rochester.
3. District Councilmembers will set priorities for their respective District applications.
4. Projects will be proposed to the Council in the fall of 2024 for Council consideration, which, if approved, will be supported from the funds committed in Section 1 herein.

This resolution shall take effect July 1, 2024.

Respectfully submitted,
Miguel A. Meléndez Jr.
President, Rochester City Council

Resolution No. 2024-25
(Int. No. 262)

Resolution of Budgetary Intent - Community-Based Initiatives

WHEREAS, the lifeblood of any city lies in the neighborhoods which collectively make it a community; and

WHEREAS, a portion of the funds appropriated to the Budget of the City Council & Clerk that remain unspent at the end of the present 2023-24 fiscal year should be invested in ways that will strengthen neighborhoods across the city by funding community based initiatives, to be allocated in amounts and shares determined and approved by the Council in subsequent legislation; and

WHEREAS, Council would like to commit a portion of these unspent funds to such purposes; and

WHEREAS, these initiatives should be funded in each of the city's four Council districts.

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

Section 1. The Council will commit up to \$400,000 (\$100,000 per quadrant) of 2023-24 Budget of the City Council & Clerk fund balance available at the end of the 2023-24 fiscal year for community-based initiatives.

Section 2. District Councilmembers will lead a review committee in each quadrant of the city to consider applications for community based projects that will improve the quality of life in the City of Rochester.

Section 3. District Councilmembers will set priorities for their respective District applications.

Section 4. Projects will be proposed to the Council in the fall of 2024 for Council consideration, which, if approved, will be supported from the funds committed in Section 1 herein.

Section 5. This resolution shall take effect July 1, 2024.

Adopted unanimously.

President Meléndez introduced a motion to consider Int. No. 263 without referring to a committee. Moved by Councilmember Patterson; 2nd by Councilmember Gruber. Motion to consider passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Resolution No. 2024-26
Re: Resolution of Budgetary Intent – Park Maintenance Pilot

Council Priority: Neighborhoods

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is a resolution of budgetary intent to invest no more than \$100,000 of fund balance available at the end of the 2023-24 fiscal year for the purposes of investment in our youth by making funding available to improve the condition of facilities for their use to engage in sport and play.

The City of Rochester's greatest and most precious resource is its children, and Council believes it is an important obligation of City government to nurture and support them.

Safely engaging in sport and play is an important component of every child's development, and these investments will positively impact our community's ability to work together to raise stronger children.

In order to accomplish that, this resolution will:

1. Commit up to \$100,000 to support grassroots organized sports organizations to enhance litter cleanup and ongoing field maintenance.
2. The Mayor is requested to work collaboratively with Council to develop a plan to implement a Park Maintenance Pilot.
3. Upon presentation of the plan to City Council, the funds committed in Section 1 herein will be appropriated to implement it.

This resolution shall take effect July 1, 2024.

Respectfully submitted,
Miguel A. Meléndez Jr.
President, Rochester City Council

Resolution No. 2024-26
(Int. No. 263)

Resolution of Budgetary Intent - Park Maintenance Pilot

WHEREAS, our city's most precious resource is its children; and

WHEREAS, a portion of the funds appropriated to the Budget of the City Council & Clerk that remain unspent at the end of the present 2023-24 fiscal year should be invested to improve the condition of facilities for children to engage in sport and play, to be allocated in amounts and shares as determined and approved by the Council in subsequent legislation; and

WHEREAS, Council would like to commit a portion of these unspent funds to such purposes; and

WHEREAS, these initiatives should be funded throughout the city to ensure equity.

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

Section 1. The Council will commit up to \$100,000 of fund balance from the 2023-24 Budget of City Council & Clerk available at the end of the 2023-24 fiscal year to support grassroots organized sports organizations to enhance litter cleanup and ongoing field maintenance.

Section 2. The Mayor is hereby requested to work collaboratively with Council to develop a plan to implement a Park Maintenance Pilot to enhance litter cleanup and ongoing field maintenance.

Section 3. Upon presentation of a Park Maintenance Pilot plan to Council, the funds committed in Section 1 herein will be appropriated to implement it.

Section 4. This resolution shall take effect on July 1, 2024.

Adopted unanimously.

President Meléndez introduced a motion to consider Int. No. 264 without referring to a committee. Moved by Councilmember Martin; 2nd by Councilmember Patterson. Motion to consider passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Resolution No. 2024-27

Re: Resolution of Budgetary Intent - Senior Support Services

Council Priority: Neighborhoods

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is a resolution of budgetary intent to commit no more than \$300,000 of fund balance available at the end of the 2023-24 fiscal year for the purposes of ensuring access to accessibility, services and supports for our elderly neighbors.

The City of Rochester has a large and growing population of older adults and elders, and many of our senior neighbors are from historically marginalized and underserved communities.

It is critical to identify any of our seniors' needs that are going unmet as well as any barriers that exist for them to access services and support.

In order to accomplish that, this resolution will:

1. Commit up to \$300,000 of 2023-24 Budget of the City Council & Clerk fund balance available at the end of the 2023-24 fiscal year for the purposes of ensuring accessibility, services and supports for our elderly neighbors.
2. The Mayor is requested to work collaboratively with Council, as needed, to plan how to address these Senior Support Services purposes.
3. Upon presentation of such a plan or plans to Council, the funds committed in Section 1 herein will be appropriated to implement them.

This resolution shall take effect on July 1, 2024.

Respectfully submitted,
Miguel A. Meléndez Jr.
President, Rochester City Council

Resolution No. 2024-27
(Int. No. 264)

Resolution of Budgetary Intent - Senior Support Services

WHEREAS, the City of Rochester has a large and growing population of older adults and elders;
and

WHEREAS, many of our seniors are within the black and brown communities and face challenges and barriers to access services and other needs; and

WHEREAS, we need to identify any of our seniors' needs that are going unmet as well any barriers that exist for them to fully access services and support; and

WHEREAS, a portion of the funds appropriated to the Budget of the City Council & Clerk that remain unspent at the end of the present 2023-24 fiscal year, should be reserved for ensuring accessibility, services and supports for our elderly neighbors, to be allocated in amounts and shares determined and approved by the Council in subsequent legislation; and

WHEREAS, Council would like to commit these funds to such purposes.

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

Section 1. The Council will commit up to \$300,000 of 2023-24 Budget of the City Council & Clerk fund balance available at the end of the 2023-24 fiscal year for the purposes of ensuring accessibility, services and supports for our elderly neighbors.

Section 2. The Mayor is hereby requested to work collaboratively with Council, as needed, to plan how to address these Senior Support Services purposes.

Section 3. Upon presentation of such a plan or plans to Council, the funds committed in Section 1 herein will be appropriated to implement them.

Section 4. This resolution shall take effect July 1, 2024.

Adopted unanimously.

President Meléndez introduced a motion to consider Int. No. 265 without referring to a committee. Moved by Vice President Harris; 2nd by Councilmember Lupien. Motion to consider passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Resolution No. 2024-28
Re: Resolution of Budgetary Intent - Emerging Community Needs

Council Priority: Neighborhoods

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is a resolution of budgetary intent committing up to \$200,000 of the 2023-24 Budget of the City Council & Clerk fund balance available at the end of the 2023-24 fiscal year for the purposes of funding emerging community initiatives that may arise.

The City of Rochester is a vibrant and dynamic urban community, which often experiences opportunities and challenges that are fast to emerge and not always foreseen.

There are many potential needs emerging in areas like the cannabis industry, eviction prevention supports and refugee supports, among others, and City Council believes we need to be prepared to step in as needed to provide resources.

Once the fiscal 2023-24 books are closed and the surplus is calculated, it is City Council's desire that unspent funds from the Budget of the City Council & Clerk will be appropriated out of fund balance for the purposes of funding emerging community initiatives that may arise in the coming fiscal year.

Council will work with the Mayor to meet these opportunities and challenges as needed and as outlined in the resolution.

This resolution shall take effect on July 1, 2024.

Respectfully submitted,
Miguel A. Meléndez Jr.
President, Rochester City Council

Resolution No. 2024-28
(Int. No. 265)

Resolution of Budgetary Intent - Emerging Community Needs

WHEREAS, the City of Rochester is a vibrant and dynamic urban community; and

WHEREAS, our city often experiences opportunities and challenges that are fast to emerge and not always foreseen; and

WHEREAS, there are many potential needs emerging in areas like the cannabis industry, eviction prevention supports and refugee supports, among others; and

WHEREAS, the Council believes we need to be prepared to step in as need to provide supports as needed; and

WHEREAS, a portion of the funds appropriated to the Budget of the City Council & Clerk that remain unspent at the end of the present fiscal year should be reserved for emerging community needs in amounts and shares to be determined and approved by the Council in subsequent legislation; and

WHEREAS, Council would like to commit these funds to such purposes.

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

Section 1. The Council will commit up to \$200,000 of the 2023-24 Budget of the City Council & Clerk fund balance available at the end of the 2023-24 fiscal year for the purposes of funding emerging community initiatives that may arise.

Section 2. The Mayor is hereby requested to work collaboratively with Council, as needed, to plan how to address Emerging Community Need opportunities and challenges.

Section 3. Upon presentation of such a plan or plans to Council, the funds committed in Section 1 herein will be appropriated to implement them.

Section 4. This resolution shall take effect on July 1, 2024.

Adopted unanimously.

President Meléndez introduced a motion to consider Int. No. 266 without referring to a committee. Moved by Vice President Harris; 2nd by Councilmember Lupien. Motion to consider passed unanimously.

Motion to amend introduced by Vice President Harris
Moved by Councilmember Monroe; 2nd by Councilmember Patterson
Motion to amend passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Monroe, Patterson - 5.

Nays - Councilmembers Lightfoot, Lupien, Martin, Smith - 4.

TO THE COUNCIL

Ladies and Gentlemen:

Resolution No. 2024-29

Re: Resolution of Budgetary Intent - Women & Civil Rights Caucus

Transmitted herewith for your approval is a Resolution of Budgetary Intent requesting to commit up to \$500,000 of fund balance from the Budget of the City Council and Clerk available at the end of the 2023-24 fiscal year for the purposes of: establishing a Women & Civil Rights Caucus, and professional development & training and hiring of a consultant(s) to evaluate the workplace experiences of Council Members and City staff and implement recommendations to ensure safety and equity for women in the workplace.

This resolution would:

1. The Council will commit no more than \$500,000 of fund balance from the Budget of the City Council and Clerk available at the end of the 2023-24 fiscal year for the purposes of professional development and training, hiring consultants to evaluate the experiences of Council Members and City staff, assist in the creation of equitable workflows and systems, evaluate the wages of Council Members and City staff, and implement recommendations to ensure safety and equity in the workplace.
2. Support the creation of a Women's & Civil Rights Caucus, that will work to protect, empower, and advocate for the City of Rochester's women and marginalized identities, through its utilization of legislative, oversight, and budgetary powers of the Council.
3. The Women's & Civil Rights Caucus will work with the Council President, all interested Council Members and the Administration to implement recommendations to advance gender equity in the workforce through legislative action, budgetary intent, and others as identified, within six months from completion of evaluation and training.

Respectfully submitted,
Mary Lupien
Councilmember – East District

Kim Smith
Councilmember – At Large

Stanley Martin
Councilmember – At Large

Willie J. Lightfoot Sr.
Councilmember – At Large

Resolution No. 2024-29
(Int. No. 266)

Resolution of Budgetary Intent – Women & Civil Rights Caucus, as amended

WHEREAS, City of Rochester residents consist of a majority of women and people of color;

WHEREAS, Rochester City Council has a vested interest in ensuring that the diversity of the City is honored and all City workers are treated equitably in the workplace;

WHEREAS, the Women’s Bureau of the U.S. Department of Labor recognizes that women in the workplace, particularly women of color, experience multiple types of inequality in the labor force, including gender and racial wage gaps, and lack of representation in leadership;

WHEREAS, studies show that gender and racial discrimination in the workplace results in negative mental health outcomes for workers and wealth inequality;

WHEREAS, the Council has identified a significant gap in understanding the experiences of women working in the City of Rochester and investing resources to ensure their safety and ability to grow and thrive;

WHEREAS, investing in workplace safety, education, training, and equitable compensation evaluations is essential to rectifying historical injustices and fostering a culture of respect, dignity, and fairness within the City of Rochester; and

WHEREAS, when Council ~~would like to~~ commits these any funds to such purposes, ~~it recognizing~~ **recognizes** that alleviating issues of inequity will strengthen the body and improve outcomes for the Rochester community.

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

~~Section 1. The Council will commit no more than \$500,000 of fund balance from the Budget of the City Council and Clerk available at the end of the 2023-24 fiscal year~~ **funds as needed** for the **such** purposes ~~of as~~ professional development and training, hiring consultants to evaluate the experiences of Council Members and City staff, assist in the creation of equitable workflows and systems, evaluate the wages of Council Members and City staff, and implement recommendations to ensure safety and equity in the workplace **as recommended by the Department of Human Resource Management in collaboration with the Caucus.**

Section 2. The Caucus will be comprised of all members of City Council who wish to participate.

~~Section 2.~~ **Section 3.** The Council will support the creation of a Women’s & Civil Rights Caucus, **to be named the Hester Jeffrey Women’s & Civil Rights Caucus, that which** will work to protect, empower, and advocate for the City of Rochester’s women and marginalized identities, through its utilization of legislative, oversight, and budgetary powers of the Council.

~~Section 3.~~ **Section 4.** The **Hester Jeffrey** Women’s & Civil Rights Caucus will work with the Council President, all interested Council Members and the Administration to ~~implement~~ **make** recommendations to advance gender equity in the workforce through legislative action, budgetary intent, and other approaches as identified, ~~within six months from completion of evaluation and training.~~

~~Section 4.~~ **Section 5.** The funds committed by Section 1 herein shall only be used for the furtherance of women’s and civil rights as set forth in Section 2.

~~Section 5.~~ **Section 6.** This resolution shall take effect July 1, 2024.

Strikeout indicates deleted text, new text is underlined.

Adopted by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Monroe, Patterson - 5.

Nays - Councilmembers Lightfoot, Lupien, Martin, Smith - 4.

President Meléndez introduced a motion to consider Int. No. 267 without referring to a committee. Moved by Councilmember Patterson; 2nd by Councilmember Monroe. Motion to consider passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Resolution No. 2024-30

Re: Resolution of Budgetary Intent - Energy Bill Relief/Renewable Energy

Council Priority: Neighborhoods

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is a resolution of budgetary intent recommending the use of up to \$500,000 of fund balance from the previously designated "Council Initiatives" fund available at the end of the 2023-24 fiscal year for the purposes of seeking more efficient, renewable and other potential ways to lower the impact of energy procurement on Rochester Residents.

The use of fossil fuels and other traditional energy sources adversely affects our environment and contributes to global warming. While the cost of energy continues to rise, which has the greatest impact on our most financially challenged residents.

Locally we can look at ways to assist citizens with lowering both their energy bills and their carbon footprint by embracing new technologies and renewable energy sources.

City Council believes this issue greatly affects all residents and commits the City to contribute to solutions that will positively affect our residents who use and pay for energy. To accomplish that, this resolution:

1. Commit no more than \$500,000 of fund balance from the funds previously designated for a public utility study in Resolution No. 2023-15 for the purposes of seeking more efficient, renewable and other potential ways to lower the impact of energy procurement on Rochester Residents.
2. The Mayor is requested to collaborate with the City Council to develop a plan to promote this Energy Bill Relief/Renewable Energy objective.
3. Upon presentation of the Plan by the Mayor to Council, the funds committed in Section 1 herein will be appropriated to implement the Plan.

This resolution shall take effect on July 1, 2024.

Respectfully submitted,
Miguel A. Meléndez Jr.
President, Rochester City Council

Resolution No. 2024-30
(Int. No. 267)

Resolution of Budgetary Intent - Energy Bill Relief/Renewable Energy

WHEREAS, the cost of energy continues to rise, which has the greatest impact on our most financially challenged residents; and

WHEREAS, the use of fossil fuels and other traditional energy sources adversely impacts our environment and contributes to global warming; and

WHEREAS, locally, we can look at ways to assist citizens with lowering both their energy bills and their carbon footprint by embracing new technologies and renewable energy sources; and

WHEREAS, the Council believes this issue greatly affects all residents; and

WHEREAS, the Council would commit the City to contribute to solutions that will positively impact our residents who use and pay for energy; and

WHEREAS, a portion of the funds appropriated to the Budget of the City Council & Clerk which remain unspent at the end of the present 2023-24 fiscal year should be invested in ways that will reduce the financial burden of home energy usage in amounts and shares to be determined and approved by the Council in subsequent legislation; and

WHEREAS, Council would like to commit these funds to such purposes.

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

Section 1. The Council will commit up to \$500,000 of fund balance from the funds previously designated for a public utility study in Resolution No. 2023-15 for the purposes of seeking more efficient, renewable and other potential ways to lower the impact of energy procurement on Rochester Residents.

Section 2. The Mayor is hereby requested to collaborate with the City Council to develop a plan to promote this Energy Bill Relief/Renewable Energy objective.

Section 3. Upon presentation of the Plan by the Mayor to Council, the funds committed in Section 1 herein will be appropriated to implement the Plan.

Section 4. This resolution shall take effect on July 1, 2024.

Adopted unanimously.

REPORTS OF STANDING COMMITTEES AND ACTION THEREON

By Councilmember Patterson
June 18, 2024

To the Council:

The **NEIGHBORHOODS, JOBS & HOUSING COMMITTEE** recommends for **ADOPTION** the following entitled legislation:

- Int. No. 187 Authorizing the sale of real estate
- Int. No. 189 Appropriation of funds for the City Development Fund
- Int. No. 191 Appropriating 2024-25 Annual Action Plan funds and authorizing agreements for the Neighborhood Public Improvement and Beautification Program
- Int. No. 192 Appropriating 2024-25 Annual Action Plan funds and authorizing agreements for the Business Development Financial Assistance Program

Int. No. 193	Appropriating 2024-25 Annual Action Plan funds and authorizing agreements for the Neighborhood Commercial Assistance Program
Int. No. 194	Appropriating 2024-25 Annual Action Plan funds and authorizing agreements for the Demolition Program
Int. No. 195	Appropriating 2024-25 Annual Action Plan funds and authorizing agreements for the Emergency Assistance Program
Int. No. 196	Appropriating 2024-25 Annual Action Plan funds and authorizing agreements for Lead Hazard Control Program
Int. No. 197	Appropriating 2024-25 Annual Action Plan funds and authorizing agreements for the Owner-Occupant Housing Rehabilitation Program
Int. No. 198	Appropriating 2024-25 Annual Action Plan funds and authorizing agreements for Foreclosure Prevention
Int. No. 199	Appropriating 2024-25 Annual Action Plan funds and authorizing agreements for the HOME Rochester Program Management and the Community Housing Development Organization Reserve programs
Int. No. 200	Appropriating 2024-25 Annual Action Plan funds and authorizing an agreement for Tenant/Landlord Services
Int. No. 201	Appropriating 2024-25 Annual Action Plan funds and authorizing agreement for the Aging in Place project
Int. No. 202	Appropriating 2024-25 Annual Action Plan funds and authorizing an agreement for Senior Legal Services
Int. No. 203	Appropriating 2024-25 Annual Action Plan funds and authorizing agreements for the Housing Opportunities for Persons with AIDS program
Int. No. 204	Appropriating 2024-25 Annual Action Plan funds and authorizing agreements for the Emergency Solutions Grant program
Int. No. 205	Authorizing an amendatory agreement relating to the Land Bank Acquisition/Rehab Program
Int. No. 207	Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$30,000 Bonds of said City to finance costs of the demolition of Bull's Head Plaza
Int. No. 208	Authorizing a loan agreement for redevelopment of the properties at 176-182 and 176 East Main Street
Int. No. 209	Resolution approving an appointment to the Board of Examiners of Stationary Engineers and Refrigeration Operators
Int. No. 210	Amending the Chapter 90 of the Municipal Code to align with New York State, EPA and HUD regulations pertaining to lead-based paint poisoning prevention
Int. No. 211	Amending the 2023-24 Budget and authorizing an agreement relating to a Neighborhood Service Center Assessment
Int. No. 212	Resolution approving re-appointments to the City Planning Commission, Rochester Preservation Board, and Zoning Board of Appeals

Int. No. 247 Adopting determinations and findings relating to the acquisition of land parcels in fee and temporary easements for street purposes relating to the Bull's Head Revitalization Project

The **NEIGHBORHOODS, JOBS & HOUSING COMMITTEE** recommends for **CONSIDERATION** the following entitled legislation:

Int. No. 190 Authorizing substantial amendments to the 2017-18 and 2022-23 Annual Action Plans to transfer funds to Demolition-Commercial/Industrial and Housing Rehabilitation Program projects

The **NEIGHBORHOODS, JOBS AND HOUSING COMMITTEE** recommends the following entitled legislation to be **HELD** in Committee:

Int. No. 188 Approving the 2024-25 Annual Action Plan

Int. No. 206 Authorizing a land purchase option agreement relating to the development of a Joseph Avenue performing arts center

Int. No. 251 Local Law amending the City Charter to adopt a Good Cause Eviction Law

Respectfully submitted,
Michael A. Patterson
Mitch Gruber
Kimberly Smith
LaShay D. Harris
Miguel A. Meléndez Jr.

NEIGHBORHOODS, JOBS & HOUSING COMMITTEE

Received, filed and published.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2024-150
Re: Sale of Real Estate

Council Priority: Rebuilding and Strengthening Neighborhood Housing

Comprehensive Plan 2034 Initiative Area: Strong Neighborhoods

Transmitted herewith for your approval is legislation approving the sale of five vacant lots being sold to the adjoining owners. 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 first property, 545 Clifford Avenue, is listed on the spreadsheet in Attachment A under the heading, I. Negotiated Sale - Vacant Land. The property will be sold to Baden Street Settlement of Rochester, Inc. (Catherine Thomas, Executive Director), 152 Baden Street, Rochester, New York, to be combined with the adjoining parcel to expand the parking lot which will support a new addition to their current facility at 581 Clifford Avenue.

The remaining properties are listed on the spreadsheet in Attachment A under the heading, II. Negotiated Sale – Unbuildable Vacant Land:

- **266 Glenwood Avenue**, will be sold to the Rochester Land Bank Corporation (Paul Scuderi, Executive Director), 30 Church Street, Room 125B, Rochester, New York. The Rochester

Land Bank Corporation will use this land to create additional yard space and allow for the installation of a driveway.

- **East Portion of 1 Ludwig Park**, will be sold to Jessica M. Perez-Santana, 11 Ludwig Park, Rochester, New York. The buyer will use the additional lands to create additional side yard.
- **East Portion of 54 Orange Street**, will be sold to Javier J. Perez-Santana, 41 Hoff Street, Rochester, New York. The buyer will use this land to create additional side yard.
- **110-118 Stout Street**, will be sold to Bayi Capital Management LLC (Temidayo Adebayo, Member), 148 Undercliff Avenue, Apt. 9, Edgewater, New York. The buyer will use this land to create additional yard space and allow for the installation of a driveway.

Maps and Lot Analyses for these properties are included in Attachment B. The first year projected tax revenue for all of the properties, assuming full taxation, current assessed valuations and current tax rates, is estimated to be \$2,563.

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 purpose price.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AX-99

Ordinance No. 2024-150
(Int. No. 187)

Authorizing the sale of real estate

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

Section 1. The Council hereby approves the negotiated sale of the following parcel of vacant land:

Address	SBL#	Lot Size	Sq.Ft.	Price	Purchaser
545 Clifford Av	106.31-4-23.002	120 x 151.77	18,165	\$4,000	Baden Street Settlement of Rochester

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

Address	SBL#	Lot Size	Sq.Ft.	<u>Purchaser</u>
266 Glenwood Av	105.26-3-59	48 x 84	4,032	Rochester Land Bank Corporation
East Part 1 Ludwig Pk Description A	Part 091.79-3-44.2	30 x 59	1,770	Jessica M. Perez- Santana
East Portion 54 Orange St Description B	Part 105.84-1-55.1	28 x 121	3,388	Javier J. Perez Santana
110-118 Stout St	107.54-3-84	90.6 x 40	3,624	Bayi Capital Management LLC

Description A
EAST PART OF #1 LUDWIG PARK
PART OF T.A. #091.790-03-044.002

All that tract or parcel of land, situate in the City of Rochester, County of Monroe, State of New York, being the easterly 30.0 feet of Lot 11 of the Fred H Mack's Subdivision, as filed in the Monroe County Clerk's Office in Liber 26 of Maps, Page 4. Said easterly part of Lot 11 fronts 30.0 feet on the south side of Ludwig Park and is 59.3 feet in depth, more or less, all as shown on said subdivision.

Subject to covenants, easements or restrictions of record, if any.

Being one of the parcels conveyed to the City of Rochester by a deed dated May 9, 1995 and filed in Liber 8605 of Deeds, Page 365.

Description B
LEGAL DESCRIPTION OF
EAST PART OF #54 ORANGE STREET
PART OF T.A. #105.840-01-055.001

All that tract or parcel of land, situate in the City of Rochester, County of Monroe, State of New York, being part of Lot 10 of the Seel & Wagner Subdivision, as filed in the Monroe County Clerk's Office in Liber 3 of Maps, Page 43, and being more particularly bounded and described as follows: Beginning at a point on the northerly ROW line of Orange Street (60' ROW) at the southeast corner of said Lot 10, said point being the Point or Place of Beginning; thence

1. Westerly, along said ROW line, a distance of 28.0 feet to a point; thence
2. Northerly, parallel with and 40.0 feet distant from the westerly line of Lot 11 of said subdivision, a distance of 121.2 feet, more or less, to the northerly line of said Lot 10; thence
3. Easterly, along said northerly line of Lot 10, a distance of 10.0 feet, to the northeast corner of said Lot 10; thence
4. Southerly, along the east line of said Lot 10, a distance of 123.2 feet, more or less, to the said southeast corner thereof, being the Point or Place of Beginning.

Subject to covenants, easements or restrictions of record, if any.

Being part of a parcel conveyed to the City of Rochester by a deed dated April 29, 2010 and filed in Liber 10869 of Deeds, Page 256.

Section 3. City taxes and other City charges, except water charges, against said properties are hereby canceled up to the first day of the month following the date of adoption of this ordinance for the reason that the City has agreed to convey said properties free of City tax liens and other charges or because these charges have been included in the purchase price.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2024-151
Re: 2024-25 City Development Fund Program Appropriations

Council Priority: Creating and Sustaining a Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the allocation of Urban Development Action Grant program income to the City Development Fund to supplement the 2024-25 Annual Action Plan. This legislation will:

- 1) Appropriate \$625,000 of principal and interest repayments from Urban Development Action Grant loans (UDAG) and any other program income funding to the City Development Fund (CDF) for the following purposes to supplement the 2024-25 Annual Action Plan as follows:

CDF Program	2024-25
Business Development	\$310,000
Project Development	\$150,000
Housing Development	\$100,000
Homebuyer Assistance	\$65,000
TOTAL	\$625,000

- 2) Authorize agreements necessary to implement the Business Development, Project Development, Housing Development, and Homebuyer Assistance programs funded with the CDF funds appropriated herein.

The City was a prior recipient of the UDAG grant program that was administered by the U.S. Department of Housing and Urban Development (HUD) from 1978 through 1988. After the program was phased out in favor of the Community Development Block Grant (CDBG) program, HUD has been requiring former UDAG participants to restrict the loan repayments and other forms of UDAG program revenue to specific types of community development activities listed in the UDAG or CDBG regulations. Moreover, under City Council Resolution No. 83-26 adopted in 1983, the Administration is required to submit to City Council an estimate of UDAG revenue anticipated for the upcoming fiscal year as well as a program for the use of that revenue. The submittal of the UDAG fund estimate and use program must coincide with the presentation of the proposed Annual Action Plan.

To satisfy these requirements, the City appropriates UDAG program income to the City Development Fund for use in specified programs that are either included within or supplement projects contained in the Annual Action Plan. In recent years, CDF funding has been used primarily to fund or to supplement Business Development, Project Development, Housing Development, and Homebuyer Assistance activities set forth in the Annual Action Plan.

An assessment of recent and projected impacts of CDF funds is provided below:

CDF Program	CDF Impact Prior 5 Fiscal Years	Expected Impacts for 2024-25 CDF Funding Allocation
Business Development	203 businesses	5 businesses
Project Development	1 project	1 project
Housing Development	N/A	1 project
Homebuyer Assistance	71 households	8 households

Respectfully submitted,
 Malik D. Evans
 Mayor

Ordinance No. 2024-151
 (Int. No. 189)

Appropriation of funds for the City Development Fund

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

Section 1. In accordance with Resolution No. 83-26, the Council hereby appropriates \$625,000 in anticipated Urban Development Action Grant (UDAG) program revenues, including loan repayments, reversionary interest, and interest payments, to the City Development Fund (CDF) in service of the following four goals of the Five Year Consolidated Plan/2020-2024 approved in Ordinance No. 2020-153 (Consolidated Plan) during fiscal year 2024-25:

Consolidated Plan Goal	2024-25 CDF Amount
Business Development	\$310,000
Project Development	\$150,000
Housing Development	\$100,000
Homebuyer Assistance	\$65,000
TOTAL	\$625,000

The Director of Finance shall record all transfers authorized herein and shall have the authority to make adjustments to the allocation of the amounts set forth in Section 1 in the event that the anticipated UDAG revenue falls short of expectations.

Section 2. The Mayor is hereby authorized to enter into such agreements and documents as may be necessary to implement programs in service of the four goals to be funded by the appropriations authorized herein. The agreements shall contain such 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. 2024-152
Re: Substantial Amendments - 2017-18 and 2022-23 Annual Action Plans

Council Priority: Creating and Sustaining a Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the City's Housing programs funded with Community Development Block Grant (CDBG) funding. This legislation will:

- 1) Authorize a substantial amendment to the 2017-18 Annual Action Plan to reduce the budget for Project 32 – Homeownership Assistance Program for Vacant Houses by \$125,000 and increase the budget of Project 7. Demolition-Commercial/Industrial by \$125,000. The new project totals will be \$0 and \$825,000 respectively.
- 2) Appropriate \$125,000 in Community Development Block Grant (CDBG) funds from the

Project 7 – Demolition-Commercial/Industrial allocation of the 2017-18 Annual Action Plan contingent upon the substantial amendment authorized herein.

- 3) Authorize a substantial amendment to the 2022-23 Annual Action Plan to reduce the budget for Project 15 – Project Phoenix by \$48,813 and increase the budget of Project 13. Housing Rehabilitation Program by \$48,813. The new project totals will be \$0 and \$610,683 respectively.
- 4) Appropriate \$48,813 in Community Development Block Grant (CDBG) funds from the Project 13 – Housing Rehabilitation Program allocation of the 2022-23 Annual Action Plan contingent upon the substantial amendment authorized herein.

The agency that was awarded the funds for the Homeownership Assistance Program for Vacant Houses encountered significant challenges identifying properties that fit the program scope. The Project Phoenix program was awarded a total of \$98,813; of this amount, \$48,813 was CDBG funding and \$50,000 was Cash Capital. The CDBG portion of the award is being reallocated as it was determined that Project Phoenix could not meet the eligibility requirements associated with CDBG funding; however, the \$50,000 in Cash Capital funding will remain for their use to purchase materials, supplies, and tools to operate the program.

Per the required process, a public notice was released and the proposed substantial amendment was posted on the City’s website on May 13, 2024 for a 30-day public comment period:

<https://cityofrochester.gov/ConsolidatedPlan2020/>

A public hearing is required.

Respectfully submitted,
Malik D. Evans
Mayor

Ordinance No. 2024-152
(Int. No. 190)

Authorizing substantial amendments to the 2017-18 and 2022-23 Annual Action Plans to transfer funds to Demolition-Commercial/Industrial and Housing Rehabilitation Program projects

WHEREAS, in Ordinance No. 2017-206, the City approved and adopted a 2017-18 Annual Action Plan (‘17-18 Action Plan) to fund and implement community development activities under the federal Community Development Block Grant (CDBG) and other programs;

WHEREAS, a plan for amending the ‘17-18 Action Plan to transfer \$125,000 from Project No. 32 Homeownership Assistance Program for Vacant Houses to Project No. 7 Demolition-Commercial/Industrial (‘17-18 Amendment Plan) has been presented to the City Council;

WHEREAS, in Ordinance No. 2022-184, the City approved and adopted a 2022-23 Annual Action Plan (the ‘22-23 Action Plan) to fund and implement community development activities under the federal Community Development Block Grant (CDBG) and other programs;

WHEREAS, a plan for amending the ‘22-23 Action Plan to transfer \$48,813 from Project No. 15 Project Phoenix to Project No. 13 Housing Rehabilitation Program (‘22-23 Amendment Plan) has been presented to the City Council;

WHEREAS, both the ‘17-18 Amendment Plan and ‘22-23 Amendment Plan (collectively, the Amendment Plans) have been published and circulated for a 30-day period of public display and comment

in accordance with the substantial amendment procedures required by the Citizen Participation Plan adopted in Ordinance No. 2020-153;

WHEREAS, on May 13, 2024 the City issued a public notice sent to media outlets, the City's HUD email listserv, and posted to the City's Consolidated Plan Information webpage announcing the beginning of the required 30-day public display and comment period, that the Amendment Plans are available for public review on-line and in person for download or printing by request at City Hall and the City's four Neighborhood Service Centers, and inviting the public to attend two public hearings regarding the Amendment Plans and/or submit written comments during a period extending from May 13 to June 13, 2024;

WHEREAS, on May 22, 2024, the City hosted a second public hearing in the City Council Chambers to present the Amendment Plans and to solicit additional public comments;

WHEREAS, on June 13, 2024, the City Council hosted a third public hearing in the City Council Chambers to solicit additional public comments regarding the Amendment Plans;

WHEREAS, a final draft of the Amendment Plans along with a summary of the public comments and recommendations received during the public comment period has been presented to the City Council and posted on-line through the City's Consolidated Community Development Plan Information webpage;

WHEREAS, the City Council has reviewed the public comments and recommendations on the Amendment Plans; and

WHEREAS, the City Council has reviewed the needs, strategies and proposed actions to be addressed in the Amendment Plans with City staff.

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

Section 1. The Council hereby approves and adopts the '17-18 Amendment Plan, which consists of the following modifications to the 2017-18 Annual Action Plan:

- a. For Project No. 32 Homeownership Assistance Program for Vacant Houses: reducing the funding by \$125,000 so that no funds remain.
- b. For Project No. 7 Demolition-Commercial/Industrial: increasing the funding by \$125,000 to a new total of \$825,000.

Section 2. The Council hereby approves and adopts the '22-23 Amendment Plan, which consists of the following modifications to the 2022-23 Annual Action Plan:

- a. For Project No. 15 Project Phoenix: reducing the funding by \$48,813, so that no funds remain.
- b. For Project No. 13 Housing Rehabilitation Program: increasing the funding by \$48,813 to a new total of \$610,683.

Section 3. The Mayor is hereby authorized to submit said Amendment Plans to the United States Department of Housing and Urban Development (HUD).

Section 4. The sum of \$125,000 is hereby appropriated from the Project No. 7 Demolition Commercial/Industrial allocation of 2017-18 Annual Action Plan to fund the demolition of large, vacant, privately-owned commercial and industrial buildings, contingent upon HUD's approval of the '17-18 Amendment Plan authorized in Section 1 herein.

Section 5. The sum of \$48,813 is hereby appropriated from the Project No. 13 Housing Rehabilitation Program allocation of the 2022-23 Annual Action Plan to provide financial assistance for

property owners to rehabilitate residential properties to address blight and hazards, contingent upon HUD's approval of the '22-23 Amendment Plan authorized in Section 2 herein.

Section 6. The Mayor is hereby further authorized to provide any such information that may be required by HUD and to execute any grant agreement, project sponsor agreement, or any other documentation as may be necessary to fund and carry out the activities provided for in the Amendment Plans authorized herein. The agreements and documents shall contain such additional terms and conditions as the Mayor deems appropriate.

Section 7. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2024-153
Re: 2024-25 Annual Action Plan, Consolidated Community Development Plan, Neighborhood Public Improvement and Beautification Program

Council Priority: Creating and Sustaining a Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the Neighborhood Public Improvement and Beautification Program found in the 2024-25 Annual Action Plan. This legislation will:

- 1) Appropriate \$80,655 in Community Development Block Grant (CDBG) funds from the Project 13 – Neighborhood Public Improvement and Beautification Program allocation of the 2024-25 Annual Action Plan to fund the program, contingent upon approval of the 2024-25 Annual Action Plan.
- 2) Authorize agreements necessary to implement the program.

As part of a new neighborhood initiative, these funds will be used to support small, community-driven public improvements that beautify public spaces in neighborhoods (e.g., installing or replacing neighborhood signage/branding, lighting, trash receptacles, public art, planters, or other public-use streetscape amenities, etc.). The projects must all be located in the City controlled right-of-way or on City owned land.

Respectfully submitted,
Malik D. Evans
Mayor

Ordinance No. 2024-153
(Int. No. 191)

Appropriating 2024-25 Annual Action Plan funds and authorizing agreements for the Neighborhood Public Improvement and Beautification Program

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

Section 1. The sum of \$80,655 is hereby appropriated from the Project No. 13 Neighborhood Public Improvement and Beautification Program (the Program) allocation of the 2024-25 Annual Action Plan (Action Plan) to implement the Program, contingent upon approval of the Action Plan.

Section 2. The Mayor is hereby authorized to enter into such agreements and execute such documents as are necessary to implement the Program. The agreements 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. 2024-154

Re: 2024-25 Annual Action Plan, Consolidated Community Development Plan, Business Development Financial Assistance Program

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area: Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation related to the Business Development Financial Assistance Program as described in the 2024-25 Annual Action Plan. This legislation will:

- 1) Appropriate \$302,455 in Community Development Block Grant (CDBG) funds from the Project 1 – Business Development Financial Assistance Program allocation of the 2024-25 Annual Action Plan to fund the program, contingent upon approval of the 2024-25 Annual Action Plan.
- 2) Authorize agreements with recipient businesses necessary to implement the program.

The majority of businesses who received funding are found within Low to Moderate Income (LMI) census tracts. All businesses who utilize CDBG funding are required to meet CDBG LMI job requirements. Businesses not found within LMI census tracts, are still required to meet CDBG LMI job creation and/or retention requirements. There is an emphasis on assisting minority and woman owned businesses.

Funding will be utilized to provide low-interest loans and grants to business through the Business Development Financial Assistance Program. It is anticipated 6 businesses will be assisted and 70 jobs created/retained as a result of these funds. In fiscal year 2022-23, 4 businesses were assisted with 81 jobs created/retained. In 2023-24 we are on track to serve 5 business with 78 jobs created/retained. Data for the previous five years is included in Attachment A.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AX-100

Ordinance No. 2024-154
(Int. No. 192)

Appropriating 2024-25 Annual Action Plan funds and authorizing agreements for the Business Development Financial Assistance Program

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

Section 1. The sum of \$302,455 is hereby appropriated from the Project No. 1 Business Development Financial Assistance Program (the Program) allocation of the 2024-25 Annual Action Plan (Action Plan) to implement the Program, contingent upon approval of the Action Plan.

Section 2. The Mayor is hereby authorized to enter into agreements with recipient businesses as necessary to implement the Program. The agreements 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. 2024-155
Re: 2024-25 Annual Action Plan, Consolidated Community Development Plan, Neighborhood Commercial Assistance Program

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area: Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation related to the Neighborhood Commercial Assistance Program as described in the 2024-25 Annual Action Plan. This legislation will:

- 1) Appropriate \$25,205 in Community Development Block Grant (CDBG) funds from the Project 2 – Neighborhood Commercial Assistance Program allocation of the 2024-25 Annual Action Plan to fund the program, contingent upon approval of the 2024-25 Annual Action Plan.
- 2) Authorize agreements with recipient businesses necessary to implement the program.

The majority of businesses who received funding service Low to Moderate Income (LMI) census tracts. All businesses who utilize CDBG funding are required to service LMI areas, meet CDBG LMI job requirements, or assist micro-enterprises. Businesses not found within LMI census tracts, are still required to meet CDBG LMI job requirements. There is an emphasis on assisting minority and women owned businesses.

Funding will be utilized to provide small business grants to businesses through the Neighborhood Commercial Assistance Program. It is anticipated 4 businesses will be assisted and 16 jobs created/retained as a result of these funds. In fiscal year 2022-23, 22 businesses were supported with 155 jobs created/retained. In 2023-24 we are on track to serve 12 businesses with 70 jobs created/retained. Data for the previous five years is included in Attachment A.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AX-101
Ordinance No. 2024-155
(Int. No. 193)

Appropriating 2024-25 Annual Action Plan funds and authorizing agreements for the Neighborhood Commercial Assistance Program

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

Section 1. The sum of \$25,205 is hereby appropriated from the Project No. 2 Neighborhood Commercial Assistance Program (Program) allocation of the 2024-25 Annual Action Plan (Action Plan) to implement the Program, contingent upon approval of the Action Plan.

Section 2. The Mayor is hereby authorized to enter into agreements with recipient businesses as necessary to implement the Program. The agreements 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. 2024-156
Re: 2024-25 Annual Action Plan, Consolidated Community Development Plan, Demolition Program

Council Priority: Creating and Sustaining a Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the Demolition Program found in the 2024-25 Annual Action Plan. This legislation will:

- 1) Appropriate \$1,822,452 in Community Development Block Grant (CDBG) funds from the Project 9 – Demolition Program allocation of the 2024-25 Annual Action Plan to fund the program, contingent upon approval of the 2024-25 Annual Action Plan.
- 2) Authorize agreements with contractors necessary to implement the program.

These funds will allow the City to continue its demolition program, which removes vacant, derelict, and fire-damaged structures that are a public safety hazard and/or blight to surrounding neighborhoods. Demolition contracts are awarded based on the City's public bid process.

In 2022-23 the demolition program supported a total of 69 demolitions. From July 2023 to date, 60 structures have been demolished. We anticipate that approximately 100 structures will be demolished in 2024-25. Of these 100, 52 will be demolished using the CDBG funds appropriated in number 1 above. The remaining 48 will be demolished using \$1,000,000 in Cash Capital (contingent upon budget approval). Demolition data for the previous five years is included in Attachment A.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AX-102

Ordinance No. 2024-156
(Int. No. 194)

Appropriating 2024-25 Annual Action Plan funds and authorizing agreements for the Demolition Program

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

Section 1. The sum of \$1,822,452 is hereby appropriated from the Project No. 9 Demolition Program allocation of the 2024-25 Annual Action Plan (Action Plan) for a Demolition Program to remove vacant, derelict and fire damaged structures in the City of Rochester (Program), contingent upon approval of the Action Plan.

Section 2. The Mayor is hereby authorized to enter into agreements with contractors to implement the Program. All such agreements 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. 2024-157

Re: 2024-25 Annual Action Plan, Consolidated Community Development Plan, Emergency Assistance Program

Council Priority: Creating and Sustaining a Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the Emergency Assistance Program found in the 2024-25 Annual Action Plan. This legislation will:

- 1) Appropriate \$201,637 in Community Development Block Grant (CDBG) funds from the Project 12 - Emergency Assistance Program allocation of the 2024-25 Annual Action Plan to fund the program, contingent upon approval of the 2024-25 Annual Action Plan.
- 2) Authorize agreements with service providers necessary to implement the program.

The program provides financial assistance to eligible owner-occupants to address emergencies related to furnaces or boilers, hot water tanks, and other minor emergency repairs. The City will continue to use its existing term agreements with the service providers to perform the necessary work. Contracts are awarded based on the City's public bid process.

To qualify for the program, property owners must be current with City and Monroe County property taxes, and not be subject to tax or mortgage foreclosure. The total household income must be at or below 80% of the Housing and Urban Development (HUD) area median income, which is updated annually.

In 2022-23 the program provided assistance to 95 households. In 2023-24 we served 78 households, and all of those funds have been expended. In 2024-25, we anticipate that approximately 67 households will be served with the appropriation listed in number 1 above.

Respectfully submitted,
Malik D. Evans
Mayor

Ordinance No. 2024-157
(Int. No. 195)

**Appropriating 2024-25 Annual Action Plan funds and authorizing agreements for the
Emergency Assistance Program**

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

Section 1. The sum of \$201,637 is hereby appropriated from the Project No. 12 Emergency Assistance Program allocation of the 2024-25 Annual Action Plan (Action Plan) for the Emergency Assistance Program to assist eligible owner-occupant households to address emergencies related to heating furnaces/boilers, hot water tanks and other emergency repairs (the Program), contingent upon the approval of the Action Plan.

Section 2. The Mayor is hereby authorized to enter into agreements with service providers to implement the Program. All such agreements 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. 2024-158
Re: 2024-25 Annual Action Plan, Consolidated Community Development Plan, Lead Hazard Control Program

Council Priority: Creating and Sustaining a Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the Lead Hazard Control Program found in the 2024-25 Annual Action Plan. This legislation will:

- 1) Appropriate \$400,000 in Community Development Block Grant (CDBG) funds from the Project 10 – Lead Hazard Control Program allocation of the 2024-25 Annual Action Plan to fund the program, contingent upon approval of the 2024-25 Annual Action Plan.
- 2) Authorize agreements with property owners necessary to implement the program.

In November 2022, City Council authorized the receipt and use of \$3,689,491.70 from the U.S. Department of Housing and Urban Development (HUD) to fund the City's 2022 Lead Hazard Control Program through Ordinance No. 2022-334.

The appropriation in number 1 above represents the City's contribution to support the Lead Hazard Control Program by offering financial assistance to eligible property owners of 1-4 family residential structures built before 1978.

To qualify for the program, property owners must be current with City and Monroe County property taxes, and not subject to tax or mortgage foreclosure. The total household income must be at or below 80% of the Housing and Urban Development (HUD) area median income, which is updated annually.

The funds are available citywide to households that have children under the age of six residing in the home or visiting the home. Landlords are required to contribute 10% of the total project cost. Eligible repairs include window and/or door replacement, siding, porch repair or replacement, painting and soil remediation, and minor repairs related to lead-based paint hazards.

In 2022-23 the program provided assistance to 86 households. In 2023-24 we are on track to provide assistance to 60 households. We anticipate that approximately 60 households will be served in 2024-25; of this amount, 16 households will be served using the appropriation listed in number 1 above. Data for the previous five years is included in Attachment A.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AX-103

Ordinance No. 2024-158
(Int. No. 196)

Appropriating 2024-25 Annual Action Plan funds and authorizing agreements for Lead Hazard Control Program

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

Section 1. The sum of \$400,000 is hereby appropriated from the Project No. 10 Lead Hazard Control Program allocation of the 2024-25 Annual Action Plan (Action Plan), to implement the City's Lead Hazard Control Program (Program), contingent upon the approval of the Action Plan.

Section 2. The Mayor is hereby authorized to enter into Program grant agreements with eligible owners of 1-4 family residential buildings to assist with the costs of remediating lead paint hazards. The agreements 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. 2024-159
Re: 2024-25 Annual Action Plan, Consolidated Community Development Plan, Owner-Occupant Housing Rehabilitation Program

Council Priority: Creating and Sustaining a Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the Owner-Occupant Housing Rehabilitation Program found in the 2024-25 Annual Action Plan. This legislation will:

- 1) Appropriate \$953,470 in Community Development Block Grant (CDBG) funds from the Project 11 – Owner-Occupant Housing Rehabilitation Program allocation of the 2024-25 Annual Action Plan to fund the program, contingent upon approval of the 2024-25 Annual Action Plan.

2) Authorize agreements with property owners necessary to implement the program.

The program provides financial assistance to eligible homeowners of 1-4 family residential structures. To qualify for the program, property owners must be current with City and Monroe County property taxes, and not subject to tax or mortgage foreclosure. The total household income must be at or below 80% of the Housing and Urban Development (HUD) area median income, which is updated annually. The funds are available citywide in areas that support other City investments. Eligible repairs include lead-based paint hazards, health and safety risks, and code violations. The maximum amount of CDBG funds per unit is \$24,999.

In 2022-23 the program provided assistance to 28 households. In 2023-24 we are on track to serve 54 households. We anticipate that approximately 38 households will be served in 2024-25. Data for the past five years is included in Attachment A.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AX-104

Ordinance No. 2024-159
(Int. No. 197)

Appropriating 2024-25 Annual Action Plan funds and authorizing agreements for the Owner-Occupant Housing Rehabilitation Program

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

Section 1. The sum of \$953,470 is hereby appropriated from the Project No. 11 Owner-Occupant Housing Rehabilitation Program allocation of the 2024-25 Annual Action Plan (Action Plan) to provide financial assistance to eligible owner-occupants of one- to four-family residential buildings to address health, safety and other blighting conditions (the Program), contingent upon approval of the Action Plan.

Section 2. The Mayor is hereby authorized to enter into agreements with property owners to implement the Program. All such agreements 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. 2024-160
Re: 2024-25 Annual Action Plan, Consolidated Community Development Plan, Agreements,
Foreclosure Prevention Program

Council Priority: Creating and Sustaining a Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the Foreclosure Prevention Program found in the 2024-25 Annual Action Plan. This legislation will:

- 1) Appropriate \$100,819 in Community Development Block Grant (CDBG) funds from the Project 8 – Foreclosure Prevention allocation of the 2024-25 Annual Action Plan to fund the program, contingent upon approval of the 2024-25 Annual Action Plan.
- 2) Authorize \$86,819 as maximum compensation for an agreement with The Housing Council at PathStone, Inc. (Principal: Mary Leo, 75 College Avenue, Rochester, New York) to provide foreclosure prevention services. The cost of the agreement will be funded from the appropriation authorized herein.
- 3) Authorize \$14,140.37 as maximum compensation for an agreement with Empire Justice Center (Principal: Kristin Brown, 1 West Main Street, Rochester, New York) to provide legal services related to foreclosure prevention. The cost of the agreement will be funded from the appropriation authorized herein and unspent funds previously appropriated for Foreclosure Prevention as follows:

Annual Action Plan	Project Number	Previous Appropriating Ordinance	Funding Amount
2024-25	8		\$14,000.00
2022-23	10	2022-194	\$21.28
2021-22	7	2023-50	\$9.73
2019-20	3	2023-50	\$109.36
TOTAL			\$14,140.37

These two organizations are uniquely qualified and have partnered with the City to deliver these programs for two decades with a similar distribution of funds. The Housing Council at PathStone, Inc. is a U.S. Housing and Urban Development-approved Housing Counseling Agency with the capacity to handle a large volume of cases. The Housing Council’s services include the review of households’ financial circumstances and negotiation with lenders to resolve mortgage arrears. The Empire Justice Center is a leader in developing statewide standards for foreclosure prevention legal services. The Empire Justice Center will provide legal advice and litigation services when required by analysis of clients’ circumstances.

In 2022-23 the program supported 131 households. In 2023-24 we are on track to serve 120 households. We anticipate that approximately 87 households will be served in 2024-25. Data for the previous five full years is below.

	FY 18-19	FY 19-20	FY 20-21	FY 21-22	FY 22-23
Housing Council	148	135	85	126	108
Empire Justice	16	13	15	23	23
Total	164	148	100	149	131

The term of the agreement shall be for one year. A Justification Statement for not issuing a Request for Proposals is included in Attachment A.

Respectfully submitted,
 Malik D. Evans
 Mayor
 Attachment No. AX-105

Appropriating 2024-25 Annual Action Plan funds and authorizing agreements for Foreclosure Prevention

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

Section 1. The sum of \$100,819 is hereby appropriated from the Project No. 8 Foreclosure Prevention allocation of the 2024-25 Annual Action Plan (Action Plan) to provide Foreclosure Prevention services, contingent upon approval of the Action Plan.

Section 2. The Mayor is hereby authorized to enter into a professional services agreement with The Housing Council at PathStone, Inc. to provide foreclosure prevention services. The maximum compensation shall be \$86,819, which shall be funded from the appropriation authorized in Section 2 herein. The agreement shall have a term of one year.

Section 3. The Mayor is hereby authorized to enter into a professional services agreement with Empire Justice Center to provide legal services for foreclosure prevention. The maximum compensation for the agreement shall be \$14,140.37, which shall be funded in the amounts of \$14,000 from the Action Plan funds appropriated in Section 1 herein, \$21.28 from the foreclosure prevention allocation of the 2022-23 Annual Action Plan appropriated in Ordinance No. 2022-194, \$9.73 from the foreclosure prevention allocation of the 2021-22 Annual Action Plan appropriated in Ordinance No. 2023-50, and \$109.36 from the foreclosure prevention allocation of the 2019-20 Annual Action Plan appropriated in Ordinance No. 2023-50. The agreement shall have a term of one year.

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

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2024-161
Re: 2024-25 Annual Action Plan, Consolidated Community Development Plan, Agreements, HOME Rochester Program

Council Priority: Creating and Sustaining a Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the HOME Rochester Program Management and Community Housing Development Organization Reserve (CHDO) programs found in the 2024-25 Annual Action Plan. This legislation will:

- 1) Appropriate \$187,522 in Community Development Block Grant (CDBG) funds from the Project 4 – HOME Rochester Program Management allocation of the 2024-25 Annual Action Plan to fund the program, contingent upon approval of the 2024-25 Annual Action Plan.

- 2) Appropriate \$351,049 in HOME funds from the Project 25 – CHDO Reserve, HOME Rochester allocation of the 2024-25 Annual Action Plan to fund the program, contingent upon approval of the 2024-25 Annual Action Plan.
- 3) Establish \$187,522 as maximum compensation for an agreement with Rochester Housing Development Fund Corporation (RHDFC) (Theodora Finn, President, 16 East Main Street, Suite 601, Rochester, New York) for operation of the HOME Rochester program. The cost of the agreement will be financed from the CDBG funds appropriated herein;
- 4) Establish \$351,049 as maximum compensation for an agreement with RHDFC, a qualified CHDO, for the administration of development subsidies for households whose incomes are no more than 80% of MFI. The cost of the agreement will be financed from the HOME/CHDO funds appropriated herein; and
- 5) Establish \$100,000 as maximum compensation for an agreement with RHDFC for the administration of development subsidies for families whose households are no more than 120% of MFI. The cost of the agreement will be financed from 2024-25 Cash Capital funds contingent on the adoption of the 2024-25 Cash Capital Budget.

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

The HOME Rochester Program provides for the acquisition and rehabilitation of vacant, single-family houses for resale to income-eligible households. RHDFC operates the HOME Rochester Program in partnership with the City, the Greater Rochester Housing Partnership, Inc. (GRHP) (Theodora Finn, President, 16 East Main Street, Suite 601, Rochester, New York), and neighborhood based, non-profit developers. RHDFC buys vacant homes and oversees home rehabilitation for sale to low-moderate income first-time homebuyers.

Properties rehabilitated through HOME Rochester are eligible for purchase by households approved through the City’s Homebuyer Services Program. All purchasers are required to attend pre- and post-purchase homebuyer training classes and to reside in the properties for a minimum of 15 years, or sell the property to another City-approved income eligible owner-occupant household. Rehabilitation includes efforts to provide and improve ‘green’ and energy efficiency activities to promote sustainability and cost savings for the low-moderate income households who reside in the home.

Since its inception in 2001, more than 800 properties have been rehabilitated and sold to first-time homebuyers. In 2022-23 the program resulted in 5 new homeowners and rehabilitated properties. In 2023-24 we are on track to serve 9 households. The total of \$451,049 proposed for development subsidies will provide an average of \$50,000 each for the acquisition and rehabilitation of approximately 11 vacant structures or parcels. Data for the previous five full fiscal years is below:

MFI Band	Northeast	Northwest	Southeast	Southwest	Grand Total
30-50%	5	4	2	1	12
51-60%	6	2	5	0	13
61-70%	2	3	2	3	10
71-80%	2	7	3	1	13
81-120%	1	3	2	2	8
Grand Total	16	19	14	7	56

The term for the operating agreement will be for one year. The term for the new subsidy agreements will be for two years, with an option to extend for an additional year if funds remain in the original appropriation.

These programs support the Housing Development Fund objective of the City Housing Policy as well as recommendations from the Housing Quality Task Force. A Justification Statement for not issuing a Request for Proposals is included in Attachment A.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AX-106

Ordinance No. 2024-161
(Int. No. 199)

Appropriating 2024-25 Annual Action Plan funds and authorizing agreements for the HOME Rochester Program Management and the Community Housing Development Organization Reserve programs

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

Section 1. The sum of \$538,571 is hereby appropriated from the following project allocations of the 2024-25 Annual Action Plan (Action Plan), contingent upon approval of the Action Plan, for HOME Rochester Program Management and to subsidize Community Housing Development Organization (CHDO) affordable housing development projects as follows:

Amount	Action Plan project
\$187,522	No. 4 HOME Rochester Program Management
\$351,049	No. 25 CHDO Reserve, HOME Rochester

Section 2. The Mayor is hereby authorized to enter into a professional services agreement with Rochester Housing Development Fund Corporation (RHDFC) in the maximum amount of \$187,522 to operate the HOME Rochester Program. The agreement shall be funded from the HOME Rochester Program Management funds appropriated in Section 1 and shall have a term of one year.

Section 3. The Mayor is hereby authorized to enter into an agreement with RHDFC, a qualified CHDO, for the administration of housing development subsidies totaling \$351,049 for families whose incomes do not exceed 80% of Median Family Income (MFI). The agreement shall be funded from the CHDO Reserve, HOME Rochester funds appropriated in Section 1. The term of the agreement shall be two years with the option to extend for up to one additional year if funds remain from the appropriation provided for herein.

Section 4. The Mayor is hereby authorized to enter into a professional services agreement with RHDFC in the maximum amount of \$100,000 to administer housing development subsidies for families whose incomes are no more than 120% of MFI. The compensation for the agreement shall be funded from 2024-25 Cash Capital, contingent upon approval of the 2024-25 Budget. The term of the agreement shall be two years with the option to extend for up to one additional year if funds remain from the allocation provided for herein.

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

Section 6. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2024-162
Re: 2024-25 Annual Action Plan, Consolidated Community Development Plan, Agreements,
Tenant/Landlord Services

Council Priority: Creating and Sustaining a Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the Tenant/Landlord Services Program found in the 2024-25 Annual Action Plan. This legislation will:

- 1) Appropriate \$90,000 in Community Development Block Grant (CDBG) funds from the Project 7 – Tenant/Landlord Services allocation of the 2024-25 Annual Action Plan to fund the program, contingent upon approval of the 2024-25 Annual Action Plan.
- 2) Authorize \$90,000 as maximum compensation for an agreement with The Legal Aid Society of Rochester, New York (Principal: Carla Palumbo, 1 West Main Street, Rochester, New York) to implement the program. The cost of the agreement will be funded from the appropriation authorized herein.

The Tenant and Landlord Services program provides housing stabilization services to both tenants and landlords. The Legal Aid Society of Rochester New York will serve as lead agency in partnership with Legal Assistance of Western New York, Inc. (Principal: C. Kenneth Perri, 1 West Main Street, Rochester, New York) and The Housing Council at PathStone, Inc. (Principal: Mary Leo, 75 College Avenue, Rochester, New York). The programs have been ongoing for over two decades. Services include:

- Eviction prevention services for tenants to re-establish or maintain stable housing, in particular related to income issues and/or warrants of habitability concerns; and,
- Training and information for landlords on operating rental property as a business and compliance with fair housing quality standards. This will incorporate the new code enforcement fine structure, vacant property registry and bill of rights.

In 2022-23 the program supported 210 tenants and 393 landlords. In 2023-24 we are on track to serve 178 tenants and 333 landlords. We anticipate that approximately 170 tenants and 297 landlords will be served in 2024-25. Data for the previous five full years is below.

	FY 18-19	FY 19-20	FY 20-21	FY 21-22	FY 22-23
Tenants	344	253	107	178	210
Landlords	538	705	793	666	393
Total	882	958	900	844	603

The term of the agreement shall be for one year. A Justification Statement for not issuing a Request for Proposals is attached as Attachment A.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AX-107

Ordinance No. 2024-162
(Int. No. 200)

Appropriating 2024-25 Annual Action Plan funds and authorizing an agreement for Tenant/Landlord Services

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

Section 1. The sum of \$90,000 is hereby appropriated from the Project No. 7 Tenant/Landlord Services allocation of the 2024-25 Annual Action Plan (Action Plan) to implement a Tenant/Landlord Services program that provides housing stabilization services for both tenants and landlords (Program), contingent upon approval of the Action Plan.

Section 2. The Mayor is hereby authorized to enter into a professional services agreement with The Legal Aid Society of Rochester, New York in the maximum amount of \$90,000 to coordinate and provide Program services. The agreement shall be funded from the appropriation in Section 1 herein. The agreement shall be for a term of one year.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2024-163

Re: 2024-25 Annual Action Plan, Consolidated Community Development Plan, Aging in Place

Council Priority: Creating and Sustaining a Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the Aging in Place Program found in the 2024-25 Annual Action Plan. This legislation will:

- 1) Appropriate \$60,000 in Community Development Block Grant (CDBG) funds from the Project 5 – Aging in Place allocation of the 2024-25 Annual Action Plan to fund the program, contingent upon approval of the 2024-25 Annual Action Plan.
- 2) Authorize \$60,000 as maximum compensation for an agreement with Lifespan of Greater Rochester, Inc. (Ann Marie Cook, President/CEO, 1900 S. Clinton Avenue, Brighton) to provide Aging in Place services. The cost of the agreement will be funded from the appropriation authorized herein.

Lifespan of Greater Rochester, Inc. has partnered with the City to deliver this program since 2006 and has served 542 participants in the last five years. In 2022-23 the program supported 199 senior households. In 2023-24 we are on track to serve more than 400 senior households. We anticipate that, due to a reduction in funding related to fully expending CDBG CV dollars in the current year, approximately 192 will be served in 2024-25. Data by quadrant for the previous five years is shown below.

Quadrant	Elders Served Prior 5 Years
NE	141
SE	48
NW	153
SW	200
Total	542

The term of the agreement shall be for one year. A Justification Statement for not issuing a Request for Proposals is attached as Attachment A.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AX-108

Ordinance No. 2024-163
(Int. No. 201)

Appropriating 2024-25 Annual Action Plan funds and authorizing agreement for the Aging in Place project

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

Section 1. The sum of \$60,000 is hereby appropriated from the Project No. 5 Aging in Place allocation of the 2024-25 Annual Action Plan (Action Plan) to provide Aging in Place services, contingent upon the approval of the Action Plan.

Section 2. The Mayor is hereby authorized to enter into a professional services agreement with Lifespan of Greater Rochester, Inc. to provide aging in place services. The maximum compensation for the agreement shall be \$60,000, which amount shall be funded from the appropriation in Section 1 herein. The term for the agreement shall be one year.

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. 2024-164
Re: 2024-25 Annual Action Plan, Consolidated Community Development Plan, Senior Legal Services

Council Priority: Creating and Sustaining a Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the Senior Legal Services program found in the 2024-25 Annual Action Plan. This legislation will:

- 1) Appropriate \$40,000 in Community Development Block Grant (CDBG) funds from the Project 6 – Senior Legal Services allocation of the 2024-25 Annual Action Plan to fund the program, contingent upon approval of the 2024-25 Annual Action Plan.
- 2) Authorize \$40,000 as maximum compensation for an agreement with Volunteer Legal Services Project of Monroe County, Inc. (VLSP) now doing business as JustCause (Tina M. Foster, Executive Director, 1 West Main Street Rochester) to provide legal services for seniors. The cost of the agreement will be funded from the appropriation authorized herein.

JustCause has partnered with the City to deliver this program since 2016 and has served 245 participants in the last five years. In 2022-23 the program supported 68. In 2023-24 we are on track to serve 40. We anticipate that approximately 35 participants will be served in 2024-25. Data for the previous five years is listed below:

Fiscal Year	Clients Served
2018-19	40
2019-20	35
2020-21	41
2021-22	61
2022-23	68
Total	245

The term of the agreement shall be for one year. A Justification Statement for not issuing a Request for Proposals is attached as Attachment A.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AX-109

Ordinance No. 2024-164
(Int. No. 202)

Appropriating 2024-25 Annual Action Plan funds and authorizing an agreement for Senior Legal Services

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

Section 1. The sum of \$40,000 is hereby appropriated from the Project No. 6 Senior Legal Services allocation of the 2024-25 Annual Action Plan (Action Plan) to provide legal services for seniors, contingent upon approval of the Action Plan.

Section 2. The Mayor is hereby authorized to enter into a professional services agreement with the Volunteer Legal Services Project of Monroe County, Inc., dba JustCause, to administer and manage the provision of legal services to seniors. The maximum compensation shall be \$40,000, which shall be funded from the appropriation in Section 1 herein. The agreement shall be for a term of one year.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2024-165

Re: 2024-25 Annual Action Plan, Consolidated Community Development Plan, Agreements – Housing Opportunities for Persons with AIDS

Council Priority: Creating and Sustaining a Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the Housing Opportunities for Persons with AIDS (HOPWA) projects found in the 2024-25 Annual Action Plan. This legislation will:

- 1) Appropriate \$1,098,186 in HOPWA funds from the Project 24 – HOPWA – Trillium, and the Project 25 – HOPWA - CCFCS allocations of the 2024-25 Annual Action Plan to fund the program, contingent upon approval of the 2024-25 Annual Action Plan.
- 2) Authorize agreements with Trillium Health, Inc. (Andrea DeMeo, CEO, 259 Monroe Avenue, Rochester) and Catholic Charities of the Diocese of Rochester d/b/a Catholic Charities Family and Community Services (CCFCS) (Lori VanAuken, Executive Director, 1099 Jay Street, Rochester) for \$549,093 each to provide HOPWA services necessary to implement the program.

HOPWA provides housing assistance and services to prevent homelessness for individuals with HIV/AIDS and related complications, and their families. Assistance includes long-term (over 21 weeks) and short-term service, and financial assistance in the form of payments of mortgage, rent, and utilities. Both Trillium Health, Inc. and CCFCS maximize HOPWA assistance through the coordination of other funding sources and service providers.

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

The City has been a recipient of HOPWA funding since the 1990's and has collaboratively worked with agencies to implement the program during that time. In the prior five years, at total of 823 were served with HOPWA funding. Trillium Health, Inc. served 91 participants in 2022-23, and CCFCS served 68. To date, we are on track to serve approximately 180 for 2023-24. We anticipate that each agency will assist approximately 85 participants, for a total of 170 throughout this program in 2024-25. Data for the previous five years is listed below.

Fiscal Year	Participants Served
2018-19	157
2019-20	162
2020-21	183
2021-22	162
2022-23	159
Total	823

The term of the agreement shall be for one year. A Justification Statement for not issuing a Request for Proposals is included in Attachment A.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AX-110

Ordinance No. 2024-165
(Int. No. 203)

Appropriating 2024-25 Annual Action Plan funds and authorizing agreements for the Housing Opportunities for Persons with AIDS program

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

Section 1. The sum of \$1,098,186 is hereby appropriated from the 2024-25 Annual Action Plan (Action Plan) to provide Housing Opportunities for Persons with AIDS (HOPWA) program services, contingent upon approval of the Action Plan. This appropriation shall be sourced in the amounts of \$549,093 from each of the following two allocations of the Action Plan: Project No. 24 HOPWA – Trillium; and Project No. 25 HOPWA – CCFCS.

Section 2. The Mayor is hereby authorized to enter into a professional services agreement with Trillium Health, Inc. to provide HOPWA program services. The maximum compensation for the agreement shall be \$549,093, which shall be funded from the HOPWA – Trillium project allocation of the Action Plan appropriated in Section 1 herein, contingent upon the approval of the Plan. The term of the agreement shall be one year.

Section 3. The Mayor is hereby authorized to enter into a professional services agreement with Catholic Charities of the Diocese of Rochester to provide HOPWA program services. The maximum compensation for the agreement shall be \$549,093, which shall be funded from the HOPWA – CCFCS project allocation of the Action Plan appropriated in Section 1 herein, contingent upon the approval of the Plan. The term of the agreement shall be one year.

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

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL:
Ladies and Gentlemen

Ordinance No. 2024-166
Re: 2024-25 Annual Action Plan, Consolidated Community Development Plan, Emergency Solutions Grants Program

Council Priority: Creating and Sustaining a Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the Emergency Solutions Grants (ESG) Program found in the 2024-25 Annual Action Plan. This legislation will:

- 1) Appropriate \$661,154 in ESG funds from the Project 22 – Emergency Solutions Grants allocation of the 2024-25 Annual Action Plan to fund the program, contingent upon approval of the 2024-25 Annual Action Plan.
- 2) Authorize new professional services agreements with the organizations listed below and establish as maximum compensation for those agreements the corresponding amounts necessary to implement the program. The cost of the agreements will be funded from the appropriation authorized above plus \$91,671.31 of unspent funds from the 2022-23 Annual Action Plan previously appropriated for this same use by Ordinance No. 2022-186, for a total of maximum compensation of \$752,825.31.

ORGANIZATION	PRINCIPAL	ESG 2024-25	ESG 2022-23	TOTAL
Catholic Charities of the Diocese of Rochester dba Catholic Charities Family and Community Services	Lori VanAuken	\$59,000	\$29,050.73	\$88,050.73
Coordinated Care Services, Inc. (Coordinated Entry)	Anne Wilder	\$37,067		\$37,067
Coordinated Care Services, Inc. (Rapid ReHousing)	Anne Wilder	\$184,000	\$24,802	\$208,802
Family Promise of Greater Rochester, Inc.	Kim Hunt-Uzelac	\$49,000	0	\$49,000
House of Mercy, Inc.	Dr. Tammy Butler	\$34,000	0	\$34,000
Person Centered Housing Options, Inc.	Charles Albanese	0	\$37,818.58	\$37,818.58
REACH Advocacy, Inc.	Andy Carey	\$21,087	0	\$21,087
Saving Grace Ministries of Rochester, Inc.	James Crowley	\$44,000	0	\$44,000
Spiritus Christi Prison Outreach, Inc.	Jim Smith	\$34,000	0	\$34,000
The Center for Youth Services, Inc. (Emergency Shelter Operations)	Elaine Spaul	\$39,000	0	\$39,000
The Center for Youth Services, Inc. (Street Outreach)	Elaine Spaul	\$24,000	0	\$24,000
The Salvation Army of Greater Rochester	Maj. Deborah Burr	\$29,000	0	\$29,000
The Young Women’s Christian Association of Rochester and Monroe County, N.Y.	Dr. Myra Henry	\$34,000	0	\$34,000
Veteran's Outreach Center, Inc.	Laura Heltz	\$39,000	0	\$39,000
Volunteers of America of Western New York, Inc.	Dr. Junior Dillion	\$34,000	0	\$34,000
TOTAL		\$661,154	\$91,671.31	\$752,825.31

City Council last authorized this program on May 23, 2023 via Ordinance No. 2023-165. ESG provides housing and support services for individuals and families who are homeless or at risk of homelessness.

Eligible activities include case management, support services, service coordination, shelter operations (staffing and operating costs) and addition of beds, financial assistance and related services for prevention of homelessness and rapid re-housing. The appropriation will fund street outreach, essential services and emergency shelter operations, homelessness prevention, and rapid rehousing.

The Homeless Emergency Assistance and Rapid Transition to Housing Act (HEARTH) Emergency Solution Grants Program require that grantees (City and County) collaborate with the community of homelessness service providers. To that end, funding priorities were jointly determined with Partners Ending Homelessness (formerly Rochester/Monroe County Continuum of Care - CoC). ESG Program Year 2024-25 providers were selected through a Request for Proposal (RFP) process; the RFP was issued February 23, 2024. The RFP development and funding distribution decisions were conducted jointly with Monroe County. A Vendor Selection Form is attached as Attachment A.

HUD's Emergency Solutions Grants (ESG) funding was established in 2012, as a modification to the Emergency Shelter Grants funding. The City of Rochester and Monroe County have provided approximately \$3 million in ESG funding for these programs over the last five program years, during which time grantees have served the needs of over 11,500 persons (2018-2023). Of those, approximately 40% were children, 6% were chronically homeless individuals, and just over 5% were veterans. For program year 2023-24, we estimated that ESG funded programs would serve 1,230 people, and our programs are on track to accomplish that. It is anticipated that approximately 1,322 people will be served through ESG funded programs in the upcoming year.

The City will enter into agreements for this program only with organizations that are in compliance with federal regulations. If funds are different, not available, or less than anticipated, agreement amounts and terms will be adjusted accordingly. Agreement terms will be for one year, with the option to extend for one additional year if funds remain in the original appropriation.

A Vendor Selection Form/Request for Proposals (RFP) Summary is included in Attachment A, and a summary of the RFP process and agency services is included in Attachment B.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AX-111

Ordinance No. 2024-166
(Int. No. 204)

Appropriating 2024-25 Annual Action Plan funds and authorizing agreements for the Emergency Solutions Grant program

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

Section 1. The sum of \$661,154 is hereby appropriated from the Project No. 22 Emergency Solutions Grants (ESG) allocation of the 2024-25 Annual Action Plan (Action Plan) to implement an ESG Program (Program), contingent upon approval of the Action Plan.

Section 2. The Mayor is hereby authorized to enter into professional service agreements with the following organizations to provide Program services to individuals and families who are homeless or at risk for homelessness. The agreements shall obligate the City to pay an aggregate amount not to exceed \$752,825.31 with the maximum compensation for each agreement being as follows:

	Total Comp	ESG '24-25	ESG '22-23
Catholic Charities of the Diocese of Rochester dba Catholic Charities Family and Community Services	\$88,050.73	\$59,000.00	\$29,050.73
Coordinated Care Services, Inc. (Coordinated Entry)	\$37,067.00	\$37,067.00	
Coordinated Care Services, Inc. (Rapid ReHousing)	\$208,802.00	\$184,000.00	\$24,802.00

Family Promise of Greater Rochester, Inc.	\$49,000.00	\$49,000.00	
House of Mercy, Inc.	\$34,000.00	\$34,000.00	
Person Centered Housing Options, Inc.	\$37,818.58		\$37,818.58
REACH Advocacy, Inc.	\$21,087.00	\$21,087.00	
Saving Grace Ministries of Rochester, Inc.	\$44,000.00	\$44,000.00	
Spiritus Christi Prison Outreach, Inc.	\$34,000.00	\$34,000.00	
The Center for Youth Services, Inc. (Emergency Shelter Operations)	\$39,000.00	\$39,000.00	
The Center for Youth Services, Inc. (Street Outreach)	\$24,000.00	\$24,000.00	
The Salvation Army of Greater Rochester	\$29,000.00	\$29,000.00	--
The Young Women's Christian Association of Rochester and Monroe County, N.Y.	\$34,000.00	\$34,000.00	
Veteran's Outreach Center, Inc.	\$39,000.00	\$39,000.00	--
Volunteers of America of Western New York, Inc.	\$34,000.00	\$34,000.00	
TOTAL	\$752,825.31	\$661,154.00	\$91,671.31

Section 3. The compensation for the agreements shall be funded in the amounts of \$661,154 from the appropriation authorized in Section 1 and \$91,671.31 in unspent funds from the ESG allocation of the 2022-23 Annual Action Plan previously appropriated for ESG Program services in Ordinance No. 2022-186. If funds are not available or are less than anticipated, the agreement amounts and terms may be adjusted accordingly. The term of the agreements shall be for one year, with an option to extend for one additional year if funds from the original appropriation remain.

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

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen

Ordinance No. 2024-167
Re: Amendatory Agreement – Land Bank Acquisition/Rehabilitation Program – American Rescue Plan Act

Council Priority: Creating and Sustaining a Culture of Vibrancy

Comprehensive Plan Area: Fostering Prosperity and Opportunity

Transmitted herewith for your approval is legislation amending the City's grant agreement with the Rochester Land Bank Corporation (RLBC) that provides for RLBC's use of up to \$2,400,000 in American Rescue Plan Act (ARPA) funds to acquire and rehabilitate residential properties to create homeownership opportunities for low to moderate income families. This legislation will add new construction as an additional approved use of the ARPA funds for the same purpose of promoting affordable homeownership.

The existing grant agreement as originally authorized in Ordinance No. 2021-394, limits the use of the ARPA funds to acquisition and rehabilitation activities. Since then, RLBC has identified opportunities to construct affordable housing on vacant lots that it has, or could have, acquired.

The legislation allows RLBC to pursue those opportunities using ARPA funds. No additional ARPA funds are being requested. The legislation merely allows the City and RLBC to amend their existing grant agreement to add new construction to the acquisition and rehabilitation activities that are already authorized for funding, without any other material changes to the agreement.

The City of Rochester received a \$202.1 million award from the Coronavirus State and Local Fiscal Recovery Fund established by the American Rescue Plan Act (ARPA). Like the activities provided for in the existing agreement, the use of ARPA funds to construct affordable housing is an eligible use of ARPA funds under the U. S. Treasury's Final Rule Expenditure Category No. 2.15 entitled *Long-term Housing Security: Affordable Housing*.

This revision will allow the RLBC to leverage ARPA funds with other public and private funding sources to construct affordable homes on vacant lots, in tandem with the RLBC's existing Acquisition/Rehab Program. It is anticipated that the amendment will allow for the creation of up to 20 additional single family units with an anticipated average subsidy of \$100,000 per unit. All properties assisted by these funds will be sold to income eligible households.

Respectfully submitted,
Malik D. Evans
Mayor

Ordinance No. 2024-167
(Int. No. 205)

Authorizing an amendatory agreement relating to the Land Bank Acquisition/ Rehab Program

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

Section 1. The Mayor is hereby authorized to enter into an amendatory professional services agreement with the Rochester Land Bank Corporation to expand the range of services provided under the Land Bank Acquisition/Rehab Program (Program). The amendatory agreement shall amend the existing agreement authorized by Ordinance No. 2021-394 to add new construction as an additional authorized Program activity for increasing the homeownership opportunities for low and moderate income families.

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. 2024-168
Re: Asbestos Abatement and Demolition of City-owned Property at Bull's Head Plaza

Council Priority: Rebuilding and Strengthening Neighborhood Housing; Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to additional funding needed to complete asbestos abatement and demolition of the structure (aka: Bull's Head plaza) at 835-855 West Main Street

(Project). A map of the project location is included in Attachment A. This legislation will authorize the issuance of bonds totaling \$30,000 and the appropriation of the proceeds thereof to finance the Project. The City’s initial cost estimate to complete the Project was \$1,000,000. This estimate was the basis for City Council Ordinances No. 2022-371 and 2022-372, for the appropriation of \$720,000 in American Rescue Plan Act of 2021 (ARPA) funds and the issuance of \$280,000 in bonds, respectively, to cover the cost of the Project. Site preparation activities for the Project, including fencing and an asbestos survey, were since completed. These activities totaled \$50,780 and were funded by the ARPA funds appropriated for the Project. As a result, the available balance of funding for the Project is \$949,220.

The asbestos abatement and demolition work was since put out to bid with multiple bids received and reviewed. The awarded bid was submitted by Frederico Demolition LLC (Mark Frederico, Principal Officer) headquartered at 1005 Chili Avenue, Suite 2, Rochester, New York 14611. The bid amount awarded is \$985,000, which resulted in an overall funding gap of \$35,780. Together with \$5,780 in 2023-24 Cash Capital funds, the additional \$30,000 in bonds will cover the funding gap. The following table summarizes the Project cost and funding.

Estimated Project Cost	Funding	Source
\$1,000,000	\$ 720,000	ARPA
	\$ 280,000	Bonds
	\$1,000,000	Total
Actual Project Cost		
\$1,035,780	\$ 720,000	ARPA
	\$ 280,000	Bonds
	\$ 5,780	FY 2023-24 Cash Capital
	\$ 30,000	Bonds (Requested)
	\$1,035,780	Total

Asbestos abatement of the Bull’s Head plaza is currently underway and the Project is anticipated to be completed in Summer 2024.

Pursuant to the requirements of the New York State Environmental Quality Review Act (SEQRA), a determination regarding the environmental significance of the Project was made and a Negative Declaration was issued on July 29, 2021.

Respectfully submitted,
 Malik D. Evans
 Mayor

Attachment No. AX-112

Ordinance No. 2024-168
 (Int. No. 207)

Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$30,000 Bonds of said City to finance costs of the demolition of Bull’s Head Plaza

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 costs of the demolition of the existing Bull’s Head Plaza buildings located at 835-855 West Main Street, including the abatement of asbestos-containing building materials and any other tasks necessary to protect health and safety as part of the demolition process (the Project). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,035,780. The plan of financing includes the issuance \$30,000 bonds of the City, which are hereby appropriated to said Project, \$280,000 bonds of the City

authorized in Ordinance No. 2022-372, \$720,000 in American Rescue Plan Act funds appropriated to the Project in Ordinance No. 2022-371, \$5,780 from 2023-24 Cash Capital and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the City in the principal amount of \$30,000 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 \$30,000. This Ordinance is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 4. The period of probable usefulness of said class of objects or purposes described in Section 1 of this Ordinance, within the limitations of 11.00 a.12-a(b) of the Law, is ten (10) years.

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

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

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

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

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

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

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

Passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Lightfoot, Lupien, Monroe, Patterson -7.

Nays - Councilmembers Martin, Smith - 2.

Motion to amend Int. No. 208 introduced and moved by President Melendez; 2nd by Councilmember Lupien
Motion to amend passed unanimously.

TO THE COUNCIL:

Ladies and Gentlemen

Ordinance No. 2024-169

Re: Loan Agreement – Kresge Building LLC, 176 & 186 E. Main Street

Council Priority: Creating and Sustaining a Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to a loan agreement for the acquisition and redevelopment of 176-182 and 186 E. Main Street, a Downtown Revitalization Initiative (DRI) project. This legislation will authorize a \$1,700,000 loan agreement with Kresge Building, LLC, a related entity, or an entity to be formed by Kresge Building, LLC (Principals: Gary Dutton and Patrick Dutton, 34 Elton Street, Rochester), for the acquisition of 176-182 E. Main Street and the adaptive re-use of both 176-182 (Kresge Building) and 186 E. Main Street (Meng & Shafer Buildings). The loan to Kresge Building, LLC will be funded from the Development Revolving Loan Fund.

The acquisition of the Kresge Building at 176 E. Main Street and the rehabilitation and adaptive reuse of both the Kresge Building and the Meng & Shafer Buildings will result in a 33-room hotel spread across both sites, with anchor food and beverage establishments on the ground floor facing Main and Division streets, and the proposed Main Street Commons (The Commons) at 170 E. Main Street. The Commons is a City-led, DRI-funded project that will create a new public space for outdoor dining and small-scale entertainment while simultaneously providing enhanced pedestrian circulation between Main and Division streets. Accordingly, the Kresge Building project is critical to the success of The Commons.

The developer proposes partnering with a local restaurateur to create a 100-150 seat restaurant at 176 E. Main Street. They are currently in discussions with other Finger Lakes based wineries, breweries, and distilleries to locate their operations at this site as well. The City loan will provide acquisition funds to purchase the Kresge Building and to fill a construction funding gap until other project funds are secured for the construction of the project. The project has been awarded both Restore NY and DRI grants by the State in the amounts of \$515,000 and \$1,265,000, respectively. The estimated total development cost for the project is \$14.1 million and the City's \$1.7 million loan will have a 48-month term with a fixed interest rate of 1%.

The Kresge, Meng, and Shafer buildings are located within the DRI area that was selected by the State for a \$10,000,000 funding award in December 2022. Several other buildings in the area have been awarded Restore NY grants to assist in the renovation and revitalization of the downtown blocks bounded by E. Main Street, N. Clinton Avenue, Mortimer Street, and St. Paul Street. A project area map highlighting the project site is attached and labeled as Attachment A.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AX-113
Ordinance No. 2024-169

(Int. No. 208)

Authorizing a loan agreement for redevelopment of the properties at 176-182 and ~~176~~186 East Main Street, as amended

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

Section 1. The Mayor is hereby authorized to enter into a loan agreement with Kresge Building LLC, a related entity, or an entity to formed by Kresge Building LLC (collectively, the Developer) to finance the acquisition and adaptive re-use costs for establishing a hotel with street-level food and beverage businesses on two adjoining properties presently occupied by the Kresge Building at 176-182 East Main and by the Meng & Shafer Buildings at 186 East Main Street (Project). The loan shall be in the amount of \$1,700,000, which shall be funded by the Development Revolving Loan Fund. The loan shall finance the acquisition of 176-182 East Main Street and the adaptive re-use of both properties. The loan agreement shall have a term of 48 months with a fixed interest rate of 1 % payable in installments during the loan term. The principal and any unpaid interest shall come due at the end of the loan term.

Section 2. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined

Passed unanimously.

TO THE COUNCIL:
Ladies and Gentlemen:

Resolution No. 2024-31
Re: Appointment – Board of Stationary Engineers

Council Priority: Rebuilding and Strengthening Neighborhood Housing

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation confirming the appointment of Richard Gardner, Licensed Chief Engineer, as a full-time member to the Board of Stationary Engineers. This appointment will fill the vacant seat of retired member, Guy Pientrantoni, for the term that will expire on March 31, 2025.

Members of the Board of Stationary Engineers serve a three-year term and must meet certain eligibility requirements. A list of the current Board members as well as their eligibility requirements is included in Attachment A. Mr. Gardner's resume is available in the City Clerk's Office.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AX-114

Resolution No. 2024-31
(Int. No. 209)

Resolution approving an appointment to the Board of Examiners of Stationary Engineers and Refrigeration Operators

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

Section 1. The Council hereby approves the appointment of Richard Gardner, Licensed Chief Engineer, as a full-time member of the Board of Examiners of Stationary Engineers and Refrigeration Operators to complete the term of a retired member, Guy Pientrantni, which expired on March 31, 2025.

Section 2. This resolution shall take effect immediately.

Adopted unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance. No. 2024-170

Re: Property Code Enforcement Legislation

Council Priority: Rebuilding and Strengthening Neighborhood Housing

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is a package of legislation pertaining to Article III of Chapter 90-Property Conservation Code, Lead Based Paint Poisoning Prevention Ordinance. This legislation will provide the required code updates in response to State and National efforts to prevent lead based paint poisoning to children. This legislation will:

- 1) Align the City's Property Code with New York State Public Health Law (PHL) and the United States Environmental Protection Agency (EPA) requirements for dust wipe clearance standards.
- 2) Add an additional dust wipe testing requirement for open porches on rental properties to address an area of oversight in our current code.
- 3) Amend other portions of the City Code to add or remove wording to support these changes.

As of June 23, 2023, New York State adopted section 1377 of the PHL that will go into effect November 3, 2025. The State Rental Registry and Proactive Inspections to Identify Lead Hazards law institutes a new requirement to regularly inspect all rental properties that have two or more units, were built before 1980, and are located in a designated high-risk area. County Health Departments are responsible for enforcing this law at the local level. Similar to the inter-municipal arrangement that has been utilized for the last 17 years, Monroe County will be delegating enforcement authority to the City of Rochester Division of Code Enforcement. The City will be merging the new requirements into the longstanding renewable Certificate of Occupancy program. Wherever the requirements of the new law and the City's existing Code differ, the stricter of the two standards will be enforced.

Properties subject to the new state law must be inspected every three years, including lead dust wipe testing in accordance with recently adopted federal standards from the EPA. The EPA dust wipe testing standard is stricter than what is currently defined in the City Code, and therefore the Code must be amended to mirror it. This primarily impacts the "Lead Law" portion of Chapter 90, Article III; section 90-57(D), which was introduced in 2006 and most recently amended in 2013. The proposed change will remove the premise of a different "proactive standard", and all dust wipe samples must now be compliant with the levels defined by EPA for acceptable clearance of a property after remediation, regardless if remediation is required. The proposed legislation will also amend the City Code to add a new requirement for lead dust wipe sampling to be conducted for open porches of rental properties in cases involving remediation activities or where there are other factors for elevated risk. Such samples must also meet a newly defined minimum clearance standard. The additional dust wipe and lab costs will not be charged to the owner of the

property. We are currently working with our County partners on a plan that will identify all additional expenditures as part of the new PHL to identify lead paint hazards.

In 2017, the U.S. Department of Housing and Urban Development (HUD) adopted a new requirement that clearance of properties enrolled in lead hazard control grant programs meet a certain porch dust lead clearance action level standard. Other than grant related work, open porches with lead hazards have historically never been required to secure a clearance report as the porch floors are considered exterior surfaces, which do not require a clearance report.

HUD has documented that the changes to add the open porch clearance test is based on a study that was completed in collaboration by the National Center for Healthy Housing and the University of Rochester in 2015 as referenced in a letter from Dr. Katrina Korfmacher. Dr. Korfmacher's letter is included in Attachment A, and the corresponding study is included in Attachment B. Based on the data that shows there is a high probability that elevated lead dust levels are found on open porches post remediation work and subsequent cleaning, there is a definitive need for testing. By adding a requirement for all open porches that have had paint remediation work completed and requiring a clearance standard for dust samples for porch floors which shall be no greater than 40 ug/ft² (see Attachment C); further attempts to assure healthy housing by reducing lead paint poisoning of children.

For more than a decade, as part of the Inter-municipal agreement with Monroe County Department of Health, there has been an identified area established called "the High-Risk area". A map of this high risk area is included in Attachment D. The documented area determines where Code Enforcement efforts are prioritized based on actual data where kids have been identified to have been poisoned by lead based paint. The ordinance addresses the process to identify the presence of lead dust as a preventative measure when we are in the rental properties as part of the Certificate of Occupancy process. The adoption of State law and this proposal will build upon eighteen years of effort to lower the chances of another child will be poisoned.

It is important that the City adopt and mirror the standards set forth by EPA and HUD to allow the highest and most restrictive measure to protect occupants from the dangers of lead poisoning. It is likely that dust wipe clearance standards will be lowered again by EPA or HUD in 2025. However, by referencing and adopting the EPA standard, the City Code will not require further amendment or legislative action. The City's standard will always mirror the EPA standard.

Respectfully submitted
Malik D. Evans
Mayor

Attachment No. AX-115

Ordinance No. 2024-170
(Int. No. 210)

Amending the Chapter 90 of the Municipal Code to align with New York State, EPA and HUD regulations pertaining to lead-based paint poisoning prevention

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

Section 1. Chapter 90, Article III of the Municipal Code, Lead-Based Paint Poisoning Prevention, as amended, is hereby further amended to revise Subsection C and to insert Subsection D in § 90-56, Remedy for violations, as follows:

- C. Where exterior deteriorated paint violations, ~~including~~ excluding deteriorated paint violations on an open porch, and/or bare soil violations are cited, or where interior deteriorated paint violations are cited in a common area, as per the definition of a "dwelling unit," clearance may be established through a visual assessment by a City inspector after reduction measures have been implemented.

D. Where deteriorated paint violations on an open porch are cited, clearance may be established by means of a clearance examination and report in accordance with § 90-57 after reduction measures have been implemented.

Section 2. Chapter 90, Article III of the Municipal Code, Lead-Based Paint Poisoning Prevention, as amended, is hereby further amended to revise the main body, Subsection B(3) and D(1) and to insert Subsection D in § 90-57, as follows:

§ 90-57 Standards for clearance examination and report.

The remedy available through § 90-56B and § 90-56D and the dust sampling required by §90-55 shall require the following certification of clearance standards:

B. Required activities.

(3) Dust samples shall be wipe samples and shall be taken on floors, ~~excluding~~ including open porches, and interior windowsills and window troughs that have a paint history. Dust samples shall be collected and analyzed in accordance with this section.

[1] Upon re-inspection and a visual clearance, a dust wipe sample shall be taken on all open porch floors that have been cited for an exterior deteriorated paint violation.

[2] Dust wipe samples taken on open porch floors shall not be taken where inclement conditions make it difficult to secure a sample. Where there is snow, ice or entirely wet floor surface conditions, the dust wipe sample shall be rescheduled.

D. Clearance standards. Where dust sampling is required by § 90-55, ~~or~~ where an interior deteriorated paint or a dust-lead hazard violation has been cited in a dwelling unit, ~~or where deteriorated paint violations on an open porch are cited,~~ the following dust-lead standards shall be met before a certificate of occupancy may be issued or a violation removed.

(1) ~~Dust sample results shall be less than:~~ Dust wipe sample results shall be less than the post-abatement clearance levels specified in the United States Environmental Protection Agency's Lead-Based Paint Poisoning Prevention regulation at 40 CFR §745.227(e)(8), regardless of whether the sampling is being performed for purposes of post-abatement clearance.

~~(a) For floors: 40 ug/ft²;~~

~~(b) For windowsills: 250 ug/ft²; and~~

~~(c) For window troughs: 400 ug/ft².~~

(2) The results of dust wipe samples for open porch floors as required by § 90-57B(3) shall be less than 40 ug/ft²

(3) Where dust sample results are greater than or equal to the levels above, additional dust wipe samples shall be taken in the subject areas until all said areas are found to be below the listed thresholds.

Section 3. This ordinance shall take effect on January 1, 2025.

Strikeout indicates deleted text, new text is underlined

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2024-171

Re: Appropriation and Professional Services Agreement – City of Rochester Neighborhood Service Center Assessment

Council Priority: Creating and Sustaining a Culture of Vibrancy, Rebuilding and Strengthening Neighborhood Housing, Jobs and Economic Development

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

Transmitted herewith for your approval is legislation related to an external organizational assessment of the Neighborhood Service Centers (NSCs). This legislation will:

- 1) Amend the 2023-24 Budget of the Department of Neighborhood and Business Development (NBD) by adding \$150,000, and appropriating \$150,000 of Fund Balance that was previously committed by City Council in Resolution 2023-16 for the purpose of conducting an NSC evaluation.
- 2) Establish \$150,000 as maximum compensation for a professional services agreement with Bronner Group, LLC (Don Davis, Director of Professional Services, Chicago, Illinois). The cost of the agreement will be funded from the 2023-24 Budget of NBD with Fund Balance committed by City Council as described above. The term of the agreement will be nine months, with an option to extend for an additional six-month period.

Under the agreement, Bronner Group, LLC will conduct an assessment and develop a strategic organizational design plan to best position Rochester's NSCs for positive and sustainable impact. The goals of the project are to assess the current state of the NSCs, answer the specific questions that Council posed in Resolution 2023-16, and develop a strategic organizational design plan to inform NSC services, operations, and customer service to ensure a successful, equitable, sustainable path forward. The main components of the project include quantitative and qualitative data collection, community survey, stakeholder engagement, benchmarking, operations review/analysis, and plan development.

The consultant was selected through a Request for Proposals process. A Vendor Summary Form is included in Attachment A, and a Project Timeline is included in Attachment B.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AX-116

Ordinance No. 2024-171
(Int. No. 211)

Amending the 2023-24 Budget and authorizing an agreement relating to a Neighborhood Service Center Assessment

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

Section 1. Ordinance No. 2023-228, the 2023-24 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 Neighborhood and Business Development by \$150,000, which amount is hereby appropriated

from the fund balance remaining from the 2022-23 Budget of the City Council and Clerk to fund a Neighborhood Service Center Assessment, all in furtherance with the Council's statement of budgetary intent set forth in Resolution No. 2023-16.

Section 2. The Mayor is hereby authorized to enter into a professional services agreement with Bronner Group, LLC to conduct a Neighborhood Service Center Assessment that includes assessing the current state of the City's Neighborhood Service Centers (NSCs), answering the questions posed by the Council in Resolution No. 2023-16, and developing a strategic organizational design plan for NSC services and operations. The agreement shall have a term of nine with the option to extend the term and additional six months. The maximum compensation shall be \$150,000, which shall be funded from the appropriation authorized in Section 1 herein.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Resolution No. 2024-32
Re: Re-Appointments – City of Rochester Land Use Boards and Commissions

Council Priority: Rebuilding and Strengthening Neighborhood Housing

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation re-appointing the following full-time and alternate members to their respective boards/commissions as listed below:

CITY PLANNING COMMISSION:

<u>Full-time Members:</u>	<u>Affiliation:</u>
David Watson	South District
Eugenio Marlin	Northwest District
Bradley Flower	South District
Kimberly Harding	East District
Milton Pichardo	Northeast District
Nicholas Carleton	East District
Jacob Hall	East District

<u>Alternates:</u>	
Steven Rebholz	East District
Richard Mauser	East District

ROCHESTER PRESERVATION BOARD:

<u>Full-time Members:</u>	<u>Affiliation:</u>
Christopher Carretta	Realtor/Grove Place Resident/Landmark Society WNY
Gerald Gamm	East Avenue Pres. District Resident/Landmark Society WNY
Victor Sanchez	Project Manager/Landmark Society WNY
Falon Uloth	Resident at-large
Allison Hinman	East Avenue Pres. District Resident/Landmark Society WNY
Greg Irwin	Resident at-large
<u>Alternates:</u>	
David Matthews	Registered Architect

ZONING BOARD OF APPEALS:

Full-time Members:

Tyrese Bryant
Cora Murphy
Eduardo Navarro
Janene Miller
Heath Boice-Pardee
Holly Wheeler
Mark Chiarenza

Affiliation:

South District
Northwest District
East District
South District
East District
East District
East District

Alternates:

Joseph O'Donnell Northeast District

All members serve a two-year term and their new terms will expire on May 31, 2026. All members have attended 90% or more of the meetings held over the past two years. All of the members' resumes are on file with the City Clerk.

Respectfully submitted,
Malik D. Evans
Mayor

Resolution No. 2024-32
(Int. No. 212)

Resolution approving re-appointments to the City Planning Commission, Rochester Preservation Board, and Zoning Board of Appeals

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

Section 1. The Council hereby approves the reappointment to the City Planning Commission of the following persons as regular members, for a two-year term which shall expire on May 31, 2026:

Name	Council District
David Watson	South
Eugenio Marlin	Northwest
Bradley J. Flower	South
Kimberly Harding	East
Milton Pichardo	Northeast
Nicholas Carleton	East
Jacob Hall	East

Section 2. The Council hereby approves the reappointment to the City Planning Commission of the following persons as alternate members, each for a two-year term which shall expire on May 31, 2026:

Name	Council District
Steven Rebholz	East

Richard Mauser

East

Section 3. The Council hereby approves the reappointment to the Rochester Preservation Board of the following persons as members, for a term which shall expire on May 31, 2026:

Name	Affiliation
Christopher Carretta	Realtor/Grove Place PD/Landmark Soc
Gerald Gamm	East Ave PD Resident/Landmark Society
Victor Sanchez	Landmark Society
Falon Uloth	Resident-at-Large
Allison Hinman	East Ave PD/Landmark Socy
Greg Erwin	Resident-at-large

Section 4. The Council hereby approves the reappointment to the Rochester Preservation Board of the following persons as alternate members, each for a two-year term which shall expire on May 31, 2026:

Name	Affiliation
David Matthews	Architect
Edward Cain	East Ave PD Resident

Section 5. The Council hereby approves the reappointment to the Zoning Board of Appeals of the following persons as regular members, each for a two-year term which shall expire on May 31, 2026:

Name	Council District
Tyrese Bryant	South
Cora Murphy	Northwest
Eduardo Navarro	East
Janene Miller	South
Heath Boice-Pardee	East
Holly Wheeler	East
Mark Chiarenza	East

Section 6. The Council hereby approves the reappointment to the Zoning Board of Appeals of the following person as alternate member, for a two-year term which shall expire on May 31, 2026:

Name	Council District
Joseph O'Donnell	Northeast

Section 7. This resolution shall take effect immediately.

Adopted unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2024-172

Re: Street Takings: Bull's Head Revitalization Project

Council Priority: Creating and Sustaining a Culture of Vibrancy

Comprehensive Plan Area: Fostering Prosperity and Opportunity

Transmitted herewith for your approval is legislation related to property acquisitions for street purposes as part of the Bull's Head Revitalization Project (Project). The City, with assistance of the New York State Department of Transportation (NYSDOT) and the Federal Highway Administration (FHWA), has prepared a draft design for reconfiguring the streets located on the north side of West Main Street and bounded by Brown Street, Essex Street, Silver Street and York Street. The reconfiguration is intended to improve traffic flow and to increase the streets' capacity to handle the increased traffic anticipated from the Project's private redevelopment of the area.

The parcels to be acquired are listed on the first page of the ordinance and the street reconfigurations are described on the second.

The parcels slated for acquisition in fee or via temporary easements are approximate and the City will not be ready to pursue the acquisitions until the plans for the street reconfigurations are firmed up as part of final design. Instead, this ordinance provides the determination and findings required by the Eminent Domain Procedure Law to establish the public purpose necessary for the City pursue the street takings by eminent domain when the time comes.

The proposed street takings are small and limited to strips and corner segments because the most significant street extensions and relocations set forth in the reconfiguration plan run through properties already owned by the City. Therefore, the street takings will not require the removal of any residential or commercial buildings nor relocating the occupants thereof.

A public hearing is required.

Respectfully submitted,
Malik D. Evans
Mayor

Ordinance No. 2024-172
(Int. No. 247)

Adopting determinations and findings relating to the acquisition of land parcels in fee and temporary easements for street purposes relating to the Bull's Head Revitalization Project

WHEREAS the City of Rochester proposes to acquire land parcels in fee and temporary easements for street purposes (Street Takings) relating to the Bull's Head Revitalization Project (Project) with the parcels affected, their reputed owners, and the approximate sizes in square feet (sf) of the portions that may be acquired in fee title (FEE) and/or by means of a temporary easement (TE) as follows:

Address	SBL No.	Owner	FEE sf	TE sf
89 Genesee St	120.50-2-1.8	The Rochester St. Mary's Residence Facility, LLC	3,287	4,981
29 Genesee St	120.50-2-1.2	The Rochester St. Mary's Residence Facility, LLC,	2,253	
50 Chili Av	120.50-1-7	West Avenue Methodist Episcopal Church	887	
819-927 W Main St	102.43-2-2	Rochester Main LLC	74	
816-824 W Main St	120.43-1-41.1	ZS Property Holdings LLC	210	1,104
194 Silver St	120.42-2-14.1	Emanuel Bradberry	218	
757 Brown St	120.43-1-47	ZS Property Holdings LLC		1,110
751-753 Brown St	120.43-1-48	ZS Property Holdings LLC		1,122
749 Brown St	120.43-1-49	ZS Property Holdings LLC		1,186
743 Brown St	120.43-1-50	ZS Property Holdings LLC		322
40 West Av	120.42-1-61	Rhema Life Community Church	44	

hereinafter referred to as the “Street Takings.”

WHEREAS, the City has considered the Street Takings proposal with regard to its public purpose and other factors pursuant to Article 2 of the EDPL, including consideration before the Council at a public hearing on June 13, 2024, and by other means as described herein;

WHEREAS, the Bull’s Head Urban Renewal Area (Area) was established in 2009 by Ordinance No. 2009-107 and its boundaries extended in 2017 by Ordinance No. 2017-5 for the purpose of revitalizing and redeveloping the part of the Bull’s Head neighborhood so designated and comprised of approximately 34 acres adjacent or proximate to the segment of West Main Street extending between the two offset intersections of West Main Street/Genesee Street/Brown Street and West Main Street/Chili Avenue/West Avenue/York Street;

WHEREAS, based on years of collaborative planning by residents, commercial establishments, other stakeholders and the City of Rochester (City), the City’s Department of Neighborhood and Business Development (NBD) prepared and this Council approved (in Ordinance No. 2018-230) the Bull’s Head Urban Renewal Plan (2018 Plan) as a conceptual first phase focusing on a targeted area within the eastern portion of the Area with a conceptual mixed land use plan and commencement of environmental due diligence and land acquisition to assemble marketable sites that suitably sized and situated for redevelopment;

WHEREAS, a national developer team engaged by the City, DevelopROC, LLC, has proposed a plan (Development Plan) for a mixed-use private development within the 2018 Plan’s targeted area comprised of approximately 12 acres of mostly City-owned land on two assembled parcels, one on the north side of West Main Street and bounded by Brown Street, Essex Street, Silver Street, and York Street and the second on the south side of West Main Street comprised of the former Bull’s Head Plaza;

WHEREAS, implementing the new Development Plan is expected to generate a significant increase in pedestrian, cyclist, and vehicular traffic for the transportation network within and surrounding the targeted area;

WHEREAS, consultants have undertaken various studies to evaluate the existing transportation conditions, deficiencies, and engineering considerations within and near the targeted area for the Development Plan, an effort that has been enhanced and funded by approximately \$7.5 million in Federal Transportation Improvement Program funding to enhance public infrastructure and accommodate new development in the targeted area;

WHEREAS, a May 2024 Draft Design Report for the Bull’s Head Revitalization Project (Draft Design Report), which was prepared by Erdmann Anthony and Associates with the cooperation of the City, the New York State Department of Transportation (NYSDOT) and the Federal Highway Administration (FHWA), presents and analyzes a Bull’s Head Revitalization Street Plan (Street Plan) that includes:

- realigning Brown Street;
- reconfiguring Danforth Street and Silver Street in association with the extension of Genesee Street north to form a new intersection;
- reconfiguring the two offset intersections of West Main Street/Brown Street/Genesee Street and West Main Street/Chili Avenue/West Avenue/York Street;
- installing a new street connection between York Street and Algonquin Street;
- removing Ruby Place and Kensington Street;
- milling and resurfacing the existing streets that are not being reconfigured or removed;
- adding amenities including dedicated bike lanes and improved lighting; and
- utility improvements and relocation as necessary.

WHEREAS, the Draft Design Report identifies project objectives that include:

1. improving vehicular operational and safety by reconfiguring two complex, offset signalized intersections and replacing the traffic signals using cost effective methods to reduce delay and to provide an acceptable level of service for a design period of 20 years;
2. addressing geometric deficiencies, particularly associated with skewed intersection approaches, long crossing distances, and limited sight distances;
3. improving and promoting multi-modal transportation access including accommodations for pedestrian, bicycle and transit facilities;
4. improving sidewalks, curbs and other street facilities in compliance with the Americans with Disabilities Act and its guidelines to improve the safety of pedestrian, bicycle and motor vehicle traffic;
5. improving the urban streetscape and public realm of the street network including enhancements to lighting, landscape, and other amenities to support revitalization;
6. promoting reinvestment in the adjacent existing and new development land parcels by increasing the capacity and improving the geometry of the street network;
7. addressing geometric deficiencies at the offset intersections to improve traffic flow, reduce vehicular congestion, and improve street safety; and
8. improving the visual quality of the built environment and adjoining streetscape.

WHEREAS, the City and its consultants evaluated the following design alternatives for whether they would accomplish the Project objectives;

- No Build/Maintenance – Under this alternative, the City would retain and conduct routine maintenance on the current configuration of streets in the Project area. This alternative was dismissed from further study for failure to satisfy Project objectives because the existing roadways do not have the capacity to handle the increased traffic from the planned private development of the area.
- Sub-alternative 1: The Street Plan as proposed except for placing a roundabout at the new the Brown Street/Genesee Street intersection and installing a second southbound lane to Genesee Street’s southbound approach to West Main Street. This subalternative was eliminated from further study because the roundabout’s proximity to the existing signalized West Main Street/Genesee Street intersection would result in southbound queues that would back up into the roundabout during peak hours and high volume events.
- Sub-alternative 2: The Street Plan as proposed except for creating an unsignalized intersection at the new Brown Street/Genesee Street intersection, realigning Brown Street through two simple curves to align with Genesee Street across West Main Street, extending Taylor Street south to meet Brown Street perpendicularly, and adding a northbound left turn lane on Brown Street to accommodate the high anticipated left turn volume for the proposed Development Plan. This alternative was eliminated from further study because the reverse curves on the realigned Brown Street would limit sight distances and the new intersection of Taylor Street with Brown Street would be located on a curve.

- Sub-alternative 3: The Street Plan as proposed except for extending Genesee Street and realigning Brown Street to meet at a new signalized intersection directly north of the existing West Main Street/Genesee Street intersection, configuring northbound Genesee Street to include one through lane and one right turn lane, configuring southbound Genesee Street and westbound Brown Street westbound for one lane in each direction, and configuring all of the streets approaching the intersection to have one receiving lane. This sub-alternative was assessed to be reasonable and worthy of further consideration.

WHEREAS, through the alternative evaluation process, the City has determined that the above described Street Plan alternative with its related Sub-alternative 3 are both reasonable alternatives and should remain under consideration for further evaluation as the Project proceeds to final design;

WHEREAS, the Project's review is being progressed as a National Environmental Policy Act (NEPA) Class II Categorical Exclusion action and, in accordance with programmatic agreement between the two agencies, NYSDOT will make the NEPA environmental determination on behalf of FHWA; and

WHEREAS, the Project's environmental review is being progressed as a State Environmental Quality Review (SEQRA) Act Type I action, with the City serving as lead agency; and

WHEREAS, the City has prepared and circulated to the involved agencies a Full Environmental Assessment Form (FEAF) and included in Part 3 thereof a preliminary Negative Declaration, supported by twenty pages of supporting analysis, which concludes that the Project does not present the potential for any significant adverse impact to the environments;

WHEREAS the City's Department of Environmental Services presented the complete FEAF with the preliminary Negative Declaration to the Rochester Environmental Commission (REC) for review pursuant to the City's Chapter 48 Environmental Review Ordinance and the REC voted to endorse the Negative Declaration at its May 6th meeting;

WHEREAS, the preferred Street Plan alternative would require the City to acquire real property ownership and/or easement interests from eleven private properties as listed above (Street Takings);

WHEREAS, the Street Takings are limited to strips and corner segments will not require the removal of any homes or businesses because the Street Plan's most significant street extensions and relocations run through properties already owned by the City;

WHEREAS, at a Public Information Meeting held on February 27, 2024, City representatives presented the proposed street design concepts and alternatives to the public and no attendee expressed concern about the proposed Street takings;

WHEREAS, after providing advance notice to the public by newspaper notices and the City website and mailed notice to each affected property owner in accordance with Article 2 of the Eminent Domain Procedure Law (EDPL), the City Council hosted a public hearing on June 13 in Council Chambers for the purpose of informing the public and soliciting public input on the public use to be served and public benefit to be obtained by the Project;

WHEREAS, the public hearing was conducted in accordance with the EDPL and persons in attendance were given an opportunity to speak and comment on the proposed Project and to examine documents presented; and

WHEREAS, the minutes of such public hearing were taken down and made available, together with the exhibits and other documents, if any, which were identified or made available during the oral presentation phase thereof, for inspection and examination by the public at the City Council Office, City Hall Room 301A, 30 Church Street, Rochester, New York;

WHEREAS, the City and NYSDOT intend to pursue the design process through to Final Design, at which time the precise boundaries and sizes of the necessary Street Takings will be known so that the City, or NYSDOT on its behalf, can initiate the acquisition process through negotiation or for the highest approved appraisal in accordance with the EDPL and, due to the Federal funding of the Project, in compliance with Federal requirements for eminent domain and the Uniform Relocation Act.

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

Section 1. The Council hereby makes the following determination and findings concerning the proposed Street Takings for the Bull's Head Revitalization Project:

1. The public use to be served is realigning, reconfiguring and improving the capacity of the street network in order to handle the increased demand anticipated in the Development Plan.
2. The benefits to be obtained and purposes to be served by the proposed public project are as follows:
 - a. Geometry. Reconfiguring the two offset intersections of West Main Street/Brown Street/Genesee Street and West Main Street/Chili Avenue/West Avenue/York Street will improve traffic flow and reduced congestion.
 - b. Operational. Addressing geometric deficiencies, particularly associated with skewed intersection approaches, long crossing distances, and limited sight distances.
 - c. Safety. The proposed intersection realignment would improve safety by simplifying travel through the Project area.
 - d. Complete streets. Improving sidewalks, curbs and other street facilities in compliance with the Americans with Disabilities Act and its guidelines to improve the safety of pedestrian, bicycle and motor vehicle traffic.
 - e. Urban streetscape. Improving the visual quality of the urban streetscape and public realm of the street network including enhancements to lighting, landscape, and other amenities to support revitalization.
 - f. Transit. Improving and promoting multi-modal transportation access including accommodations for pedestrian, bicycle and transit facilities.
3. The proposed Bull's Head Revitalization Project street improvements are located in the City of Rochester, Monroe County, New York, along the north side of West Main Street and bounded by Brown Street, Essex Street, Silver Street, and York Street.
4. Of the alternatives considered, the Street Plan as proposed and Sub-alternative 3, which modifies the Street Plan to extend Genesee Street and realign Brown Street to meet at a new signalized intersection directly north of the existing West Main Street/Genesee Street intersection, both are feasible and would satisfy the Project objectives, so that the choice can be made as part of final design.
5. The proposed Project is undergoing a thorough and proper review in accordance with the National Environmental Policy Act (NEPA) and the State Environmental Quality Review (SEQR) Act. The Project will not, individually or cumulatively, have a significant adverse environmental impact.
6. The Project's proposed Street Takings consist of strips and corner pieces that will not require the removal of any residential or commercial buildings nor relocating the occupants thereof. Compliance with the EDPL and with Federal eminent domain laws will assure just compensation to the affected property owners.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

Motion to discharge Int. No. 188 by Councilmember Patterson;

2nd by Councilmember Lupien.

Motion to discharge passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen

Ordinance No. 2024-173
Re: 2024-25 Annual Action Plan, Consolidated Community Development Plan

Council Priority: Rebuilding and Strengthening Neighborhood Housing; Jobs and Economic Development

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

Transmitted herewith for your approval is legislation related to the acceptance and programming of the City’s annual allocation of funding from the U.S. Department of Housing and Urban Development (HUD). This legislation will:

- 1) Approve the 2024-25 Annual Action Plan (“the Plan”) and authorize the submission of the Plan to HUD.
- 2) Authorize agreements with HUD necessary for the receipt and use of HUD funds to implement the Plan, including subsequent amendments to such agreements to extend the term or period of performance.

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

In June 2020, the City adopted a five-year strategic plan, the 2020-24 Consolidated Plan, that identifies priority needs and goals for community and economic development. It covers the period from July 1, 2020 through June 30, 2025.

The Annual Action Plan, which covers the period from July 1, 2024 to June 30, 2025, describes specific projects and activities that will be undertaken in the fifth program year of the Comprehensive Plan to address priority needs and goals.

The draft Annual Action Plan is available to download for review here:

<https://www.cityofrochester.gov/ConsolidatedPlan2020/>

Community input to inform the development of this plan was solicited via public hearing held on March 18, 2024. The draft plan was then posted for the required 30-day public review and comment period on May 13, 2024. An additional public hearing to review the draft plan was held on May 22, 2024. Input was also solicited via an online survey, email, and mail. The public comments we received are included in Attachment A.

A final public hearing on the 2024-25 Annual Action Plan is required to be held by City Council and will be held on June 13, 2024.

The breakdown of grant funding anticipated for 2024-25 by source is as follows:

Source	Funding Available
Community Development Block Grant (CDBG)	\$8,201,087
Home Investment Partnerships Program (HOME)	\$2,340,323
Emergency Solutions Grants (ESG)	\$714,761
Housing Opportunities for Persons with AIDS (HOPWA)	\$1,132,150

CDBG Program Income	\$250,000
HOME Program Income	\$225,000
TOTAL	\$12,863,321

Significant highlights of the 2024-25 Annual Action Plan include:

	HUD Grant Funding Type	Annual Budget
2024-25 Annual Action Plan Project		
Affordable Housing Development Fund	HOME	\$1,980,242
Demolition Program	CDBG	\$1,822,452
Housing Opportunities for Persons with AIDS (HOPWA)	HOPWA	\$1,098,186
Owner Occupant Rehab Program	CDBG	\$953,470
Emergency Solutions Grants (ESG)	ESG	\$714,761
Job Creation Youth Development	CDBG	\$403,273
Lead Hazard Control	CDBG	\$400,000
CHDO Reserve, HOME Rochester	HOME	\$351,049
Business Development Financial Assistance	CDBG	\$302,455

A public hearing is required.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AX-117

Ordinance No. 2024-173
(Int. No. 188)

Approving the 2024-25 Annual Action Plan

WHEREAS, there is pending before this Council a 2024-25 Annual Action Plan (Action Plan) to be funded with \$12,863,321 available to the City of Rochester from the federal Community Development Block Grant (CDBG), Home Investment Partnerships Program (HOME), Emergency Solutions Grant (ESG), Housing Opportunities for Persons with AIDS (HOPWA), CDBG Program Income, and HOME Program Income;

WHEREAS, the five-year Five Year Consolidated Plan/2020-2024 approved in June, 2020 by Ordinance No. 2020-153 (Consolidated Plan) identifies the priority needs and goals for community and economic development, and the Action Plan, which covers the period from July 1, 2024 to June 30, 2025, describes the projects and activities that will be taken to pursue those needs and goals during the Consolidated Plan’s fifth program year;

WHEREAS, the Action Plan has been prepared according to an approved Citizen Participation Plan and the Action Plan reflects the public comments received and the consultations that were conducted;

WHEREAS, the City has conducted an initial round of citizen participation activities beginning in March 2024 to inform the public about development of the Action Plan and the opportunities to participate, which included: the on-line posting of a public input survey from March 4, 2024 to June 13, 2024; hosting a public hearing in City Council Chambers on March 18, 2024; and posting on-line shortly thereafter the 26-page summary that was presented at the hearing;

WHEREAS, on May 13, 2024 the City issued a public notice sent to media outlets, the City's HUD email listserv, and posted to the City's Consolidated Plan Information webpage announcing the beginning of the required 30-day public display and comment period, that the draft Action Plan had been published for public review on-line and in person for download or printing by request at City Hall and the City's four Neighborhood Service Centers, and inviting the public to attend two public hearings regarding the draft plan and/or submit written comments during a period extending from May 13 to June 13, 2024;

WHEREAS, on May 22, 2024, the City hosted a second public hearing in the City Council Chambers to present the draft Action Plan and to solicit additional public comments;

WHEREAS, on June 13, 2024, the City Council hosted a third public hearing in the City Council Chambers to solicit additional public comments regarding the Action Plan;

WHEREAS, a final draft of the Action Plan along with a summary of the public comments and recommendations received during the public comment period has been presented to the City Council and posted on-line through the City's Consolidated Community Development Plan Information webpage;

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

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

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

Section 1. The Council hereby approves the 2024-25 Annual Action Plan and authorizes the submission of said Action Plan to the United States Department of Housing and Urban Development (HUD).

Section 2. The Council hereby authorizes the Mayor to enter into such agreements and to execute such documents as HUD shall require to allow the City to receive and use the funds necessary to implement the programs and projects set forth in the Action Plan and to amend such agreements and documents to extend the term or period of performance.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

By Vice President Harris
June 18, 2024

To the Council:

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

Int. No. 213 Authorizing an agreement for the Rundel Memorial Library Exterior Building Envelope Repairs project

Int. No. 214 Appropriating funds and authorizing an amendatory agreement for the Riverway Main to Andrews – East project

- Int. No. 215 Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$300,000 Bonds of said City to finance planning for a Riverway Main to Andrews – East Project
- Int. No. 217 Authorizing agreements and appropriations for the Broadway and South Union Street Improvement Project
- Int. No. 218 Resolution authorizing the implementation, and funding in the first instance 100% of the federal-aid and State "Marchiselli" Program-aid eligible costs, of the Broadway and South Union Street Improvement project's engineering design and construction administration services, and appropriating funds therefor
- Int. No. 219 Resolution authorizing the implementation and funding of a State "Marchiselli" Program-aid eligible transportation federal-aid project, the Broadway and South Union Street Improvement project's ROW incidental services, to fully fund the local share of federal- and state-aid eligible and ineligible project costs and appropriating funds therefor
- Int. No. 220 Authorizing agreements and appropriations for the Dewey Avenue and Emerson Street Improvement Project
- Int. No. 221 Resolution authorizing the implementation, and funding in the first instance 100% of the federal-aid and State "Marchiselli" Program-aid eligible costs, of a transportation federal-aid project, the Dewey Ave and Emerson Street Reconstruction and Intersection Improvements, and appropriating funds therefor
- Int. No. 222 Authorizing agreements with the Genesee Transportation Council for the Unified Planning Work Program and Local Road Safety Plan
- Int. No. 223 Authorizing an agreement relating to an Organics Management Plan
- Int. No. 224 Authorizing an agreement with the Rochester Housing Authority for commercial refuse and recycling services
- Int. No. 225 Authorizing an intermunicipal agreement with the County of Monroe for water testing services at Durand Eastman Beach
- Int. No. 226 Authorizing funding and agreements for the 2024 Summer Food Service Program
- Int. No. 227 Resolution adopting the Rochester Children's Indoor Bill of Rights
- Int. No. 228 Authorizing agreements relating to My Brother's Keeper Summer Growth and Development Program
- Int. No. 229 Appropriating 2024-25 Annual Action Plan funds and authorizing an agreement for the International Plaza
- Int. No. 230 Authorizing agreement for Youth Job Readiness Training
- Int. No. 231 Appropriating 2024-25 Annual Action Plan funds for the Roc Paint Division Mural Arts Program
- Int. No. 232 Authorizing agreement for spay and neuter services
- Int. No. 250 Authorizing a grant application relating to the Running Track railroad bridge conversion project

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

Respectfully submitted,
LaShay D. Harris
Willie J. Lightfoot
Mary Lupien (*voted against Int. No. 226*)
Michael A. Patterson (*voted against Int. No. 226*)
Miguel A. Meléndez, Jr. (*abstained from Int. No. 229*)
PEOPLE, PARKS & PUBLIC WORKS COMMITTEE

Received, filed and published.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2024-174
Re: Agreement - LeChase Construction Services, LLC - Rundel Memorial Library Exterior Building Envelope Repairs

Council Priority: Creating and Sustaining a Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area: Fostering Prosperity and Opportunity

Transmitted herewith for your approval is legislation establishing \$1,000,000 as maximum compensation for a professional services agreement LeChase Construction Services, LLC (William H. Goodrich, C.E.O., 205 Indigo Creek Drive, Rochester, New York), for construction management (CM) and resident project representation (RPR) services for the Rundel Memorial Library Exterior Building Envelope Repairs Project. The cost of the agreement will be funded with \$171,448 from bonds authorized in Ordinance No. 2020-81 and \$828,552 from ARPA funds authorized in Ordinance No. 2022-75.

The Rundel Memorial Library is a three-story, 120,000 square foot, architecturally significant building located adjacent to the Genesee River and the historic second Erie Canal aqueduct. The library and adjoining elevated terraces were completed in 1936 as a Federal Public Works Administration (PWA) project. It was listed in the National Register of Historic Places in 1985. Repair and rehabilitation of this important structure is critical to the overall revitalization of Rochester's downtown Genesee River corridor.

The Project will include, but is not limited to, repair, reconstruction and restoration of critical areas of the limestone and brick masonry parapets, roofing, flashings, original metal windows, and limited structural steel framing repairs. Work will occur on all building facades and the skylight court.

The Project was designed by Bero Architecture, PLLC, as authorized by Ordinance Nos. 2020- 80, 2021-408 and 2022-208.

LeChase Construction Services, LLC (William H. Goodrich, C.E.O., 205 Indigo Creek Drive, Rochester, New York) was selected for CM/RPR services through a request for proposal process, which is described in the attached summary.

Bids for construction were received on April 16, 2024. The base bid in the amount of \$6,802,228 has been recommended for award using existing appropriated funding. The apparent low bidder is DGA Builders, LLC (Greg Craig, C.E.O., 7612 County Road 42, Victor, New York).

This proposed legislation was developed by the Department of Environmental Services (DES) in collaboration with the Rochester Public Library (RPL).

Construction is anticipated to begin in summer 2024 and to be substantially complete in late 2025. This professional services agreement will result in the creation and/or retention of the equivalent of 10.9 full-time jobs.

The term of the agreement shall be three months after completion of the two-year guarantee inspection of the Project.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AX-118

Ordinance No. 2024-174
(Int. No. 213)

Authorizing an agreement for the Rundel Memorial Library Exterior Building Envelope Repairs project

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with LeChase Construction Services, LLC to provide construction management and resident project representation (RPR) services for the Rundel Memorial Library Exterior Building Envelope Repairs project (Project). The maximum compensation for the agreement shall be \$1,000,000, which shall be funded in the amounts of \$171,448 from the proceeds of City bonds appropriated in Ordinance No. 2020-81 and \$828,552 in American Rescue Plan Act funds appropriated in

Ordinance No. 2022-75. The term of the agreement shall continue to 3 months after completion of a 2-year guarantee inspection of the Project.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2024-175
Ordinance No. 2024-176
Re: Amendatory Agreement – T.Y. Lin International Engineering & Architecture, P.C. - Riverway Main to Andrews - East

Council Priority: Creating and Sustaining a Culture of Vibrancy
Comprehensive Plan 2034 Initiative Area: Fostering Prosperity and Opportunity

Transmitted herewith for your approval is legislation related to the Riverway Main to Andrews – East Project. This legislation will:

1. Appropriate \$100,000 in anticipated reimbursements from ROC the Riverway / Upstate

Revitalization Initiative (URI) funding administered by the New York State Department of State (NYSDOS) to finance a portion of the final engineering and design services for the Project; and,

2. Authorize the issuance of bonds totaling \$300,000 and the appropriation of the proceeds thereof to finance a portion of the final engineering and design services for the Project; and,
3. Authorize an amendatory professional services agreement with T.Y. Lin International Engineering & Architecture, P.C. (Dennis Kennelly, Vice President, 255 East Avenue, Rochester, New York) to provide additional engineering and design services for the project including final engineering and design services, contract documents and bidding phase services related to the Project. The original agreement for \$350,000 was authorized by Ordinance No. 2021-404. This amendment will increase the compensation by \$400,000, to a maximum total of \$750,000. The cost of the amendatory agreement will be funded from the sources outlined in the chart below.

The ROC the Riverway Project, also known as Genesee Crossroads Park Revitalization, includes a multi-phased plan for upgrades to Genesee Crossroads Park on the east side of the Genesee River between East Main Street and Andrews Street, including a new link in the Genesee Riverway Trail system. The existing riverside pedestrian promenade will be upgraded to meet current multi-use trail design standards, including full ADA accessibility. The Project will also include a redesign of the aging greenspace to create a more attractive, vibrant public space.

Additional Council approval will be required for a resident project representative (RPR) professional services agreement and to appropriate additional grant funding and bonds for construction administration, construction, and RPR services.

The Project will be funded as follows:

Funding Source	Engineering & Design	Construction	CM/RPR	Total
URI / NYSDOS appropriated Ordinance No. 2021-404	\$350,000	0	0	\$350,000
URI / NYSDOS authorized herein	\$100,000	0	0	\$100,000
Bonds authorized herein	\$300,000	0	0	\$300,000
URI / NYSDOS grant to be appropriated		\$3,000,000	\$300,000	\$3,300,000
Bonds to be authorized		\$1,000,000	\$100,000	\$1,100,000
Total	\$750,000	\$4,000,000	\$400,000	\$5,150,000

Consultant services for design of the Project began in January 2023. Final design of the project is anticipated to begin in summer 2024. The professional services amendatory agreement will result in the creation and/or retention of the equivalent of 4.1 full-time jobs.

The term of the agreement shall be three months after completion of the two-year guarantee inspection of the Project.

Respectfully submitted,
 Malik D. Evans
 Mayor

Attachment No. AX-119

Ordinance No. 2024-175
(Int. No. 214)

Appropriating funds and authorizing an amendatory agreement for the Riverway Main to Andrews – East project

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

Section 1. The Council hereby appropriates the sum of \$100,000 from anticipated reimbursements from the ROC the Riverway/Upstate Revitalization Initiative (URI) administered by the New York State Department of State to fund final engineering and design services for the Riverway Main to Andrews – East Project (Project).

Section 2. The Mayor is hereby authorized to enter into an amendatory professional services agreement with T.Y. Lin International Engineering & Architecture, P.C. to provide additional services for the Project. The amendatory agreement shall amend the existing agreement authorized in Ordinance No. 2021-404 to provide for additional engineering and design services, including final engineering and design, contract documents and bidding phase services, and to increase the maximum compensation by \$400,000 to a new total of \$750,000. The amendatory compensation shall be funded in the amounts of \$100,000 from the funds appropriated in Section 1 herein and \$300,000 from the proceeds of bonds appropriated in a concurrent bond ordinance.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

Ordinance No. 2024-176
(Int. No. 215)

Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$300,000 Bonds of said City to finance planning for a Riverway Main to Andrews – East Project

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance a portion of the costs of preparing the surveys, plans, specifications and estimates necessary for devising capital improvements to the pedestrian promenade and greenspace of the Genesee Crossroads Park on the east side of the Genesee River to be called the Riverway Main to Andrews – East Project (the "Project"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$750,000. The plan of financing includes the issuance of \$300,000 bonds of the City, which amount is hereby appropriated therefor, \$350,000 in reimbursements from the ROC the Riverway/Upstate Revitalization Initiative (URI) appropriated to the Project in Ordinance No. 2021-404, \$100,000 in anticipated reimbursements from the URI appropriated to the Project in a concurrent ordinance 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 \$300,000 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 \$300,000. 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.62 of the Law, is five (5) 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. 2024-177
Re: Charles Carroll Plaza Renaming - Official Map Amendment – Park Renaming

Council Priority: Creating and Sustaining a Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area: Sustaining Green and Active Systems

Transmitted herewith for your approval is legislation related to amending the Official Map by renaming Major Charles Carroll Plaza, located at 69 Andrews Street, to Austin Steward Plaza. Austin Steward, born into slavery in 1793 was one of Rochester's first prominent black business owners. An entrepreneur who not only gained freedom from slavery, but opened a successful business, a meat market and general store in Rochester on Main Street. Steward operated the first school for black children in Rochester, and wrote his memoir, 22 Years a Slave and 40 Years a Freeman, which was first published in 1857. Steward died a freeman in 1869, and was buried in Canandaigua.

Resolution No. 2021-30 was adopted to encourage survey of public places that commemorate slaveholders; to identify those who deserve recognition as replacement namesakes for those public places; and to submit an Official Map Amendment (OMA) to rename Charles Carroll Plaza for Austin Steward, for James McCuller, or for a deserving person identified by the City Historian. The renaming of the plaza for Austin Steward was recommended by the Rochester Civil Rights Heritage Committee, which includes the City Historian, at the October 15, 2023 meeting.

The City Planning Commission (CPC), at its April 29, 2024 meeting, recommended approval of renaming Major Charles Carroll Plaza to Austin Steward Plaza by a vote of 7-0-0. The OMA Application, CPC Recommendation, and CPC Meeting Minutes are attached.

The renaming shall take effect upon the City Engineer or the City Engineer's designee affirming the satisfaction of conditions necessary for advancing the public interest and maintaining the general welfare.

A Public hearing is required.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AX-120

Ordinance No. 2024-177
(Int. No. 216)

Amending the Official Map to rename Major Charles Carroll Plaza

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

Section 1. Chapter 76 of the Municipal Code, Official Map or Plan, as amended, is hereby further amended by changing the name of Major Charles Carroll Plaza, located at 69 Andrews Street and designated as SBL No. 106.79-1-65, to Austin Steward Plaza.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2024-178
Resolution No. 2024-33
Resolution No. 2024-34

Re: Broadway and South Union Street Improvement Project Broadway (South Goodman Street to South Union Street), South Union Street (Broadway to Monroe Avenue)

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area: Sustaining Green and Active Systems

Transmitted herewith for your approval is legislation related to the Broadway and South Union Street Improvement Project. This legislation will:

1. Authorize the Mayor to enter into an agreement with the New York State Department of Transportation (NYSDOT) necessary to participate in and administer the Project; and,
2. Appropriate \$678,912 in anticipated reimbursements from the Federal Highway Administration (FHWA) to finance a portion of engineering design and construction administration services for the Project; and,
3. Appropriate \$132,417 in anticipated reimbursements from the New York State (NYS) Marchiselli Aid Program to finance a portion of engineering design, construction administration and right-of-way incidental services for the Project; and,
4. Establish \$9,103 as maximum compensation for an agreement with the NYSDOT to participate in and administer a portion of the right-of-way incidental services for the Project. The cost of the agreement will be funded with \$5,121 of NYS Marchiselli Aid appropriated herein and \$3,982 of 2024-25 Cash Capital, contingent upon approval of the 2024-25 budget; and,
5. Establish \$1,075,000 as maximum compensation for a professional services agreement with T.Y. Lin International Engineering & Architecture, P.C. (Dennis Kennelly, Vice President, 255 East Avenue, Rochester, New York) for engineering design and construction administration services related to the Project. The cost of the agreement will be funded with \$678,912 of FHWA funds appropriated herein, \$127,296 of NYS Marchiselli Aid appropriated herein and \$268,792 of 2024-25 Cash Capital, contingent upon approval of the 2024-25 budget; and,
6. Approve a resolution, in a form that is required by 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.

This is a Federal Aid project administered by the City under agreement with NYSDOT. Design and right-of-way includes federal and state funds. Construction and resident project representation (RPR) services may be partially funded by Monroe County in accordance with Section 131-k of the New York State Highway Law as well as federal aid if additional funds become available.

The Project includes, but is not limited to, pavement reconstruction, milling and resurfacing of the pavement, curbs, sidewalks, curb ramps, catch basins, street lighting, signal upgrades, signage, water main, water services, anodes, hydrants, adjustment and repair of manholes, catch basins and water valve castings, and other various improvements as funding allows. The addition of bicycle facilities will be evaluated during preliminary design. These improvements will enhance the surface drainage and riding quality of the roadway, improve accessibility for all users, and expand the useful life of the pavement structure.

T.Y. Lin International Engineering & Architecture, P.C. was selected to provide engineering design and construction administration services through a request for proposals process from the NYSDOT list of pre-approved regional engineering firms, which is described in the attached summary.

Design is anticipated to begin in summer 2024. Construction is anticipated to begin in spring 2027 pending right-of-way acquisition. This professional services agreement will result in the creation and/or retention of the equivalent of 11.7 full-time jobs.

The term of the agreement shall be six months after final completion of the Project.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AX-121

Ordinance No. 2024-178
(Int. No. 217)

Authorizing agreements and appropriations for the Broadway and South Union Street Improvement Project

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the New York State Department of Transportation (NYSDOT) to participate in and administer Federal Highway Administration (FHWA) funding for the Broadway and South Union Street Improvement Project (Project).

Section 2. The Council hereby appropriates \$678,912 in anticipated reimbursements from the FHWA to fund a portion of the engineering design and construction administration services for the Project.

Section 3. The Council hereby appropriates \$132,417 in anticipated reimbursements from the NYS Marchiselli Aid Program to fund a portion of the engineering design, construction administration and right-of-way incidental services for the Project.

Section 4. The Mayor is hereby authorized to enter into an agreement with NYSDOT to administer a portion of the right-of-way incidental services for the Project. The maximum compensation to NYSDOT for the agreement shall be \$9,103, which shall be funded in the amounts of \$5,121 from the NYS Marchiselli funds appropriated in Section 3 hereof and \$3,982 of 2024-25 Cash Capital, contingent upon approval of the 2024-25 Budget.

Section 5. The Mayor is hereby authorized to enter into a professional services agreement with T.Y. Lin International Engineering & Architecture, P.C. to provide engineering design and construction administration services for the Project. The maximum compensation for the agreement shall be \$1,075,000, which shall be funded in the amounts of \$678,912 from the FHWA reimbursements appropriated in Section 2 herein, \$127,296 from the Marchiselli Aid appropriated in Section 3 herein and \$268,792 of 2024-25 Cash Capital, contingent upon approval of the 2024-25 Budget. The term of the agreement shall continue until 6 months after final completion of the Project.

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

Section 7. This ordinance shall take effect immediately.

Passed unanimously.

Resolution No. 2024-33
(Int. No. 218)

Resolution authorizing the implementation, and funding in the first instance 100% of the federal-aid and State "Marchiselli" Program-aid eligible costs, of the Broadway and South Union Street Improvement project's engineering design and construction administration services, and appropriating funds therefor

WHEREAS, a project for the Broadway and South Union Street Improvement project, P.I.N. 4CR0.23 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds; and

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

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 federal and non-federal share of the cost of engineering design and construction administration services for the Project or portions thereof;

THAT the sum of \$1,075,000 is hereby appropriated from Ordinance No. 2024-178 and made available to cover the cost of participation in the above phase of the Project.

THAT in the event the full federal and non-federal share costs of the Project exceed the amount appropriated above, this Council shall convene as soon as possible to appropriate said excess amount immediately upon notification by the City Engineer thereof;

THAT the Mayor of the City of Rochester be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the City of Rochester with NYSDOT 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 the non-federal share 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 shall be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project; and

THAT this Resolution shall take effect immediately.

Adopted unanimously.

Resolution No. 2024-34
(Int. No. 219)

Resolution authorizing the implementation and funding of a State "Marchiselli" Program-aid eligible transportation federal-aid project, the Broadway and South Union Street Improvement project's ROW incidental services, to fully fund the local share of federal- and state-aid eligible and ineligible project costs and appropriating funds therefor

WHEREAS, a project for the Broadway and South Union Street Improvement project, P.I.N. 4CR0.23 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds; and

WHEREAS, the City of Rochester desires to advance the Project by making a commitment of 100% of the non-federal share of the cost of ROW incidental services work for the Project or portions thereof, with the federal share of such costs to be applied directly by the New York State Department of Transportation ("NYSDOT") pursuant to Agreement.

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 full non-federal share of the cost of ROW incidental services work for the Project or portions thereof;

THAT the sum of \$9,103.00 is hereby appropriated pursuant to Ordinance No. 2024-178 and made available to cover the cost of participation in the above phase of the Project.

THAT in the event the non-federal share costs of the Project exceed the amount appropriated above, this Council shall convene as soon as possible to appropriate said excess amount immediately upon notification by the City Engineer thereof;

THAT the Mayor of the City of Rochester be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the City of Rochester with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of Project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefor that are not so eligible;

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

THAT this Resolution shall take effect immediately.

Adopted unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2024-179

Resolution No. 2024-35

Re: Dewey Avenue and Emerson Street Improvement Project

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area: Sustaining Green and Active Systems

Transmitted herewith for your approval is legislation related to the Dewey Avenue and Emerson Street Improvement Project. This legislation will:

1. Authorize the Mayor to enter into an agreement with the New York State Department of Transportation (NYSDOT) necessary to participate in and administer the Project; and,
2. Appropriate \$332,880 in anticipated reimbursements from the Federal Highway Administration (FHWA) to finance a portion of the final design and construction administration services for the Project; and,
3. Appropriate \$62,415 in anticipated reimbursements from the New York State (NYS) Marchiselli Aid Program to finance a portion of the final design and construction administration services for the Project; and,

4. Authorize an amendatory professional services agreement with Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C. (Joseph Dopico, CEO, 280 East Broad Street, Rochester, New York) to provide final engineering design and construction administration services for the Project. The original agreement for \$550,000 was authorized in Ordinance No. 2023-70 and was for preliminary engineering design services. This amendment will increase the compensation by \$825,000 to a maximum total of \$1,375,000. The cost of the amendatory agreement will be funded with \$332,880 in FHWA funds appropriated herein, \$62,415 in NYS Marchiselli Aid Program funds appropriated herein and \$429,705 of 2023-24 Cash Capital; and,
5. Approve a resolution, in a form that is required by the NYSDOT, committing 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.

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

The Project includes, but is not limited to, pavement reconstruction, intersection realignment, curbs, sidewalks, curb ramps, catch basins, street lighting, signal upgrades, signage, water anodes, hydrants, adjustment and repair of manholes, catch basins, water valve castings, the addition of bicycle facilities and other various improvements as funding allows. These improvements will enhance traffic safety and efficiency, improve the surface drainage and riding quality of the roadway, improve accessibility, and enhance the streetscape.

The first public meeting for the project was held on April 11, 2024. A copy of the meeting minutes are attached.

Preliminary design services began in summer 2023. Final design services are anticipated to begin in summer 2024. Construction is anticipated to begin in 2026 or 2027 pending right-of-way acquisition. This amendatory agreement will result in the creation and/or retention of the equivalent of 9.0 full-time jobs.

The term of the agreement shall remain six months after final completion of the Project.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AX-122

Ordinance No. 2024-179
(Int. No. 220)

Authorizing agreements and appropriations for the Dewey Avenue and Emerson Street Improvement Project

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the New York State Department of Transportation (NYSDOT) to participate in and administer Federal Highway Administration (FHWA) funding for the Dewey Avenue and Emerson Street Improvement Project (Project).

Section 2. The Council hereby appropriates \$332,880 in anticipated reimbursements from the FHWA to fund a portion of the final design and construction administration services for the Project.

Section 3. The Council hereby appropriates \$62,415 in anticipated reimbursements from the NYS Marchiselli Aid Program to fund a portion of the final design and construction administration services for the Project.

Section 4. The Mayor is hereby authorized to enter into an amendatory professional services agreement with Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C. to provide additional services for the Project. The amendatory agreement shall amend the existing agreement authorized in Ordinance No. 2023-70 to add final engineering design and construction administration services to the scope of work and to increase the maximum compensation by \$825,000 to a new total of \$1,375,000. The amendatory compensation shall be funded in the amounts of \$332,880 from the FHWA reimbursements appropriated in Section 2 herein, \$62,415 from the Marchiselli Aid appropriated in Section 3 herein and \$429,705 of 2023-24 Cash Capital. The term of the agreement shall continue until 6 months after final completion of the Project.

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

Section 6. This ordinance shall take effect immediately.

Passed unanimously.

Resolution No. 2024-35
(Int. No. 221)

Resolution authorizing the implementation, and funding in the first instance 100% of the federal-aid and State “Marchiselli” Program-aid eligible costs, of a transportation federal-aid project, the Dewey Ave and Emerson Street Reconstruction and Intersection Improvements, and appropriating funds therefor

WHEREAS, a Project for the Dewey Ave and Emerson Street Reconstruction and Intersection Improvements identified as PIN 4CR0.20 (the “Project”) is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 80 % Federal funds and 20% non-federal funds; and

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

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 federal and non-federal share of the cost of final design and construction administrations services work for the Project or portions thereof;

THAT the sum of \$1,375,000 is hereby appropriated pursuant to Ordinance No. 2023-70 as amended by Ordinance No. 2024-179 and made available to cover the cost of participation in the above phase of the Project;

THAT, in the event the full federal and non-federal 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 Federal Aid and/or Marchiselli Aid on behalf of the City of Rochester with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the

municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefor that are not so eligible;

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

THAT this Resolution shall take effect immediately.

Adopted unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2024-180

Re: Agreements – Genesee Transportation Council

Council Priority: Creating and Sustaining a Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area: Sustaining Green and Active Systems

Transmitted herewith for your approval is legislation to:

1. Establish \$90,000 as maximum compensation for an agreement with the Genesee Transportation Council (GTC, Executive Director Jim Stack, Rochester, NY) for participation in four transportation planning projects funded through GTC's Unified Planning Work Program (UPWP) for 2024-25. The cost of the agreement will be financed with \$55,000 from 2023-24 Cash Capital, \$20,000 from the 2023-24 budget of the Mayor's Office, and \$15,000 from the 2023-24 budget of the Department of Neighborhood and Business Development; and,
2. Establish \$30,000 as maximum compensation for a separate agreement with GTC for participation in a project to develop a Local Road Safety Plan for the City of Rochester. The cost of the agreement will be financed with \$30,000 from the 2023-24 budget of the Department of Environmental Services.

Each of the four UPWP transportation planning projects requires local funds as indicated below. The planning projects are:

- A. Americans with Disabilities (ADA) Right-of-Way Transition Plan, which will create a plan to bring curb ramps, street intersections, bus stops, and sidewalks within the City of Rochester into compliance with the ADA (\$15,000).
- B. Joseph Avenue ArtWalk Master Plan, which will create a pragmatic plan to redesign the Joseph Avenue corridor between Clifford Avenue and Norton Street to support community- driven arts initiatives (\$15,000).
- C. Genesee Riverway Trail North Completion Study, which will develop a plan to complete a seamless Genesee Riverway Trail (GRT) along the approximately 8.5-mile-long corridor north of downtown Rochester (\$10,000).
- D. Inner Loop North Mobility and Development Strategy, which will develop a strategy for mobility enhancements, land use, and potential redevelopment along the former expressway to align with the transformation of the Inner Loop North corridor's transportation infrastructure (\$15,000). The \$20,000 provided by the Mayor's Office and \$15,000 from the Department of Neighborhood and

Business Development will fund additional work on a development strategy for the Inner Loop North corridor beyond the scope of the GTC-funded project.

The \$90,000 authorized herein will leverage \$430,000 in Federal transportation planning funds for a total of \$520,000 to be administered by GTC for the four UPWP projects. Department of Environmental Services staff will manage the ADA Right-of-Way Transition Plan and Joseph Avenue ArtWalk Master Plan; the Office of City Planning will manage the Genesee Riverway North Trail Completion Study; and the Department of Neighborhood and Business Development will manage the Inner Loop North Mobility and Development Strategy. GTC staff will oversee contract administration.

The \$30,000 authorized herein will leverage approximately \$150,000 in federal SS4A funds for an approximate total of \$180,000 to be administered by GTC for the Local Road Safety Plan. GTC was recently awarded \$1.75 million in federal Safe Streets and Roads for All (SS4A) grant funding for a Regional Safety Program that includes development of Local Road Safety Plans for the City of Rochester and all counties within GTC's nine-county region. The Local Road Safety Plan will include crash site assessments, road safety audits, and recommendations to improve road safety. GTC requested that each jurisdiction receiving a Local Road Safety Plan provide a local funding.

The UPWP transportation planning projects are anticipated to be substantially complete in summer 2025. The Local Road Safety Plan is anticipated to be substantially complete in spring 2025. Combined, these planning projects will result in the creation and/or retention of the equivalent of 7.2 full-time jobs.

Respectfully submitted,
Malik D. Evans
Mayor

Ordinance No. 2024-180
(Int. No. 222)

Authorizing agreements with the Genesee Transportation Council for the Unified Planning Work Program and Local Road Safety Plan

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the Genesee Transportation Council (GTC) for the City to participate in the following four transportation planning projects funded through GTC's Unified Planning Work Program:

Americans with Disabilities Act Right-of-Way Transition Plan;
Joseph Avenue ArtWalk Master Plan;
Genesee Riverway Trail Completion Study; and
Inner Loop North Mobility and Development Strategy.

The maximum compensation for the agreement shall be \$90,000 funded in the amounts of \$55,000 from 2023-24 Cash Capital, \$20,000 from the 2023-24 Budget of the Mayor's Office, and \$15,000 from the 2023-24 Budget of the Department of Neighborhood and Business Development.

Section 2. The Mayor is hereby authorized to enter into an agreement with GTC to participate in a project to develop a Local Road Safety Plan for the City. The maximum compensation for the agreement shall be \$30,000 funded from the 2023-24 Budget of the Department of Environmental Services.

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.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2024-181

Re: Professional Services Agreement – Organics Management Plan

Comprehensive Plan 2034 Initiative Area: Sustaining Green and Active Systems

Transmitted herewith for your approval is legislation related to the implementation of the City of Rochester's Community-wide Climate Action Plan (CAP). This legislation will establish \$60,000 as maximum compensation for an agreement with Barton & Loguidice, D.P.C., (John Brusa, Jr., C.E.O., 11 Centre Park, Suite 203, Rochester, NY) to assist with the development of an Organics Management Plan.

By investing in an Organics Management Plan, the City will develop strategies and implementation actions to reduce the amount of food waste entering the landfill, increase organics recycling, lower disposal costs, and lower landfill greenhouse gas emissions. This project directly supports the goals of the City of Rochester CAP and builds upon the City's existing efforts, including the Organics Feasibility Study, the Food Waste Reduction Education Pilot project, and the Residential Organics Recycling (ROC City Compost) Program, to divert organics away from the landfill and increase public awareness of the benefits of organics recycling.

In March 2024, the City's Office of Energy and Sustainability solicited proposals to develop the Organics Management Plan. Barton & Loguidice was selected based on the quality and thoroughness of their proposal, experience and expertise of the proposed project team, ability to meet the City's schedule, and the reasonableness of the cost of their proposal. The cost of the agreement will be financed with \$30,000 of New York State Department of Environmental Conservation Climate Smart Communities Program grant funds appropriated in August 2022 via Ordinance No. 2022-248 and \$30,000 in 2021-22 Cash Capital.

The Organics Management Plan is anticipated to be complete by July 2026.

The agreement will have an initial term of two years with provisions for a renewal for an additional one-year period based on mutual written agreement.

Respectfully submitted,
Malik D. Evans
Mayor
Attachment No. AX-123

Ordinance No. 2024-181
(Int. No. 223)

Authorizing an agreement relating to 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 professional services agreement with Barton & Loguidice, D.P.C. to assist with the development of an Organics Management Plan. The agreement shall have a term of two years with the option to extend for an additional one-year period. The maximum compensation for the agreement shall be \$60,000 to be funded in the amounts of \$30,000 from funds appropriated for the purpose in Ordinance No. 2022-248 and \$30,000 from 2021-22 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:

Re: Ordinance No. 2024-182
Inter Municipal Agreement – Rochester Housing Authority

Council Priority: Rebuilding and Strengthening Neighborhood Housing

Transmitted herewith for your approval is legislation authorizing an inter-municipal agreement with Rochester Housing Authority (RHA), located in Rochester, NY, (Shawn Burr, Executive Director), for the City's provision of commercial refuse and recycling services. The City shall provide collection services for all of the one (1)-, two (2)-, and three (3)- family homes and commercial properties owned by RHA. The City receives approximately \$525,000 in revenue annually for these services. RHA shall pay the standard rates for collection that are applicable at the time of service.

The term of the agreement shall be for one (1) year with the option of five (5) one-year renewal periods if both parties agree. The original agreement was authorized in August 2004 (Ordinance No. 2004-286). The most recent agreement was authorized in June 2018 (Ordinance No. 2018- 201), and shall expire July 31, 2024.

Respectfully submitted,
Malik D. Evans
Mayor

Ordinance No. 2024-182
(Int. No. 224)

Authorizing an agreement with the Rochester Housing Authority for commercial refuse and recycling services

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the Rochester Housing Authority whereby the City will collect and dispose of solid waste and recyclable materials generated at Rochester Housing Authority facilities for one year, with options to renew for up to five additional one-year extensions.

Section 2. The agreement shall obligate the Rochester Housing Authority to pay to the City the standard rates applicable at the time of service.

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. 2024-183
Re: Inter-municipal Agreement – Monroe County, Durand Eastman Beach Water Testing

Council Priority: Rebuilding and Strengthening Neighborhood Housing

Transmitted herewith for your approval is legislation establishing \$10,000 as maximum annual compensation for an inter-municipal agreement with Monroe County for water testing services at Durand Eastman Beach. The cost of this agreement will be funded from the 2024-25 Budget of the Department of Recreation and Human Services (DRHS). The term of this agreement will be for one year, with the option of three one-year renewals to be funded by subsequent budgets of DRHS, contingent upon their approval.

Under the agreement, the Monroe County Department of Public Health will collect water samples daily between the months of June through September at locations determined by the Monroe County Department of Public Health along the beach to determine water quality and clarity. This data, and historical data, will be utilized to determine if the beach will be open for swimming. In addition, the County will continue to operate a telephone hotline that provides information on swimming conditions at both Durand Eastman Beach and Ontario Beach Park.

These services were last authorized by City Council Ordinance No. 2019-40 adopted on February 20, 2019.

Respectfully submitted,
Malik D. Evans
Mayor

Ordinance No. 2024-183
(Int. No. 225)

Authorizing an intermunicipal agreement with the County of Monroe for water testing services at Durand Eastman Beach

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 water testing services at Durand Eastman Beach in the maximum annual amount of \$10,000. The agreement shall have a term of 1 year with an option to extend for up to three additional periods of 1 year each. The cost of the agreement for the initial term shall be funded from the 2024-25 Budget of the Department of Recreation and Human Services (DRHS) contingent upon approval. The cost for each year of the optional extended term, shall be funded from the subsequent years' Budget of DRHS contingent upon the approval thereof.

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:

Re: Agreement - Summer Food Service Program

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 2024 Summer Food Service Program. This legislation will:

1. Authorize a grant agreement with the New York State Department of Education for the receipt and use of \$261,213 in anticipated reimbursements for the 2024 Summer Food Service Program (SFSP) operated by the City of Rochester. The funds will be used for the procurement and delivery of meals, the salaries of City summer staff consisting of one coordinator, three monitors, and a clerk; refuse pickup; mileage; outreach; and supplies. These funds were anticipated and included in the proposed 2024-25 Budget of the Department of Recreation and Human Services.
2. Establish \$200,000 as maximum compensation for an agreement with the Rochester City School District (RCSD) for the preparation and delivery of breakfasts and lunches. The term of the agreement will not exceed one year and the cost of this agreement will be funded by 2024-25 Budget of Department of Recreation and Human Services (DRHS), contingent upon approval and the grant funds authorized herein.

SFSP provides free breakfast and lunch to city children aged 18 and under. The program is administered by the City and reimbursed by the State Education Department, using federal funding. This year, the City’s SFSP will operate from July 1, 2024 through August 23, 2024 and meals will be served at City R-Centers, camps, and special programs.

The federal reimbursement rates and projected numbers of meals for this year are as follows:

	<u>Meals</u>	<u>Rate per Meal</u>	<u>Reimbursement</u>
Breakfast	30,011	\$2.9225	\$87,707.15
Lunch	33,560	\$5.1700	<u>\$173,505.20</u>
			\$261,212.35

In addition to the City’s Summer Meals program. The City continues to partner with Summer Meals Collaborative to promote the program and increase the number of meals served each year.

The 2023 program was authorized via City Council Ordinance No. 2023-211.

Respectfully submitted,
Malik D. Evans
Mayor

Ordinance No. 2024-184
(Int. No. 226)

Authorizing funding and agreements for the 2024 Summer Food Service Program

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the New York State Department of Education for the receipt and use of funds in the amount of \$261,213, which is hereby appropriated to implement the 2024 Summer Food Service Program (Program).

Section 2. The Mayor is hereby authorized to enter into a professional services agreement with the Rochester City School District for the preparation and delivery of meals for the Program. The maximum

compensation for the agreement shall be \$200,000, which shall be funded by the 2024-25 Budget of the Department of Recreation and Human Services, contingent upon its approval.

Section 3. The term of each agreement shall not exceed one year.

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

Section 5. This ordinance shall take effect immediately.

Pass unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Resolution No. 2024-36

Re: Resolution - The Children's Indoor Bill of Rights

Council Priority: Creating and Sustaining a Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is a resolution adopting the Children's Indoor Bill of Rights as an extension of the City's commitment to providing facility enhancements and safety in City of Rochester's neighborhood R-Centers.

The Search Institute has outlined 40 developmental assets that help young people grow up to be healthy, caring and responsible citizens. These assets include: (a) constructive use of time, (b) supportive adult relationships, and (c) having a safe space in their neighborhood where they feel valued and empowered.

In April 2021, with Ordinance No. 2021-15, the Rochester Children's Outdoor Bill of Rights was adopted by City Council. By doing this, Rochester joined cities across the country including Austin, San Francisco, Salt Lake City and Baltimore in embracing the importance that nature access plays a large role in the health and well-being of its youngest residents. In June 2024, we seek to set a precedence as being one of the first cities in America to adopt an Indoor Bill of Rights for our R-Centers.

In 2019, the Rochester 2034 Comprehensive Plan was adopted by the City Council. The plan outlines that schools and other community centers are facilities that play an integral role in the health and vitality of neighborhoods and the city overall. The City's neighborhood R-Centers are significant assets within this framework.

In collaboration with the Mayor's Youth Advisory Council, Youth Voice One Vision (YVOV), and R-Center youth, with support from Common Ground Health, the City of Rochester has created a Children's Indoor Bill of Rights. R-Centers are key locations in our neighborhoods across the city that can be hubs for community health and wellness. R Centers should promote the physical and social emotional health of teens through mental health, nutrition and physical activity supports.

The Bill of Rights establishes a blueprint of activities, experiences, and environments all children have the right to experience in the R-Centers.

It serves as a tool to help guide priorities and decisions regarding R-Center programming, policies and environments. The full Children's Bill of Rights is attached.

Respectfully submitted,
Malik D. Evans

Mayor

Attachment No. AX-124

Resolution No. 2024-36
(Int. No. 227)

Resolution adopting the Rochester Children’s Indoor Bill of Rights

WHEREAS, the *Rochester 2034* Comprehensive Plan identifies schools and other community centers such as R-Centers as facilities that play an integral role in the health and vitality of neighborhoods and the city overall;

WHEREAS, R-Centers are well suited to provide three of the key developmental assets that the Search Institute has identified as necessary to help young people grow up to be healthy, caring and responsible citizens:

- (a) constructive use of time,
- (b) supportive adult relationships, and
- (c) having a safe space in their neighborhood where they feel valued and empowered.

WHEREAS, R-Centers should promote the physical and social emotional health of teens by promoting mental health, nutrition and physical activity; and

WHEREAS, the City of Rochester, in collaboration with the Mayor’s Youth Advisory Council, Youth Voice One Vision (YVOV), Common Ground Health, and R-Center youth, has created a Children’s Indoor Bill of Rights to specify the activities, experiences, and environments all children have the right to experience in the R-Centers.

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

Section 1. The Council hereby adopts the Rochester Children’s Indoor Bill of Rights, which establishes the activities, experiences, and environments all children have the right to experience in City R-Centers, including:

- Safe & Welcoming Environments;
- Healthy Relationships with staff;
- Opportunities to explore their potential;
- Job training & exploration;
- Healthy and culturally responsive meals;
- Healthy snack options;
- Learn about ways to advance a healthy food system;
- Variety of ways to move their bodies;
- Vibrant indoor and outdoor environments that support physical activity; and
- A space for continuous feedback and suggestions from youth

Section 2. The Children’s Outdoor Bill of Rights shall serve as a tool to guide policy, investments, and decision making regarding City efforts to sustain and improve its R-Centers.

Section 3. This resolution shall take effect immediately.

Adopted unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2024-185

Re: Agreements - Youth Summer Growth and Development Program

Council Priority: Support the Creation of Effective Educational Systems

Comprehensive Plan 2034 Initiative Area: Fostering Prosperity and Opportunity

Transmitted herewith for your approval is legislation related to the My Brother’s Keeper (MBK) Summer Growth and Development Program. This legislation will:

1. Authorize \$66,000 as maximum compensation for an agreement with Kimberly Brown doing business as Kimet Scholarly Services, to provide training with the Youth Empowerment Project program. This program is aimed at enhancing knowledge and skills in law, literacy, and emotional intelligence among adolescents. The term of the agreement will be from July 1, 2024 – October 30, 2026. The cost of the agreement will be funded from the 2024-25 Budget of the Department of Recreation and Human Services (DRHS), contingent upon approval, utilizing ARPA funds previously appropriated via Council Ordinance No. 2022-355 for workforce development services.
2. Authorize \$66,000 as maximum compensation for an agreement with C.H.I.S.E.L Collective, LLC (Jerome Ward, CEO, 95 Lantern Lane, Rochester, NY 14623) to provide mental health awareness, financial literacy, and social-emotional development services. The term of the agreement will be from July 1, 2024 – October 30, 2026. The cost of the agreement will be funded from the 2024-25 Budget of DRHS, contingent upon approval, utilizing ARPA funds previously appropriated via Council Ordinance No. 2022-355 for workforce development services.

The Summer Growth and Development Program seeks to collaborate with agencies to provide programming through curricula that addresses social-emotional, leadership, job, financial literacy, social justice and/or civic engagement skill development for youth to address their social and emotional needs. These consultants were identified through a Request for Proposals process described in the attached Vendor Selection Form. These vendors are in addition to the previous transmittal for ROOTS and Nature Never Lie in Ordinance No.2024-90. They will deliver their services to 30-40 youth ages 12-14 each summer for the next three years. This will be the third year of this program is offered.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AX-125

Ordinance No. 2024-185
(Int. No. 228)

Authorizing agreements relating to My Brother’s Keeper Summer Growth and Development Program

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with Kimberly Brown, doing business as Kimet Scholarly Services, to provide training with the Youth Empowerment Project program to adolescents, including with regard to law, literacy and emotional intelligence. The term of the agreement shall extend from July 1, 2024 to October 30, 2026. The maximum compensation shall be \$66,000 funded from the 2024-25 Budget of the Department of Recreation and Human Services (DRHS), contingent on approval.

Section 2. The Mayor is hereby authorized to enter into a professional services agreement with C.H.I.S.E.L Collective LLC, to provide mental health awareness, financial literacy and social-emotional development services to youths. The term of the agreement shall extend from July 1, 2024 to October 30, 2026. The maximum compensation shall be \$66,000 funded from the 2024-25 Budget of the Department of Recreation and Human Services (DRHS), contingent on approval.

Section 3. The agreements 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. 2024-186

Re: 2024-25 Annual Action Plan, Consolidated Community Development Plan – Agreement,
International Plaza

Council Priority: Creating and Sustaining a Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area: Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation related to the activation and operation of the International Plaza event space and marketplace described in the 2024-25 Annual Action Plan. This legislation will:

1. Appropriate up to \$50,000 from the Project 20 – International Plaza allocation of the 2024-25 Annual Action Plan for services related to the engagement, operation, and activation of the International Plaza, contingent upon approval of the 2024-25 Annual Action Plan.
2. Establish \$72,000 as maximum compensation for an agreement with the IBERO-American Development Corporation (IADC Eugenio Marlin, CEO, 214 Clifford Ave, Rochester, NY 14621) which will be used to fund a full-time position and the delivery of culturally appropriate entertainment, art, and community events at the International Plaza project site. The term of the agreement will be from July 1, 2024 through June 30, 2025 and the cost of the agreement will be funded from the appropriation made herein, and \$22,000 from the 2024-25 Budget of the Department of Recreation and Human Services (DRHS) contingent upon approval.

The International Plaza provides a community gathering space to build on the tremendous arts and cultural assets of the surrounding neighborhood and a market where entrepreneurs and/or existing businesses can locate and sell their products and services in a flexible environment that is envisioned to become an incubator for neighborhood economic development. Over 10,000 shoppers and visitors a year enjoy the programs and entertainment at the site. The International Plaza is operated by DRHS staff in the Public Market Division with on-site assistance from IADC.

IADC was identified through a Request for Proposals process described in the attached Vendor Selection Form.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AX-126

Ordinance No. 2024-186
(Int. No. 229)

Appropriating 2024-25 Annual Action Plan funds and authorizing an agreement for the International Plaza

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

Section 1. The sum of \$50,000 is hereby appropriated from the Project 20 – International Plaza allocation of the 2024-25 Annual Action Plan (Plan), contingent upon approval of the Plan, to provide services related to the engagement, operation, and activation of the International Plaza at 828 North Clinton Avenue.

Section 2. The Mayor is hereby authorized to enter into a professional services agreement with IBERO-American Development Corporation in a maximum amount of \$72,000 to provide a full-time position and to deliver entertainment, art, and community events at the International Plaza. The maximum amount shall be funded in the amounts of \$50,000 from the appropriation in Section 1 herein and \$22,000 from the 2024-25 Budget of the Department of Recreation and Human Services, contingent upon approval. The term of the agreement shall be from July 1, 2024 through June 30, 2025.

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 by the following vote:

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

Nays - None - 0.

President Meléndez abstained due to a professional relationship.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2024-187
Re: Agreement – Hillside Children’s Center, Youth Job Readiness Training

Council Priority: Support the Creation of Effective Educational Systems

Comprehensive Plan 2034 Initiative Area: Fostering Prosperity and Opportunity

Transmitted herewith for your approval is legislation establishing \$112,500 as maximum compensation for an agreement with the Hillside Children’s Center (Maria Cristalli, CEO 1183 Monroe Ave Rochester NY

14620) for a Youth Job Readiness Training program. The term of the agreement will be for three years, at a rate of \$37,500 for each year, and will be funded by utilizing ARPA funds previously appropriated via Council Ordinance No. 2023-355.

Under the program, Hillside will provide up to 450 youth (150 per year) ages 13-18 with 25 hours of job readiness training which will include resume writing; mock interviews; computer-based job searches and applications; communication skills; dealing with problems, opportunities and decisions; and working with others. Youth who fulfill the training requirements will receive a certificate of completion at the end of the training week.

Hillside has worked with DRHS to provide this training to youth for the past two years. The first and second year will be funded by the 2024-25 Budget of the Department of Recreation and Human Services utilizing ARPA funding contingent upon approval. The third year will be funded by the 2026-27 Budget of the Department of Recreation and Human Services utilizing a United States Department of Labor grant.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AX-127

Ordinance No. 2024-187
(Int. No. 230)

Authorizing agreement for Youth Job Readiness Training

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 Hillside Children's Center, an affiliate of the Hillside Family of Agencies, to provide a Youth Job Readiness Training program for up to 150 eligible trainees, ages 13 to 18, per year. The term of the agreement shall be three years. The maximum compensation shall be \$37,500 per year, to be funded for the first two years from the 2024-25 Budget of the Department of Recreation and Human Services (DRHS) and for the third year from the 2026-27 Budget of DRHS, contingent upon the approval of those budgets.

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. 2024-188
Re: 2024-25 Annual Action Plan, Consolidated Community Development Plan - Job Creation and Youth Development

Council Priority: Creating and Sustaining a Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area: Fostering Prosperity and Opportunity

Transmitted herewith for your approval is legislation authorizing the appropriation of \$8,300 from the Project 16 - Job Creation/Youth Development allocation of the 2024-25 Annual Action plan to fund the Roc Paint Division Mural Arts program, contingent upon approval of the 2024-25 Annual Action Plan. These

funds will be used for program supplies, guest artist contracts, educational training fees, and educational field trip expenses.

The Mural Arts Project, initiated in 2012, engages Rochester youth to create, develop, and install public art projects to enhance and improve the community. Each year, a “Roc Paint Division” mural arts team is assembled consisting of two lead artists and ten youth workers. As in prior years, the youth hired for the 2024-25 project will receive training in employment soft skills, community art development, leadership and artistic techniques as well as attend arts-related field trips. Additionally, the team will identify opportunities for mural/arts installations at City R-Centers, Rochester Public Library branches and community-based non-profit agencies. The team will determine locations through consultation with youth and adult community stakeholders and create opportunities to engage the public during the design and installation process. Since the program’s inception, murals have been installed at the various locations throughout the City including: Adams, Avenue D, Carter, Frederick Douglass, Gantt, Jackson and Ryan R-Centers and the Phillis Wheatley, Maplewood and Lincoln Branch Libraries.

This current phase of the project will begin this summer and will conclude by June 30, 2025. This program was last approved by Council in May 2023 via Ordinance No. 2023-179 and a sampling of photographs from previous years’ mural installations are attached.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AX-128

Ordinance No. 2024-188
(Int. No. 231)

Appropriating 2024-25 Annual Action Plan funds for the Roc Paint Division Mural Arts Program

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

Section 1. The sum of \$8,300 from the Project 16 – Job Creation/Youth Development allocation of the 2024-25 Annual Action Plan (Plan) is hereby appropriated for the Roc Paint Division Mural Arts program (Program), contingent upon approval of the Plan. The appropriation shall be used for Program supplies, guest artist contracts, educational training fees and educational field trips.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2024-189
Re: Agreement - Spay and Neuter Services for Rochester Animal Services

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation authorizing \$50,000 as maximum compensation for an agreement with PP-NY Veterinary LLC dba Rochester Community Animal Clinic (Dr. Robert Murtaugh, Principal, 985 Bay St, Rochester, NY 14609) for spay and neuter services. The term of this agreement shall not exceed one year. The cost of the agreement will be funded from the Animal Services Gift Fund.

Established funds will be used to give low income City residents who are animal owners a voucher to be redeemed at the Rochester Community Animal Clinic (RCAC) to spay and neuter their beloved animal, as many City residents cannot afford to pay to spay or neuter their pet. Additionally, funds will also be used for a similar purpose, but be given to animal owners who have adopted their pet from RAS. RCAC will then invoice RAS for the vouchers used. This service will support the backlog of previously adopted animals from RAS who went to their forever homes without being spayed or neutered first. RAS has partnered with RCAC for this type of spay or neuter voucher program since 2021, through funds received from a grant courtesy of the American Society for the Protection and Care of Animals. In 2023, the clinic provided 457 surgeries to animals with previously mentioned grant funds.

This agreement was last authorized in March 2022 via Ordinance No. 2022-92.

A justification for no RFP is attached.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AX-129

Ordinance No. 2024-189
(Int. No. 232)

Authorizing agreement for spay and neuter services

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with PP-NY Veterinary LLC to provide spay and neuter services for Rochester Animal Services. The agreement shall have a term of up to one year. The maximum compensation shall be \$50,000, which amount is hereby appropriated from the Animal Services Gifts Fund for that purpose.

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. 2024-190
Re: Grant Application - United States Department of Transportation Active Transportation Infrastructure Investment Program

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the United States Department of Transportation's (USDOT) Active Transportation Infrastructure Investment Program (ATIIP).

This legislation will:

1. Authorize the City to apply for ATIIP construction grant funds up to \$15 million to advance conversion of the Running Track rail bridge into a pedestrian bridge; and
2. Authorize the Mayor to enter into any necessary agreement with the USDOT Federal Highway Administration for the ATIIP grant.

The Bipartisan Infrastructure Law established ATIIP to provide discretionary grants to eligible entities to plan, design, and construct eligible projects that provide safe and connected active transportation infrastructure in an active transportation network or active transportation spine. This is the first year ATIIP is accepting applications. ATIIP projects must help improve the safety, efficiency, and reliability of active transportation networks and communities; improve connectivity between active transportation modes and public transportation; enhance the resiliency of on- and off-road active transportation infrastructure and help protect the environment; and improve quality of life in disadvantaged communities through the delivery of connected active transportation networks and expanded mobility opportunities.

The Department of Environmental Services (DES) Bureau of Architecture and Engineering intends to submit an ATIIP grant application to advance the conversion of the Running Track Bridge into a pedestrian bridge over the Genesee River. Per the American Association of State Highway and Transportation Officials, a pedestrian bridge is designed and intended to carry pedestrians, bicyclists, equestrian riders and light maintenance vehicles, but not motor vehicles.

This project will provide a vital bicycle and pedestrian connection between the EL Camino Trail and CONEA neighborhood on the east side of the river with the Genesee Riverway Trail and the Edgerton and High Falls neighborhoods to the west. Both the ROC the Riverway Vision Plan and the Rochester 2034 Comprehensive Plan recommend the bridge's conversion, and this project is included the 2023-24 Capital Improvement Program. The bridge's conversion also is consistent with the City's recently completed Active Transportation Plan, which emphasizes the need for further investment in dedicated bike and pedestrian facilities, as well as continued improvements to the Genesee Riverway Trail. The New York State Department of Transportation awarded the project \$3 million in competitive federal Congestion Mitigation and Air Quality (CMAQ) Improvement Program funds in 2022, yet a significant funding gap remains. With Upstate Revitalization Initiative funds made available through the ROC the Riverway initiative, the City completed a project in 2022 to stabilize the structure for this proposed future reuse as a pedestrian bridge.

The ATIIP grant requires a 20% local share of the total project cost, but DES plans to request a waiver available to communities that can demonstrate the project will benefit high-poverty Census tracts. Awarded projects must be obligated by a signed grant agreement by September 30, 2026.

There will be additional Council authorizations including, but not necessarily limited to, those for professional services agreement(s) for the design of the improvements and the appropriation of funds.

Respectfully submitted,
Malik D. Evans
Mayor

Ordinance No. 2024-190
(Int. No. 250)

Authorizing a grant application relating to the Running Track railroad bridge conversion project

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

Section 1. The Council hereby authorizes the submittal of an application for and the receipt and use of up to \$15 million from the United States Department of Transportation (USDOT) Active Transportation Infrastructure Investment Program (ATIIP) to advance the conversion of the Running Track railroad bridge into a pedestrian bridge.

Section 2. The Mayor is hereby authorized to enter into a grant administration agreement with USDOT or its designee as necessary to effectuate the City's receipt and use of the ATIIP grant. If there is an agreement, it shall contain such additional terms and conditions as the Mayor deems appropriate.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

By Councilmember Gruber
June 18, 2024

To the Council:

The **BUDGET, FINANCE & GOVERNANCE COMMITTEE** recommends for **ADOPTION** the following entitled legislation:

- Int. No. 233 Authorizing the cancellation or refund of erroneous taxes and charges
- Int. No. 234 Appropriating Opioid Compensation funds and authorizing an agreement to evaluate the City's Opioid Action Plan
- Int. No. 235 Authorizing agreement to support positive rent reporting pilot programs
- Int. No. 236 Authorizing an agreement for wills and estate planning services
- Int. No. 237 Authorizing an agreement for Undoing Racism/Community Organizing workshops
- Int. No. 238 Authorizing an amendatory agreement for ongoing optimization support for the City's payroll and personnel software solution
- Int. No. 239 Appropriating funds for enhancements to the Office of Business Intelligence
- Int. No. 240 Authorizing competitive grant applications for Fiscal Year 2024-25
- Int. No. 246 Authorizing an agreement with General Code, LLC for indexing Council Proceedings

The **BUDGET, FINANCE & GOVERNANCE COMMITTEE** recommends the following entitled legislation to be **HELD** in Committee:

- Int. No. 248 Resolution approving the 2024-25 debt limit for general municipal purposes
- Int. No. 253 Adoption of the Budget estimates for municipal purposes for the 2024-25 fiscal year, appropriation of sums set forth therein and approving commercial refuse fees
- Int. No. 254 Adoption of the Budget estimates for school purposes for the 2024-25 fiscal year and appropriation of sums set forth therein

- Int. No. 255 Levying taxes for municipal purposes for the fiscal year commencing July 1, 2024 and expiring June 30, 2025
- Int. No. 256 Levying taxes for school purposes for the fiscal year commencing July 1, 2024 and expiring June 30, 2025
- Int. No. 257 Local Improvement Ordinance - Street cleaning, street and sidewalk snow removal, and hazardous sidewalk repair commencing July 1, 2024 and expiring June 30, 2025
- Int. No. 258 Confirming the assessments, amounts and charges to be inserted in the annual tax rolls for the fiscal year commencing July 1, 2024 and expiring June 30, 2025
- Int. No. 259 Amending the Municipal Code with respect to water rates

Respectfully submitted,
 Mitch Gruber
 Stanley Martin
 Bridget Monroe
 LaShay D. Harris
 Miguel A. Meléndez Jr.
BUDGET, FINANCE & GOVERNANCE COMMITTEE

Received, filed & published.

TO THE COUNCIL
 Ladies and Gentlemen:

Ordinance No. 2024-191
 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 \$145,661.99.

The properties located at 1614-1624 N. Clinton Avenue; 699 E. Main Street and 899 Culver Road were subject to a Shelter Rent PILOT Agreement. Due to a clerical error, the agreement was not processed and the properties remained on the tax roll. The owner is current on their Shelter Rent PILOT payments.

If these cancellations are approved, total cancellations thus far for 2023-24 will be as follows:

	<u>Accounts</u>	
City Council	11	\$244,269.66
Administrative	<u>263</u>	<u>\$80,385.90</u>
Total	274	\$324,655.56

These cancellations represent 0.1234% of the tax receivables as of July 1, 2023.

Respectfully submitted,
 Malik D. Evans
 Mayor

Attachment No. AX-130

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 taxes and charges in the total amount of \$145,661.99 for the following listed properties. Due to a clerical error, the properties remained on the regular tax rolls even though each property was subject to and kept current on a Shelter Rent Payment in Lieu of Taxes agreement:

S.B.L. #	Address	Cancelled
091.54-1-17	1614-1624 N. Clinton Av	\$74,504.78
106.82-1-15	699 E.Main St	\$31,673.11
107.71-1-57	899 Culver Rd	\$39,484.10
	TOTAL	\$145,661.99

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. 2024-192
Re: Opioid Research Evaluation Plan

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

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

Transmitted herewith for your approval is legislation authorizing a professional service agreement to support opioid abatement research. This legislation will:

- 1) Appropriate \$129,555 in Restricted Opioid settlement funds received in the Opioid Compensation Fund authorized in Ordinance No. 2022-266 for an opioid abatement research evaluation plan.
- 3) Authorize a professional service agreement with Rochester Institute of Technology (Dr. Irshad Altheimer, Ph.D. Director, Center for Public Safety Initiatives, 93 Lomb Memorial Drive, Rochester, NY 14623) for a total compensation of \$129,555 and a term of one year.

Opioid abatement research will support mixed method research design to identify best practices on data collection and support efforts to track trends in opioid overdoses in the Rochester region. This involves the utilization of both quantitative and qualitative methods to measure, assess and evaluate key activities quantitative assessment of city-wide trends of both fatal and non-fatal overdoses, interviews of stakeholders and participants of key programs, surveys of program stakeholders and program participants. A No- RFP justification form is attached.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AX-131

Ordinance No. 2024-192
(Int. No. 234)

Appropriating Opioid Compensation funds and authorizing an agreement to evaluate the City's Opioid Action Plan

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

Section 1. The sum of \$129,555 is hereby appropriated from the Restricted Account of the Opioid Compensation Fund in accordance with §8.5 of the Municipal Code to document, measure and assess the development and implementation of the City's Opioid Action Plan (Opioid Plan Evaluation).

Section 2. The Mayor is hereby authorized to enter into a professional services agreement with the Rochester Institute of Technology (RIT) to design and implement an Opioid Action Plan Evaluation. The agreement shall have a term of one year. The maximum compensation shall be \$129,555, which shall be funded from the appropriation authorized in Section 1 herein.

Section 3. The agreement shall have 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. 2024-193
Re: Credit Builders Alliance Inc Professional Services Agreement

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area: Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation related to a professional services agreement between the Mayor's Office of Financial Empowerment and Credit Builders Alliance. This legislation will establish \$65,000 maximum compensation for an agreement with Credit Builders Alliance Inc (Dara Duguay, C.E.O., 1701 K Street NW Suite 1000, Washington, DC 20006) to provide technical assistance on implementing positive rent reporting pilots with local housing providers. This agreement will have a term of one year and will be funded from the 2024-25 Budget of the Office of the Mayor contingent upon its approval.

The Credit Builders Alliance Inc (CBA) will select three affordable housing providers in the city of Rochester to launch positive rent reporting pilots. CBA will provide each of the selected providers with credit building training, toolkits, individual coaching calls, and a sub-grant of \$6,000 each to support administrative costs of the pilot. Rent reporting is the practice of leveraging positive rent payments for the creation and/or improvement of a renter's credit score. The selected affordable housing providers will report rent, with the permission of their tenant, to some or all of the major credit bureaus as a means to

safely and affordably build credit. CBA is the nation's most prominent organization in the field of rent reporting, providing technical assistance to over 70 affordable housing providers over the last decade. According to CBA, renters are seven times more likely to be credit invisible or have no credit score compared to homeowners. This program is funded by a portion of a \$400,000 grant from Living Cities to promote homeownership opportunities. A no RFP Justification Statement is attached.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AX-132

Ordinance No. 2024-193
(Int. No. 235)

Authorizing agreement to support positive rent reporting pilot programs

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 Credit Builders Alliance Inc to provide technical assistance to three affordable housing providers to implement pilot rent reporting programs whereby renters' positive rent payments are leveraged to create and/or improve their credit scores. The term of the agreement shall be one year. The maximum annual compensation for the agreement shall be \$65,000 to be funded from the 2024-25 Budget of the Office of Mayor contingent on approval.

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. 2024-194
Re: Volunteer Legal Services Project of Monroe County, Inc., dba JustCause Professional Services Agreement

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area: Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation related to a professional services agreement between the Mayor's Office of Financial Empowerment and Volunteer Legal Services Project of Monroe County, Inc., dba JustCause. This legislation will establish \$100,000 maximum compensation for an agreement with Volunteer Legal Services Project of Monroe County, Inc., dba JustCause (Tina M. Foster, Executive Director, 1 West Main Street | Rochester, NY 14614) to provide wills and estate planning services to 100 low to moderate income homeowners. This agreement will have a term of two years and will be funded from the 2024-25 Budget of the Office of the Mayor contingent upon its approval.

This agreement will be part of the Office of Financial Empowerment's new pilot program "Health of your Wealth" which will offer free legal aid to low income homeowners for estate planning and education related

to home maintenance and weatherization. Volunteer Legal Services Project of Monroe County, Inc., dba JustCause will serve approximately 100 families to ensure wills and estate plans are in place so that these homeowners are positioned to pass on generational wealth to their families. Outreach will be conducted to homeowners who previously participated in a City of Rochester and/or Rochester Housing Authority home purchasing or rehabilitation program. Participants will be selected through a lottery system. In addition to this legal aid, the Office of Financial Empowerment will partner with the department of Neighborhood and Business Development as well as the Department of Environmental Services to share resources related to weatherization, maintenance, and rehabilitation for homeowners. The funding for this program comes in part from a \$400,000 grant from Living Cities and a \$10,000 grant from the US Conference of Mayors. A no RFP Justification Statement is attached.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AX-133

Ordinance No. 2024-194
(Int. No. 236)

Authorizing an agreement for wills and estate planning services

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with Volunteer Legal Services Project of Monroe County, Inc., d/b/a JustCause, to provide wills and estate planning services to low-to-moderate-income homeowners in furtherance of the Health of your Wealth program. The agreement shall have a term of two years and a maximum compensation of \$100,000, which shall be funded from the 2024-25 Budget of the Office of the Mayor.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2024-195
Re: Agreement – People’s Institute for Survival and Beyond, Inc. – Undoing Racism / Community Organizing Workshops

Council Priority: Support the Creation of Effective Educational Systems

Comprehensive Plan 2034 Initiative Area: Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation establishing \$160,000 as maximum compensation for an agreement with *People’s Institute for Survival and Beyond, Inc.* (Ronald Chisom, Co-Founder) of New Orleans, Louisiana for conducting Undoing Racism / Community Organizing Workshops. The term

of this agreement will be for one year and will be funded from the 2023-24 and 2024-25 Budget of Undistributed Expenses in the annual amounts of \$80,000, respectively, contingent upon approval of said budget.

People's Institute for Survival and Beyond, Inc., is a national and international collective of anti-racist, multicultural community organizers and educators dedicated to building an effective movement for social transformation. *The People's Institute* believes that racism is the primary barrier preventing communities from building effective coalitions and overcoming institutionalized oppression and inequities. Over the last 39 years, they have provided training, consultation, and leadership development to more than 200,000,000 people nationally and internationally.

In 2019 and 2023, which was part of a RASE Commission recommendation, a total of roughly 270 City staff and community members participated in the *People's Institute for Survival and Beyond, Inc.* signature Undoing Racism/Community Organizing workshop. This workshop included dialogue, reflection, role-playing, strategic planning and presentations, and was designed to challenge participants to analyze the structures of power and privilege that hinder social equity and prepares them to be effective organizers for justice.

This agreement will allow for an additional 120 City staff and community members to participate in the Undoing Racism / Community Organizing workshop, in addition to 120 youth who will participate in a modified version of the workshop.

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

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AX-134

Ordinance No. 2024-195
(Int. No. 237)

Authorizing an agreement for Undoing Racism/Community Organizing workshops

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 People's Institute for Survival and Beyond, Inc. in the maximum amount of \$160,000 to provide Undoing Racism/Community Organizing workshops for up to 120 City staff and community members as well as a modified version for up to 120 youths. The cost of the agreement shall be funded in the amounts of \$80,000 from each of the 2023-24 and 2024-25 Budgets of Undistributed Expenses, contingent upon approval of the latter year's Budget.

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. 2024-196

Re: Amendatory Agreement – Cognizant Technology Solutions Corporation; 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 Cognizant Technology Solutions Corporation, (Ravi Kumar S, CEO) Teaneck, New Jersey, formerly Collaborative Solutions, LLC, 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, and amended again in August of 2022 by Ordinance No. 2022-238 to 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. This amendment will increase the total compensation for the current fiscal year by \$50,000, to a maximum of \$150,000, and the additional funding will be from the 2023-24 Budget of the Department of Human Resource Management.

The City implemented Workday in February 2018 and entered into a professional service agreement with Collaborative Solutions, LLC, now Cognizant Technology Solutions Corporation, 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, now Cognizant Technology Solutions Corporation, 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. 2024-196
(Int. No. 238)

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 Cognizant Technologies Solution Corporation, formerly Collaborative Solutions, LLC, to provide ongoing optimization support for the City's payroll and personnel software solution. The amendatory agreement shall amend the existing agreement authorized in Ordinance No. 2018-223, and as amended by Ordinance No. 2019-247 and Ordinance No. 2022-238, to increase the maximum compensation for the current fiscal year by \$50,000 to a new total of \$150,000 in order to 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. The amendatory compensation shall be funded from the 2023-24 Budget of the Department of Human Resource Management.

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.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2024-197

Re: Appropriation- American Rescue Plan Act Funding – RPD Office of Business Intelligence

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area: Planning for Action

Transmitted herewith for your approval is legislation appropriating \$825,000 in American Rescue Plan Act (ARPA) funds to continue to employ analysts with the Rochester Police Department's Office of Business Intelligence for fiscal years 2024-25 and 2025-26. The funding appropriated herein will be included in the Budgets of the Police Department and Undistributed for those two fiscal years, contingent open the approval of those budgets.

In 2021, the U.S. Treasury awarded the City of Rochester \$202.1 million from the Coronavirus State and Local Fiscal Recovery Fund established by ARPA. The expansion of RPD's Office of Business Intelligence (OBI) was included in the City of Rochester's Strategic Equity and Recovery Plan (Plan) for the use of ARPA funds, which was shared with City Council in September 2021. Therefore, in Ordinance No. 2021- 370, the City appropriated \$1,912,200 in ARPA funds to expand the OBI's analytical capacity to support the Plan's racial and social equity and recovery goals. That appropriation has funded the hiring and continued engagement of five employees for that purpose: two Data Analysts, two Data Analyst Assistants, and one Business Analyst.

The present legislation appropriates an additional \$825,000 in ARPA funds to allow RPD to continue to engage those employees for two more years so that they can continue to develop and implement necessary business processes, data workflow management, and analytical products, as well as upgrades to the existing RPD Open Data Portal. These functions enhance the RPD's ability to comply with the Governor's Executive Order (No. 203) on Criminal Justice Reform and on the data recommendations from the RASE Commission. Continuing this analytical capacity for another two years is an eligible use of ARPA funding as Expenditure Category No. 6.1, Provision of Government Services, in the U.S. Treasury's Final Rule ARPA Guidelines.

Although the appropriation of the additional ARPA funds for this project could be presented for Council's approval solely as part of the process of adopting the City's next two annual budgets, we are submitting this appropriation as its own stand-alone legislation now, consistent with our commitment to seek Council authorization for each specific project-related ARPA appropriation.

Respectfully submitted,
Malik D. Evans
Mayor

Ordinance No. 2024-197
(Int. No. 239)

Appropriating funds for enhancements to the Office of Business Intelligence

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

Section 1. The Council hereby appropriates \$825,000 provided by the United States Treasury pursuant to the American Rescue Plan Act of 2021 (ARPA) to continue operating the Police Department's Office of Business Intelligence for fiscal years 2024-25 and 2025-26 with the enhanced analytical capacity previously authorized and ARPA funded by Ordinance No. 2021-370.

Section 2. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Lightfoot, Monroe, Patterson, Smith - 7.

Nays - Councilmembers Lupien, Martin - 2.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2024-198

Re: Competitive Grant Applications – Fiscal Year 2024-25

Council Priority: Deficit Reduction and Long Term Financial Stability

Comprehensive Plan 2034 Initiative Area: Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation authorizing certain competitive grant applications for the 2024-25 fiscal year. This legislation helps streamline the application process. Council has approved such grant applications annually since 2007.

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

Grant applications will continue to require individual Council endorsement when:

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

Respectfully submitted,

Malik D. Evans

Mayor

Attachment No. AX-135

Ordinance No. 2024-198

(Int. No. 240)

Authorizing competitive grant applications for Fiscal Year 2024-25

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

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

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

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

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

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

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

Section 7. This ordinance shall be in effect for the 2024-25 fiscal year.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2024-199
RE: Agreement - General Code, LLC, Indexing of City Council Annual Proceedings

Transmitted herewith for your approval is legislation establishing \$30,000 as maximum compensation for an agreement with General Code, LLC, (Gary Domenico, President, Gates, NY) for indexing of Council Proceedings services. The cost of this agreement will be funded from the 2023-24 (\$10,000), 2024-25 (\$10,000) and 2025-26 (\$10,000) Budgets of City Council & Clerk, contingent upon approval of future budgets.

General Code will provide indexing services of annual Council proceedings for the City Clerks' Office. The vendor will prepare a print ready document for each year's Proceedings publication. General Code was selected for these services based on continuous history of excellent service for this unique service. The firm also maintains and publishes the City Charter and Code in both paper and web-based versions. A full justification for not issuing a request for proposals is attached. A contract has been in place with General Code for these services since 2022. Prior Council action includes 2022-72 and 2023-190. The term of this agreement will be for 3 years, with the option of 2 one-year renewals.

Respectfully submitted,
Miguel A. Melendez Jr.
Council President

Attachment No.AX-136

Ordinance No. 2024-199
(Int. No. 246)

Authorizing an agreement with General Code, LLC for indexing Council Proceedings

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 General Code, LLC to prepare annual indexes for the Council Proceedings for 2022 and subsequent years. The agreement shall have a term of three years with the option to extend for up to two additional 1-year periods. The maximum annual compensation shall be \$10,000, which shall be funded for the initial term in the amounts of \$10,000 from each of the 2023-24, 2024-25 and 2025-26 Budgets of the City Council and Clerk, contingent upon approval of the latter two budgets. The compensation for the optional fourth and fifth years shall be funded from the 2026-27 and 2027-28 Budgets of the City Council and Clerk contingent upon approval.

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.

Motion to discharge Int. No. 248 by Councilmember Gruber;
2nd by Vice President Harris
Motion to discharge passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Resolution No. 2024-37
Re: 2024-25 Debt Limit

Council Priority: Deficit Reduction and Long Term Financial Stability

Comprehensive Plan 2034 Initiative Area: Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation establishing the Debt Limit and Debt Rollover and Debt Extension amounts for the 2024-25 Budget.

2024-25 Debt Limit

The City's self-imposed Debt Limit for tax supported borrowing is equal to the amount of principal on outstanding debt to be redeemed during the fiscal year for which the limit is established. The calculation excludes the redemption of principal on any borrowing approved as an exception to the Debt Limit and is further reduced by specific revenues attributable to bonded debt. The resulting Debt Limit for 2024-25 is \$24,248,400. Attached is the 2024-25 Debt Authorization Plan that calls for borrowing of \$37,843,000 in tax supported funds. An exception to the debt limit in the amount of \$5,494,600 is sought for the Blue Cross Arena Riverside Addition as it relates to the ROC the Riverway Initiative. Additional exceptions are sought for the West River Wall/Former Vacuum Oil Brownfield Cleanup Project (\$4,100,000) and the Vacuum Oil Refinery Cleanup (\$4,000,000) as the City will be pursuing cost-recovery from Exxon-Mobil for Vacuum Oil cleanup related expenses.

Furthermore, the Debt Authorization Plan includes an additional \$5,865,000 supported by the City's Local Works Fund and \$14,058,000 supported by the City's Water Fund.

Debt Rollover 2022-23 and 2023-24

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

2023-24: The tax supported borrowing request for this year was \$31,104,000. Of the amount, \$11,532,000 has been authorized, leaving a balance of \$19,572,000. Approval of a rollover in that amount is requested. The attached Debt Authorization Plan itemizes projects remaining for this year.

2022-23: The tax supported borrowing request for this year was \$30,032,000. Of that amount, \$21,122,000 has been authorized, leaving a balance of \$8,910,000. Approval of a rollover in that amount is requested. The attached Debt Authorization Plan itemizes projects remaining for this year.

Time Limit Extensions for 2021-22, 2020-21, 2019-20, 2017-18, 2016-17 and 2015-16

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

2021-22 Project

	<u>Purpose</u>	<u>Amount</u>
Bull's Head Post Demolition Investigation	site improvements	\$ 400,000
CVMF Bldg 200 Redundant Network Frame Room	facility improvements	\$ 174,000
Genesee Riverway - East Side Main to Andrews	site improvements	\$ 1,100,000
Investigation & Remediation - Vacuum Oil	contaminated sites w/in city	\$ 1,500,000
Rundel Library Exterior Building Improvements	facility improvements	\$ 2,000,000
	Total 2021-22 Extension	\$ 5,174,000

2020-2021 Project

	<u>Purpose</u>	<u>Amount</u>
Bull's Head	site improvements	\$1,371,000
Former Piehler Pontiac Site	contaminated sites w/in city	\$ 300,000
Investigation and Remediation	contaminated sites w/in city	\$ 900,000
Police Section Offices	facility improvements	\$3,050,000
Rochester Riverside Convention Center	facility improvements	\$5,000,000
Sister Cities Art	site improvements	\$ 300,000
	Total 2020-21 Extension	\$10,921,000

2019-20 Project

	<u>Purpose</u>	<u>Amount</u>
584 Smith Street	facility improvements	\$ 100,000
St. Bernard's Trail Improvements	site improvements	\$ 550,000
	Total 2019-20 Extension	\$ 650,000

2017-18 Project

	<u>Purpose</u>	<u>Amount</u>
Investigation & Remediation - Genesee St.	contaminated sites w/in city	\$ 700,000
Investigation & Remediation - Vacuum Oil	contaminated sites w/in city	\$1,000,000
	Total 2017-18 Extension	\$1,700,000

2016-17 Project
Investigation & Remediation - Vacuum Oil

<u>Purpose</u>	<u>Amount</u>
contaminated sites w/in city	\$ 500,000
Total 2016-17 Extension	\$ 500,000

2015-16 Project.
Vacuum Oil BOA River Trail

<u>Purpose</u>	<u>Amount</u>
contaminated sites w/in city	\$ 100,000
Total 2015-16 Extension	\$ 100,000

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

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AX-137

Resolution No. 2024-37
(Int. No. 248)

Resolution approving the 2024-25 debt limit for general municipal purposes

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

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

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

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

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

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Rochester, that it is the intent and policy of the City to limit the amount of bonds and notes authorized in fiscal year 2024-25 to \$24,248,400 for general municipal purposes.

BE IT FURTHER RESOLVED, unused authorizations from the debt limits for fiscal years 2022-23 and 2023-24 shall continue to be available, but no authorization included in the debt limit for a prior fiscal year, if not actually approved by the City Council, shall be carried over and included in the limit for this fiscal year.

BE IT FURTHER RESOLVED, that, by this resolution, the Council specifically approves inclusion for this fiscal year of unused authorizations from the debt limits for: 2021-22 relating to Bull's Head, facility improvements at the Central Vehicle Maintenance Facility, site improvements on the east side of the Genesee Riverway between Main and Andrews Streets, environmental site investigation and remediation for the former Vacuum Oil Refinery, and facility improvements at the Rundel Library; 2020-21 relating to Bull's Head, the former Piehler Pontiac site on Lake Avenue, environmental site investigation and remediation, Police Section Offices facility improvements, facility improvements at the Rochester Riverside Convention Center, and site improvements at the Sister Cities Bridge; 2019-20

relating to facility improvements for 584 Smith Street and St. Bernard's Trail Improvements; 2017-18 relating to environmental site investigation and remediation for Genesee Street and the former Vacuum Oil Refinery; 2016-17 relating to environmental site investigation and remediation of the former Vacuum Oil Refinery; and 2015-16 relating to the Vacuum Oil BOA River Trail.

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

BE IT FURTHER RESOLVED, that the sum of \$13,594,600 is hereby approved as an exception to the 2024-25 debt limit of the City established herein in order to fund a portion of the costs relating to the ROC the Riverway Initiative for the West River Wall/Former Vacuum Oil Brownfield Cleanup Project (\$4,100,000) and the Vacuum Oil Refinery Cleanup (\$4,000,000) and a riverside addition to the Blue Cross Arena at the Rochester War Memorial (\$5,494,600).

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

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

This resolution shall take effect immediately.

Adopted unanimously.

Councilmember Gruber introduced motions to discharge Int. Nos. 253-259

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2024-200
Ordinance No. 2024-201
Ordinance No. 2024-202
Ordinance No. 2024-203
Local Improvement Ordinance No. 1819
Ordinance No. 2024-204
Ordinance No. 2024-205

Re: 2024-25 Budget

Council Priority: Deficit Reduction and Long Term Financial Stability

Comprehensive Plan 2034 Initiative Area: Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation related to the 2024-25 Budget. This legislation will:

1. Approve appropriations and establish revenue estimates for the City and City School District;
2. Authorize the tax levies required to finance appropriations for the City and City School District;
3. Authorize the budgets and relate assessments for the Local Works program;
4. Confirm the assessments required for the following programs:

- a. Street mall maintenance
- b. Neighborhood parking lot operation
- c. Public Market snow removal and security services
- d. Street lighting and streetscape districts
- e. Downtown Enhancement District
- f. South Ave. Alexander St. Streetscape
- g. Mt. Hope Streetscape
- h. Upper East Alexander Entertainment-Refuse
- i. Arnold Park Enhanced Sidewalks Special Assessment District

- 5. Confirm the addition to the tax roll of various assessments, fees, and unpaid charges; and
- 6. Authorize certain fee increases and Charter and Code changes.

Details of the above actions related to the 2024-25 proposed budget of the City submitted to City Council on May 10, 2024 are summarized below:

1. Total appropriations of \$1,768,941.143 allocated for the City and the School District:

	<u>Proposed 2024-25</u>	<u>Amended 2023-24</u>	<u>\$ Difference</u>	<u>% Difference</u>
City	\$ 697,282,000	\$ 687,929,200	\$ 9,352,800	1.4
School	<u>1,071,659,143*</u>	<u>1,133,850,848*</u>	<u>-62,191,705</u>	<u>-5.5</u>
Total	\$1,768,941,143	\$1,821,780,048	\$-52,838,905	-2.9

* Total appropriations for the Rochester City School District 2024-25 Budget represent all expenditures from the General Fund, Grants and Special Aid, and School Food Service. There are no expenditures represented from the American Rescue Plan (ARP), and the Coronavirus Response and Relief Supplemental Appropriations Act (CRRSA) program. Total appropriations for the Rochester City School District 2023-24 Budget includes expenditures from the General Fund, Grants and Special Aid, and School Food Service, as well as funds from American Rescue Plan (ARP), and the Coronavirus Response and Relief Supplemental Appropriations Act (CRRSA) program.

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

	<u>Proposed 2024-25</u>	<u>Amended 2023-24</u>	<u>\$ Difference</u>	<u>% Difference</u>
City	\$ 631,828,783	\$ 622,475,983	\$ 9,352,800	1.5
School	<u>957,918,643</u>	<u>1,020,110,348</u>	<u>-62,191,705</u>	<u>-6.1</u>
Total	\$1,589,747,426	\$1,642,586,331	\$-52,838,905	-3.2

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

	<u>Proposed 2024-25</u>	<u>Amended 2023-24</u>	<u>\$ Difference</u>	<u>% Difference</u>
Tax Revenue	\$179,193,717	\$179,193,717	\$ 0	0.00
Tax Reserve	<u>8,443,683</u>	<u>8,443,683</u>	0	<u>0.00</u>
Tax Levy	\$187,637,400	\$187,637,400	\$ 0	0.00

3. Total appropriations for the Local Works fund of \$24,866,300 and total assessments of \$20,685,000

	<u>Proposed 2024-25</u>	<u>Amended 2023-24</u>	<u>\$ Difference</u>	<u>% Difference</u>
Street Maintenance	\$ 3,891,496	\$ 3,287,793	\$603,703	18.4
Sidewalk Repair	1,770,585	1,568,436	202,149	12.9
Roadway Plowing	11,933,054	12,306,189	-373,135	-3.0
Sidewalk Plowing	<u>3,089,865</u>	<u>3,526,582</u>	<u>- 436, 717</u>	<u>-12.4</u>
Total	\$20,685,000	\$20,689,000	-4,000	0.0

0

4. Program Assessments

On April 24, 2024, the following budgets were approved: street lighting, street malls, and East Avenue/Alexander Street Entertainment District. The budget for the special assessment district parking lots, security and snow removal at the Public Market, Downtown Enhancement District, the Mt. Hope Streetscape, the Cascade Historic Streetscape, the South Avenue/Alexander Street Open Space District, and the Arnold Park Sidewalk Enhancement District were approved on May 21, 2024. The assessments required are as follows:

	<u>Proposed 2024-25</u>	<u>Amended 2023-24</u>	<u>\$ Difference</u>	<u>% Difference</u>
Street Malls	\$36,102	\$31,303	\$4,799	15.3
Parking Lots	15,896	70,403	-54,507	-77.4
Public Market	51,320	51,874	-554	-1.1
Lighting and Streetscape	33,180	29,996	3,184	10.6
Downtown Enhancement	758,500	726,800	31,700	4.4
High Falls	0	25,000	-25,000	-100.0
South Ave Alexander Streetscape	8,900	8,900	0	0.0
Mt. Hope Streetscape	20,000	20,000	0	0.0
East/Alexander Entertainment	22,032	22,032	0	0.0
Arnold Park Enhanced Sidewalks	51,985	0	51,985	100.0

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

	<u>Proposed 2024-25</u>	<u>Amended 2023-24</u>	<u>\$ Difference</u>	<u>% Difference</u>
Delinquent Refuse	\$720,134	\$656,899	\$63,235	9.6
Delinquent Water	6,237,401	5,789,349	448,052	7.7
Code Enforcement	185,350	104,955	80,395	76.6
Supplemental and Omitted Taxes	310,237	248,939	61,298	24.6
Local Improvements	0	1,334	-1,334	-100.0
Demolitions	2,038,013	36,552	2,001,461	5,475.7
Encroachments	5,900	5,015	885	17.6
Rehabilitation	104,647	150,929	-46,282	-30.7
Code Violations	2,226,575	1,433,750	792,825	55.3
Emergency Abatement	91,113	52,783	38,330	72.6

6. Fee increases and Charter and Code changes

6A. A rate increase of 3.5% to base rates and consumption rates is proposed to balance the Water Fund. The proposed increase is expected to result in \$1,330,000 incremental revenue.

Respectfully submitted,
Malik D. Evans
Mayor

Motion to discharge Int. No. 253 by Councilmember Gruber;
2nd by Councilmember Monroe.
Motion to discharge passed by the following vote:

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

Nays - Councilmember Martin - 1.

Ordinance No. 2024-200
(Int. No. 253)

Adoption of the Budget estimates for municipal purposes for the 2024-25 fiscal year, appropriation of sums set forth therein and approving commercial refuse fees

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

Section 1. The budget estimate for municipal purposes for the fiscal year July 1, 2024 to June 30, 2025, providing for the expenditure of \$697,282,000, is in all respects adopted, confirmed, fixed, and determined.

Section 2. The sums of money designated in the budget estimate for municipal purposes for the fiscal year 2024-25 are hereby authorized to be expended and the sum of \$697,282,000 is hereby appropriated for the current expenses of the departments and agencies; cash capital; debt service; and for the other purposes therein, in the manner provided by law, as listed below:

City Council and Clerk	\$7,660,400
Administration	20,122,000
Neighborhood and Business Development	23,285,700
Environmental Services	104,849,600
Finance	12,103,500
Information Technology	10,350,100
Law	3,115,500
Library	13,890,800
Recreation and Human Services	25,963,100
Emergency Communications	18,018,000
Police	110,757,900
Fire	63,655,200
Undistributed Expenses	182,743,600
Contingency	3,527,400
Cash Capital	53,614,900
Debt Service	43,624,300
Sub-total	\$697,282,000
Tax Reserve	3,084,183
Total	\$700,366,183

Section 3. The budget estimate of the current revenues and other receipts, other than real estate taxes and the School Tax Relief (STAR) funds, for municipal purposes for the fiscal year 2024-25 is hereby fixed and determined at \$631,828,783 and said sum is appropriated for the purposes set forth in the budget estimate.

Section 4. The budget estimate for the fiscal year 2024-25 providing for raising the sum of \$68,537,400 in taxation on real estate for municipal purposes is hereby adopted.

Section 5. Pursuant to subsection 20-24B(1) of the Municipal Code, the Council hereby approves the fees for collection of commercial refuse and recyclables as proposed by the Mayor for fiscal year 2024-25.

Section 6. This ordinance shall take effect on July 1, 2024.

Passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Monroe, Patterson - 5.

Nays - Councilmembers Lightfoot, Lupien, Martin, Smith - 4.

Motion to discharge Int. No. 254 by Councilmember Gruber;
2nd by Councilmember Patterson.

Motion to discharge passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Lightfoot, Martin, Monroe, Patterson, Smith - 7.

Nays - None - 0.

Vice President Harris, Councilmember Lupien abstained due to a professional relationship.

Ordinance No. 2024-201
(Int. No. 254)

Adoption of the Budget estimates for school purposes for the 2024-25 fiscal year and appropriation of sums set forth therein

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

Section 1. The budget estimate for school purposes for the fiscal year July 1, 2024 to June 30, 2025, providing for the expenditure of \$1,071,659,143, is in all respects adopted, confirmed, fixed, and determined.

Section 2. The sums of money designated in the budget estimate for school purposes for the fiscal year 2024-25 are hereby authorized to be expended and the sum of \$1,071,659,143 is hereby appropriated by the Board of Education for the following purposes:

Operations		\$976,287,399
Cash Capital		14,020,121
Debt Service		<u>81,351,623</u>
	Subtotal	1,071,659,143
Tax Reserve		<u>5,359,500</u>
	Total	\$1,077,018,643

Section 3. The budget estimate of the current revenues and other receipts, other than real estate taxes, for school purposes for the fiscal year 2024-25 is hereby fixed and determined at \$957,918,643 and said sum is hereby appropriated for the purposes set forth in the budget estimate.

Section 4. The budget estimate for the fiscal year 2024-25 providing for raising the sum of \$119,100,000 in taxation on real estate for school purposes is hereby adopted.

Section 5. This ordinance shall take effect on July 1, 2024.

Passed by the following vote:

Ayes - Councilmembers Gruber, Martin, Monroe, Patterson - 4.

Nays - President Meléndez, Councilmembers Lightfoot, Smith - 3.

Vice President Harris, Councilmember Lupien abstained due to a professional relationship.

Motion to discharge Int. No. 255 by Councilmember Gruber;
2nd by Vice President Harris.

Motion to discharge passed unanimously.

Ordinance No. 2024-202
(Int. No. 255)

Levying taxes for municipal purposes for the fiscal year commencing July 1, 2024 and expiring June 30, 2025

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

Section 1. The sum of \$68,537,400, which sum is deemed by the Council sufficient with other revenues to produce from collection during the fiscal year commencing July 1, 2024 and expiring June 30, 2025 the amount required to meet the budget estimates for municipal purposes, is hereby levied on all taxable real property in the City of Rochester, as set forth in the assessment rolls, for the fiscal year commencing July 1, 2024 and expiring June 30, 2025.

Section 2. The Director of Finance shall cause the taxes levied above to be inserted in the assessment rolls for the fiscal year commencing July 1, 2024 and expiring June 30, 2025.

Section 3. This ordinance shall take effect on July 1, 2024.

Passed unanimously.

Motion to discharge Int. No. 256 by Councilmember Gruber;
2nd by Councilmember Patterson.
Motion to discharge passed by the following vote:.

Ayes - President Meléndez, Councilmembers Gruber, Harris, Lightfoot, Monroe, Patterson, Smith - 7.

Nays - None - 0.

Vice President Harris and Councilmember Lupien abstained due to a professional relationship.

Ordinance No. 2024-203
(Int. No. 256)

Levying taxes for school purposes for the fiscal year commencing July 1, 2024 and expiring June 30, 2025

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

Section 1. The sum of \$119,100,000, which sum is deemed by the Council sufficient with other revenues to produce from collection during the fiscal year commencing July 1, 2024 and expiring June 30, 2025 the amount required to meet the budget estimates for school purposes, is hereby levied on all taxable real property in the City of Rochester, as set forth in the assessment rolls, for the fiscal year commencing July 1, 2024 and expiring June 30, 2025.

Section 2. The Director of Finance shall cause the taxes levied above to be inserted in the assessment rolls for the fiscal year commencing July 1, 2024 and expiring June 30, 2025.

Section 3. This ordinance shall take effect on July 1, 2024.

Passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Lightfoot, Martin, Monroe, Patterson, Smith - 7.

Nays - None - 0.

Vice President Harris and Councilmember Lupien abstained due to a professional relationship.

Motion to discharge Int. No. 257 by Councilmember Gruber;

2nd by Councilmember Patterson.

Motion to discharge passed unanimously.

Local Improvement Ordinance No. 1819

(Int. No. 257)

Local Improvement Ordinance - Street cleaning, street and sidewalk snow removal, and hazardous sidewalk repair commencing July 1, 2024 and expiring June 30, 2025

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

Section 1. The Council finds and declares (1) that it is in the public interest to provide street cleaning, snow removal services on the streets and sidewalks, and the repair of hazardous sidewalks in the City of Rochester during the fiscal year from July 1, 2024 to June 30, 2025; (2) that the provision of such service benefits the properties abutting on such streets and sidewalks, and (3) that the cost of providing such services should be borne by the benefitted properties according to the benefit received by such properties.

Section 2. The Commissioner of Environmental Services shall cause the following improvements and work to be provided on streets, sidewalks and lots in the City of Rochester during the fiscal year July 1, 2024 to June 30, 2025:

- A. The removal of snow from such sidewalks and the repair of such hazardous sidewalks as the Commissioner may direct.
- B. The removal of snow and ice from the roadway of such streets as the Commissioner may direct, including the use of sodium chloride, calcium chloride, and other chemicals or abrasives for the treatment of slippery or icy pavement as deemed necessary by the Commissioner.
- C. The cleaning and/or flushing of such streets as the Commissioner may direct, including hand-cleaning, tank flushing, mechanical sweeping, and the collection and removal of brush, leaves, and debris.

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

Section 4. The cost of providing such street cleaning and street snow removal services for the 2024-25 fiscal year shall be assessed against all parcels of property that abut a street, reflecting the benefit to be derived by such parcels from such services. The cost of providing such sidewalk repair and snow removal services for the 2024-25 fiscal year shall be assessed against all parcels of property that abut a sidewalk, reflecting the benefit to be derived by such parcels from such services.

Section 5. The amount assessed shall be allocated among all benefitted parcels in direct proportion to each parcel's street or sidewalk footage, defined for purposes of this ordinance as the full footage of the parcel along the street or sidewalk upon which it fronts, plus one-third of the footage

along any other abutting streets or sidewalks. The Council hereby determines that such street or sidewalk footage represents the relative amount of benefit received by each such parcel.

Section 6. The total cost of such services to be assessed on July 1, 2024 shall be \$20,685,000.00 consisting of \$3,891,496.00 for street and lot maintenance, \$1,770,585.00 for sidewalk repair, \$11,933,054.00 for roadway snow removal and \$3,089,865.00 for sidewalk snow removal services. Such total amount constitutes an estimate of the amount necessary to pay contractors to provide services and to cover the costs of providing services with City crews between July 1, 2024 and June 30, 2025, less any miscellaneous revenues estimated to be collected during the same period, plus a reasonable reserve for uncollected assessments. All assessments collected shall be paid into the Local Works Fund, and all costs incurred shall be paid from such fund. The amounts assessed herein are appropriated for that purpose.

Section 7. The amount assessed on July 1, 2024 shall be billed on the tax bill and shall be due in one installment. Delinquent assessments collected more than 60 days into a fiscal year subsequent to the fiscal year billed shall be credited as revenue in the year collected and applied against costs in that fiscal year.

Section 8. This ordinance shall take effect on July 1, 2024.

Passed unanimously.

Motion to discharge Int. No. 258 by Councilmember Gruber;
2nd by Councilmember Patterson.
Motion to discharge passed unanimously.

Motion to amend by Councilmember Gruber;
2nd by Councilmember Lupien.
Motion to amend passed unanimously.

Ordinance No. 2024-204
(Int. No. 258)

Confirming the assessments, amounts and charges to be inserted in the annual tax rolls for the fiscal year commencing July 1, 2024 and expiring June 30, 2025, as amended

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

Section 1. The following assessments, amounts and charges, and the allocation of said amounts against properties in the City, as set forth in roll or rolls on file in the City Clerk's Office, to be inserted into the annual tax rolls for the fiscal year commencing July 1, 2024 and expiring June 30, 2025 are hereby in all respects confirmed:

Street and Lot Maintenance	\$3,891,496.00
Roadway Snow Removal	11,933,054.00
Sidewalk Snow Removal	3,089,865.00
Hazardous Sidewalk Repair	1,770,585.00
Delinquent Refuse	720,134.10
Delinquent Water Charges	6,237,400.81
Supplemental Taxes	310,237.29
Demolitions	2,038,012.76
Street Malls	36,102.24

Parking Lots	15,896.48
Code Enforcements	185,350.00
Code Violations	2,226,575.00
Downtown Enhancement	758,500.00
Emergency Abatement	91,112.84
Public Market Plowing	5,777.00
Public Market Security	45,543.25
Encroachment Fees	5,900.00
Rehabilitation Charges	104,646.80
Wilson Blvd. Street Lights	914.46
Norton Street Lights	1,972.42
Cascade Lights	1,369.28
Cascade Streetscape	4,000.00
Lake Avenue Lights	6,132.14
St. Paul Street Lighting	833.67
Upper East Alexander Refuse	22,032.00
Browncroft Lighting	9,508.99
Nunda Boulevard Lighting	8,449.38
Mt. Hope Streetscape	20,000.00
South Avenue Open Space 1	\$4,586.50
South Avenue Open Space 2	\$4,313.50
Arnold Park Enhanced Sidewalks	51,985.00
	<u>\$4,420.12</u>

Section 2. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined.

Passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Monroe, Patterson - 5.

Nays - Councilmembers Lightfoot, Lupien, Martin, Smith - 4.

Motion to discharge Int. No. 259 by Councilmember Gruber;
 2nd by Councilmember Patterson.
 Motion to discharge passed unanimously.

Ordinance No. 2024-205
 (Int. No. 259)

Amending the Municipal Code with respect to water rates

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

Section 1. Section 23-37 of the Municipal Code, relating to fees for water, as amended, is hereby further amended by amending subsections A and C thereof to read in their entirety as follows:

A. Consumption rates.

(1) Consumption Charge; schedule of rates.

<u>Gallons Consumed per Month</u>	<u>Charge per 1,000 Gallons</u>
0 to 300,000	\$3.96 <u>4.10</u>
300,001 to 1,000,000	\$3.56 <u>3.68</u>
1,000,001 to 13,000,000	\$2.77 <u>2.87</u>
Over 13,000,000	\$1.59 <u>1.65</u>

(2) Base Charge.

Size of Meter (inches)	Charge per Month
5/8	\$9.48 <u>9.81</u>
3/4	\$14.24 <u>14.74</u>
1	\$41.19 <u>42.63</u>
1 1/2	\$61.01 <u>63.15</u>
2	\$81.61 <u>84.47</u>
3	\$203.94 <u>211.08</u>
4	\$407.50 <u>421.76</u>
6	\$610.90 <u>632.28</u>
8	\$1,328.31 <u>1,374.80</u>
10	\$1,992.47 <u>2,062.21</u>

C. Fire-service charges.

(1) Domestic fire-service charge.

<u>Size of First Check Valve (inches)</u>	<u>Charge per Quarter</u>
Up to 2"	\$46.00 <u>47.61</u>
4"	\$91.00 <u>94.19</u>
6"	\$180.00 <u>186.30</u>
8"	\$357.00 <u>369.50</u>
10"	\$528.00 <u>546.48</u>
12"	\$759.00 <u>785.57</u>

(2) Holly high-pressure fire-service charge.

<u>Size of First Check Valve (inches)</u>	<u>Charge per Quarter</u>
Up to 2"	\$126.00 <u>130.41</u>
4"	\$253.00 <u>261.86</u>
6"	\$336.00 <u>347.76</u>
8"	\$670.00 <u>693.45</u>
10"	\$990.00 <u>1,024.65</u>

(3) Holly high-pressure consumption charge: ~~\$12.12~~ 12.54 per 1,000 gallons.

Section 2. This ordinance shall take effect on July 1, 2024.

Strikeout indicates deleted text, new text is underlined

Passed unanimously.

By Councilmember Lightfoot
June 18, 2024

To the Council:

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

- Int. No. 241 Authorizing agreement for the NYS Division of Homeland Security and Emergency Services FY2021 Bomb Squad Initiative grant
- Int. No. 242 Authorizing agreement for the NYS Division of Homeland Security and Emergency Services FY2021 Explosive Detection Canine Initiative grant
- Int. No. 243 Authorizing agreement for the NYS Division of Homeland Security and Emergency Services FY2021 Targeted Tactical Team Program grant
- Int. No. 244 Authorizing agreement for the NYS Division of Homeland Security and Emergency Services FY2022 Bomb Squad Initiative grant
- Int. No. 245 Appropriating 2024-25 Annual Action Plan funds for a smoke detector and carbon monoxide detector installation program
- Int. No. 252 Authorizing an amendatory legal services agreement for the Police Accountability Board

Respectfully submitted,
Willie J. Lightfoot
Mitch Gruber
Mary Lupien (*voted against Int. Nos 242 & 243*)
Stanley Martin (*voted against Int. Nos. 242, 24 & 244*)
Bridget Monroe
Michael A. Patterson
Kimberly Smith (*voted against Int. No. 242 & 243*)
LaShay D. Harris
Miguel A. Meléndez Jr.
PUBLIC SAFETY COMMITTEE

Received, filed and published.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2024-206
Re: Grant Agreement – New York State Division of Homeland Security and Emergency Services,
FY2021 Bomb Squad Initiative grant

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation authorizing an agreement with the New York State Division of Homeland Security and Emergency Services for the receipt and use of \$112,500 for a Fiscal Year 2021 Bomb Squad Initiative grant.

This grant will be used to enhance and maintain the capabilities of the Police Department's Bomb Squad. The grant budget includes funds for equipment and training. Equipment to be purchased includes an x-ray

system and protective suits and helmets. Funds will also be used for registration and travel expenses for training.

This is the eighth year RPD has received this grant. The most recent grant was approved by Ordinance No. 2022-351. No matching funds are required.

The term of the agreement is April 1, 2024 through August 31, 2025.

Respectfully submitted,
Malik D. Evans
Mayor

Ordinance No. 2024-206
(Int. No. 241)

**Authorizing agreement for the NYS Division of Homeland Security and Emergency Services
FY2021 Bomb Squad Initiative grant**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the New York State Division of Homeland Security and Emergency Services for the receipt and use of the Fiscal Year 2021 Bomb Squad Initiative funding to the Rochester Police Department in the amount of \$112,500, which funds are hereby appropriated for said purpose. The term of the agreement shall be from April 1, 2024 through August 31, 2025.

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. 2024-207
Re: Grant Agreement – New York State Division of Homeland Security and Emergency Services,
FY2021 Explosive Detection Canine Initiative grant

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation authorizing an agreement with the New York State Division of Homeland Security and Emergency Services for the receipt and use of \$15,000 for a Fiscal Year 2021 Explosive Detection Canine Initiative grant.

This grant will be used to enhance and maintain the capabilities of the Police Department's Canine Unit. The grant budget includes funds for the purchase of a working dog and related supplies.

This is the seventh year RPD has received this grant. The most recent grant was approved by Ordinance No. 2022-351. No matching funds are required.

The term of the agreement is April 1, 2024 through August 31, 2025.

Respectfully submitted,
Malik D. Evans
Mayor

Ordinance No. 2024-207
(Int. No. 242)

**Authorizing agreement for the NYS Division of Homeland Security and Emergency Services
FY2021 Explosive Detection Canine Initiative grant**

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 Division of Homeland Security and Emergency Services for the receipt and use of the Fiscal Year 2021 Explosive Detection Canine Initiative funding to the Rochester Police Department in the amount of \$15,000, which funds are hereby appropriated for said purpose. The term of the agreement shall be from April 1, 2024 through August 31, 2025.

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

Section 3. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Lightfoot, Monroe, Patterson - 6.

Nays - Councilmembers Lupien, Martin, Smith - 3.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2024-208
Re: Grant Agreement – New York State Division of Homeland Security and Emergency Services,
FY2021 Targeted Tactical Team Program grant

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation authorizing an agreement with the New York State Division of Homeland Security and Emergency Services for the receipt and use of \$75,000 for a Fiscal Year 2021 Targeted Tactical Team Program grant.

This grant will be used to enhance and maintain the capabilities of the Police Department's SWAT Team. The grant budget includes funds for equipment and training. Binoculars, night vision, explosive storage containers and radio headsets will be purchased. Training for command and leadership as well as sniper, breacher and munitions training will be included.

This is the seventh year RPD has received this grant. The most recent grant was approved by Ordinance No. 2022-351. No matching funds are required.

The term of the agreement is April 1, 2024 through August 31, 2025.

Respectfully submitted,
Malik D. Evans
Mayor

Ordinance No. 2024-208
(Int. No. 243)

**Authorizing agreement for the NYS Division of Homeland Security and Emergency Services
FY2021 Targeted Tactical Team Program grant**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the New York State Division of Homeland Security and Emergency Services for the receipt and use of Fiscal Year 2021 Targeted Tactical Team Program funding to the Rochester Police Department in the amount of \$75,000, which funds are hereby appropriated for said purpose. The term of the agreement shall be from April 1, 2024 through August 31, 2025.

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

Section 3. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Lightfoot, Monroe, Patterson - 6.

Nays - Councilmembers Lupien, Martin, Smith - 3.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2024-209
Re: Grant Agreement – New York State Division of Homeland Security and Emergency Services,
FY2022 Bomb Squad Initiative grant

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation authorizing an agreement with the New York State Division of Homeland Security and Emergency Services for the receipt and use of \$100,000 for a Fiscal Year 2022 Bomb Squad Initiative grant.

This grant will be used to enhance and maintain the capabilities of the Police Department's Bomb Squad. The grant budget includes funds for equipment and training. Equipment to be purchased includes a pickup truck with towing capability and tools for maritime operations. With the Port being part of the City, the Bomb Squad needs ability to neutralize explosive devices on the water. These tools will provide this capability. Funds will also be used for registration and travel expenses to send officers to the FBI's Hazardous Devices School for training.

This is the eighth year RPD has received this grant. The most recent grant was approved by

Ordinance No. 2022-351. No matching funds are required.

The term of the agreement is April 1, 2024 through August 31, 2025.

Respectfully submitted,
Malik D. Evans
Mayor

Ordinance No. 2024-209
(Int. No. 244)

**Authorizing agreement for the NYS Division of Homeland Security and Emergency Services
FY2022 Bomb Squad Initiative grant**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the New York State Division of Homeland Security and Emergency Services for the receipt and use of the Fiscal Year 2022 Bomb Squad Initiative funding to the Rochester Police Department in the amount of \$100,000, which funds are hereby appropriated for said purpose. The term of the agreement shall be from April 1, 2024 through August 31, 2025.

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

Section 3. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Lightfoot, Monroe, Patterson, Smith - 7.

Nays - Councilmembers Lupien, Martin - 2.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2024-210
Re: 2024-25 Annual Action Plan, Consolidated Community Development Plan, Fire Department
Small Equipment

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the Fire Department Small Equipment - Smoke Detector and Carbon Monoxide Detectors Installation program found in the 2024-25 Annual Action Plan. This legislation will appropriate \$55,451 from the Project 14 – Fire Department Small Equipment allocation of the 2024-25 Annual Action plan to fund the program, ~~contingent upon the release of the City's final 2024-25 formula grant allocation by HUD.~~

The exact appropriation amount will be finalized once HUD has announced the final 2024-25 formula grant allocations and the City has completed adjustments to finalize the 2024-25 Annual Action Plan. The specific adjustment method is outlined in the Annual Action Plan document. Final appropriations are expected to be within 3% of the allocation in the draft 2024-25 Annual Action Plan.

The Rochester Fire Department (RFD) provides and installs free smoke and carbon monoxide detectors to low and moderate income families in residential properties. The RFD coordinates and implements fire prevention and education programs to reach at-risk target populations.

In 2022-23, the program supported RFD installing 815 smoke detectors and 526 carbon monoxide detectors in residential properties throughout the city. In 2023-24, we are on track to install 925 smoke detectors and 549 carbon monoxide detectors. We anticipate that approximately 929 smoke detectors and 679 carbon monoxide detectors will be installed in residential properties throughout the city in 2024-25. Data for the previous five years is attached in Attachment A.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AX-138

Ordinance No. 2024-210
(Int. No. 245)

Appropriating 2024-25 Annual Action Plan funds for a smoke detector and carbon monoxide detector installation program

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

Section 1. The sum of \$55,451 is hereby appropriated from the Project 14 – Fire Department Small Equipment allocation of the 2024-25 Annual Action Plan (Plan), contingent upon approval of the Plan, to fund the Rochester Fire Department’s smoke detector and carbon monoxide detector installation program for the residences of low and moderate income families.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2024-211
Re: Amendatory legal services agreement

Council Priority: Public Safety

Legal Services for the Police Accountability Board
Transmitted herewith for your approval is legislation for an amendatory professional services agreement with Brown Hutchinson, LLP to provide additional legal services to the Police Accountability Board (PAB).

The agreement shall amend the existing legal services agreement that commenced on September 11, 2023 to extend the term by one year and to increase the maximum compensation by \$40,000 to a new total of \$60,000.

The amendatory compensation will be funded from the PAB allocation of the 2023-24 Budget of the City Council & Clerk Budget.

The original No RFP Justification Statement is attached.

Respectfully submitted,
Miguel A. Meléndez Jr.
Council President

Attachment No. AX-139

Ordinance No. 2024-211
(Int. No. 252)

Authorizing an amendatory legal services agreement for the Police Accountability Board

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 Brown Hutchinson, **LLP** to provide additional legal services to the Police Accountability Board (PAB). The amendatory agreement shall amend the existing legal services agreement that commenced on September 11, 2023 to extend the term by one year and to increase the maximum compensation by \$40,000 to a new total of \$60,000. The amendatory compensation shall be funded from the PAB allocation of the 2023-24 Budget of the City Council & Clerk Budget.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

By President Meléndez
June 18, 2024

To the Council:

The **COMMITTEE OF THE WHOLE** recommends for the following entitled Legislation to be **HELD** in Committee:

Int. No. 249 Resolution confirming the appointment of the Chief Technology Officer

Respectfully submitted,
Miguel A. Meléndez Jr.
LaShay D. Harris
Mitch Gruber
Willie J. Lightfoot
Mary Lupien
Stanley Martin
Bridget Monroe
Michael A. Patterson
Kimberly Smith
COMMITTEE OF THE WHOLE

Received, filed & published.

Motion to discharge Int. No. 249 introduced by President Meléndez.
Moved by Vice President Harris; 2nd by Councilmember Monroe.
Motion to discharge passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Resolution No. 2024-38
Re: Confirmation of the Chief Technology Director

Transmitted herewith for your approval is a Legislation Confirming, as required by the City Charter, the appointment of Harriet T. Fisher.

Harriet T. Fisher's resume is on file in the Rochester City Clerk's Office.

Respectfully submitted,
Malik D. Evans
Mayor

Resolution No. 2024-38
(Int. No. 249)

Resolution confirming the appointment of the Chief Technology Officer

WHEREAS, the Mayor has appointed Harriet T. Fisher to the position of Chief Technology Officer, subject to confirmation by the City Council, and

WHEREAS, Council has reviewed the qualifications of the appointee and determined that she 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 Harriet T. Fisher as Chief Technology Officer.

This resolution shall take effect immediately.

Adopted unanimously.

The meeting was adjourned at 8:25 pm.

HAZEL L. WASHINGTON
City Clerk