

ROCHESTER CITY COUNCIL

REGULAR MEETING

May 21, 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 Gruber

**THE COUNCIL PRESIDENT --- RECOGNITION CEREMONIES.**

**Special Recognitions:**

Mental Health Awareness Month:

**Rochester’s Crisis Intervention Services Team**

Danni Ashton	Kelly Hart	Ricardo Muniz
Shantalaa Bradley	Alia Henton-Williams	Tatianna Munoz
Janice Cartagena	Sabrina Holmes	Chelsea Pulluaim
Steve Carter	Jamie Horch	Semone Scurry
Shayla Chandler	Sherie Johnson	Shanette Simmons
Belinda Colon	Ian Layton	Melvin Tatum
Melvine Crawford	Alyssa Litto	Charde Tillison
Rose Doi	Emily Malloy	Kevin Voke
Eroll Freytes	Frances Julio Martinez	Monique Williams
Kellie Gatson	Lindsey Merchant	Sharelle Williams-Johnson
Leslie Gordon-Ogden		Kemani White

International Nurses Week:

**THE ROCHESTER BLACK NURSES ASSOCIATION (founders)**

Theresa Carter	Tanisha Lewis
Linda Collins	Dr. Celia McIntosh
Dr. Yvette Conyers	Dr. Wilhelmina Sizer
Brandi Henderson	Lavern Sleugh-Sharpe
Ja’Mia Hewitt	Mary Starks
Samantha House	Pamela Walker
Yachica Johnson	

**Retirement:**

**DES:**

Carol Kodweis

**DRHS:**

Hipolito Huertas

**FINANCE/PARKING:**

Donald Statt

**RFD:**

Stuart Kenyon  
Robert O'Shaughnessy

**RPD:**

Thomas Cassidy  
Regina Hayes  
Carol Kraus  
H. Cuyler Mooney  
Jeffrey Schroeder  
Michael Tymoch

**APPROVAL OF THE MINUTES**

By Councilmember Martin

RESOLVED, that the minutes of the Regular Meeting on April 24, 2024 be approved as published in the official sheets of the Proceedings.

Adopted unanimously.

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

The Council submits Disclosure of Interest Forms from **Councilmember Gruber** on Int. Nos. 143 and 144; **Vice President Harris** and **Councilmember Lupien** on Int. Nos. 168 and 180.

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

**THE COUNCIL PRESIDENT --- RECEIVED AND FILED**

**PUBLIC HEARINGS.**

**Pursuant to law, public hearings were held on May 16, 2024 on the following matters:**

Local Improvement Ordinance establishing the 2024-25 assessments and authorizing an agreement for the High Falls Business Improvement District Int. No. 133

One Speaker.

Authorizing an application and grant agreement for Restore NY Communities Initiative – Round 8 grant to support the Downtown Eastside Initiative Int. No. 134

One Speaker.

Resolution endorsing Monroe County application for Restore NY Communities Initiative – Round 8 grant to support the 422 East Henrietta Road Rehabilitation and 460 East Henrietta Demolition Project Int. No.135

No Speakers.

Local Improvement Ordinance authorizing special work and services related to the South Avenue/  
Alexander Street Open Space District for 2024-25 Int. No.138

One Speaker.

Amending the Zoning Map by changing the zoning classification of 573 South Clinton Avenue  
Int. No.139

One Speaker.

Local Improvement Ordinance – establishing the Arnold Park Enhanced Sidewalks Special Assessment  
District Int. No.150

No Speakers.

Local Improvement Ordinance – Areaway Treatment at 23-27 East Main Street Int. No.151

No Speakers.

Local Improvement Ordinance – establishing the levy and budget for the special work and services of the  
Downtown Enhancement District for 2024-25 Int. No.152

No Speakers.

Continuation of Local Improvement Ordinance No. 1652 relating to the Maintenance of Upgraded  
Streetscape Features as a Part of the Mt. Hope Avenue Improvement Project Int. No.153

No Speakers.

Local Improvement Ordinance – establishing the operating and maintenance costs of special assessments  
for streetscape enhancements for 2024-25 Int. No.154

No Speakers.

Local Improvement Ordinance – reestablishing the Public Market Snow Removal Special Assessment  
District for 10 years and establishing the cost of the District’s special services for 2024-25 Int. No.171

No Speakers.

Local Improvement Ordinance – reestablishing the Public Market Security Special Assessment District for  
10 years and establishing the cost of the District’s special services for 2024-25 Int. No.172

No Speakers.

Continuation of Local Improvement Ordinance No. 1357 relating to the Culver/Merchants Commercial  
Parking Lot Int. No.178

No Speakers.

Local Improvement Ordinance - Establishing the operating and maintenance costs of neighborhood  
commercial and residential parking areas for 2024-25 Int. No.179

No Speakers.

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

President Meléndez introduced a motion to consider Int. No. 185 without referring to a committee. Moved by Vice President Harris, 2<sup>nd</sup> by Councilmember Smith. Motion to consider passed unanimously.

Resolution No. 2024-19  
Re: Home Rule Message to establish the Bank of Rochester

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area: Fostering Prosperity & Opportunity

Transmitted herewith for your approval is a Home Rule Message resolution requesting that the State Legislature approve a bill authorizing the City to establish a Bank of Rochester to support local economic development initiatives, such as improving infrastructure, supporting local businesses, and addressing housing needs.

The bill, entitled the "Bank of Rochester Act" (the Act), amends the State Banking Law to authorize the Bank of Rochester (the Bank), a special purpose, not-for-profit, tax-exempt financial institution established "for the public purposes of achieving cost savings, strengthening local economies, supporting community economic development, and addressing infrastructure and housing needs." The Bank will hold public deposits to be reinvested in equitable economic development initiatives to be set forth in the Banks's policy mandate.

The Act's list of authorized Bank activities includes: accepting deposits from City, County and other local government agencies; accepting deposits from State or Federal government agencies; granting loans or extensions of credit to agencies of the City, County or other local governments located in Monroe County; granting loans or extensions of credit and purchasing the stocks and bonds of locally based credit unions, community banks, minority depository institutions or other local financial institutions devoted to low-income or other undeserved or economically distressed communities; granting loans or extensions of credit to fund infrastructure projects; and issuing bonds.

The Bank is not allowed to compete with commercial banks or local financial institutions, such as by offering retail banking services to the public, participating in direct commercial lending or investing in the stock market. It may, however, partner with local financial institutions, community development financial institutions and local community banks on projects that are in furtherance of the Bank's policy mandate.

The Act requires the Bank to operate in accordance with a policy mandate to be adopted by the Bank's board of directors and subject to approval by the Mayor and President .of Council. The policy mandate will be a written declaration of the Bank's core public purpose, identifying its priorities and the desired outcomes. Policy mandate priorities could include the promotion of low- income and affordable housing, infrastructure development, community land trusts, small business development, green energy or other initiatives that serve a public purpose.

The Bank will be managed by a board of directors comprised of nine voting and four non-voting directors. Of the nine voting directors, four will be appointed by the Mayor, two by the Council President, one designated *ex officio* as the City Budget Director, one by the County Executive, and one by the County Legislature President. Of the four non-voting directors, one will be appointed by the Mayor, two by the Council President and one by the County Legislature. To assure a diversity of viewpoints and expertise, each director is required either to satisfy a particular occupational or experiential requirement, or be recommended to the appointing officer by an outside organization involved in a particular aspect of community development.

The Bank will be a unique and powerful tool, leveraging the City's and other public funds to finance the City's public policy initiatives and providing financing for projects and historically red-lined neighborhoods that are underserved by existing financial institutions.

Respectfully submitted,  
Malik D. Evans  
Mayor

Miguel A. Meléndez  
Council President

LaShay D. Harris  
Council Vice President  
South District

Mitch Gruber  
Councilmember At-Large

Willie J. Lightfoot Jr.  
Councilmember At-Large

Stanley Martin  
Councilmember At-Large

Bridget A. Monroe  
Councilmember  
Northwest District

Michael A. Patterson  
Councilmember  
Northeast District

Kim Smith  
At-Large

Resolution No. 2024-19  
(Int. No. 185)

**Resolution for the purpose of a Home Rule Message regarding State legislation to enact the Bank of Rochester Act**

Concurring in the request by the Mayor of the City of Rochester to the Senate and the Assembly of the State of New York pursuant to Article IX of the New York State Constitution to enact into law certain legislation in relation to enacting a Bank of Rochester Act.

WHEREAS, the legislation above would be beneficial to the people of Rochester and the City of Rochester does not have the power to enact such legislation by local law.

BE IT RESOLVED, by the City Council of the City of Rochester that said Council concurs in the request of Malik D. Evans, Mayor of the City of Rochester, to the Senate and the Assembly of the State of New York, constituting the New York State Legislature, that said Legislature enact the legislation set forth in the following bill entitled:

AN ACT to amend the banking law and the state finance law, in relation to enacting the "bank of Rochester act".

Being Senate Bill No. S. 9326 and Assembly Bill No. A. 10134.

This resolution shall take effect immediately.

Adopted unanimously.

President Meléndez introduced a motion to consider Int. No. 186 without referring to a committee. Moved by Councilmember Lupien; 2<sup>nd</sup> by Vice President Harris. Motion to consider passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2024-110  
Re: Amendatory Agreement - WBCP, Inc

Council Priority: Public Safety

Executive Search Firm to Conduct a Nationwide Search for the next Executive Director for the Police Accountability Board

Transmitted herewith for your approval is legislation authorizing an amendatory agreement with WBCP, Inc (Wendi Brown, President, Rogue River, Oregon) to provide additional services related to the executive search for recruitment and selection of the position of Executive Director for the Police Accountability Board. The original agreement, authorized in January 2024 established maximum compensation at \$40,000 for a term to continue until a qualified candidate's acceptance of the position occurs. This amendment will increase the compensation by \$2,500, to a maximum total of \$42,500. This additional cost will be funded from the 2023-24 Budget of the City Council & Clerk. The term will remain the same.

The most recent legislative action on this item was 2024-27.

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

Ordinance No. 2024-110  
(Int. No. 186)

**Authorizing an amendatory agreement for the recruitment and selection of an Executive Director 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 WBCP, Inc to continue a nationwide search for qualified candidates and to assist with the selection of an Executive Director for the Police Accountability Board. The original agreement authorized in Ordinance No. 2024-27 shall be amended to increase the compensation by \$2,500 to a new total of \$42,500. The amendatory compensation shall be funded from the 2023-24 Budget of the City Council & Clerk.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

REPORTS OF STANDING COMMITTEES  
AND ACTION THEREON

By Councilmember Patterson  
May 21, 2024

To the Council:

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

- Int. No. 132 Authorizing a lease agreement with Arbor at the Port, LLC
- Int. No. 136 Appropriating funds and authorizing an agreement for Housing Stability and Repair Programs
- Int. No. 137 Amending the 2024-25 Budget for the Owner Occupant Roof Program
- Int. No. 140 Authorizing agreements for Neighborhood Ambassador Programs in Lyell Avenue and Monroe Avenue areas
- Int. No. 141 Resolution relating to the consideration of a new vacancy rate study

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

- Int. No. 133 Local Improvement Ordinance establishing the 2024-25 assessments and authorizing an agreement for the High Falls Business Improvement District
- Int. No. 134 Authorizing an application and grant agreement for Restore NY Communities Initiative – Round 8 grant to support the Downtown Eastside Initiative
- Int. No. 135 Resolution endorsing Monroe County application for Restore NY Communities Initiative – Round 8 grant to support the 422 East Henrietta Road Rehabilitation and 460 East Henrietta Demolition Project
- Int. No. 138 Local Improvement Ordinance authorizing special work and services related to the South Avenue/Alexander Street Open Space District for 2024-25
- Int. No. 139 Amending the Zoning Map by changing the zoning classification of 573 South Clinton Avenue

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. 2024-111  
Re: Lease Agreement Port Terminal Building – Suite 203-B, Arbor at the Port, LLC

Council Priority: Creating and Sustaining a Culture of Vibrancy

Comprehensive Plan Area: Fostering Prosperity and Opportunity

Transmitted herewith for your approval is legislation authorizing a lease agreement between the City and Arbor at the Port, LLC, (Agathi Georgiou Graham and Edward Zachary Graham, Owners, 17 Pitkin St, Rochester, NY). The applicant will lease approximately 1,485 square feet of space in the Port Terminal Building (Suite 203-B). The term will be June 1, 2024 – April 30, 2028. The monthly rental amount will be \$1,237.50 calculated at a rate of \$10 per square foot annually, which was established through an independent appraisal performed by Kevin Bruckner, MAI, of Bruckner, Tillet, Rossi, Cahill & Associates, Inc. as of February, 2024. The tenant will have the option to renew for an additional five (5) year term.

Arbor at the Port, LLC has leased Suite 110 in the Port of Rochester since April 1, 2018, authorized in March 2018 by Ordinance No. 2018-60 and amended in July 2018 by Ordinance No. 2018-227. They have also leased Suite 111 since February 2021, authorized by Ordinance No. 2021-33. The additional lease at Suite 203-B will give them the ability to host smaller events, use the space as a bridal and/or groom suite and for photo opportunities. The initial lease term is 47 months to align the renewal dates with the leases of Suite 110 and Suite 111. A floor plan of the leased space is included in Attachment A.

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-74

Ordinance No. 2024-111  
(Int. No. 132)

**Authorizing a lease agreement with Arbor at the Port, LLC**

WHEREAS, the City of Rochester has received a proposal from Arbor at the Port, LLC for the lease of space in the Port Terminal Building located at 1000 North River Street;

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

WHEREAS, the Council has formally reviewed the independent appraisal of the value of the lease prepared by Kevin Bruckner, MAI of Bruckner, Tillet, Rossi, Cahill & Associates, Inc.;

WHEREAS, the Council affirmatively finds that the proposed lease authorized herein is in the public interest because it will provide the lessee with additional space to support smaller social gatherings and to complement the lessee's uses of other Port Terminal Building spaces that it already leases from the City; and

WHEREAS, the Council affirmatively finds that the term of such proposed lease, which is 47 months with one five-year renewal options, is reasonable and necessary in light of the lease's intended purpose and that the public will benefit throughout that term.

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



Section 1. The Mayor is hereby authorized to enter into a lease agreement with Arbor at the Port, LLC for use of approximately 1,425 square feet of space in Suite 203-B of the Port Terminal Building. The term of the agreement shall be from June 1, 2024 to April 30, 2028 with the option to renew one additional five-year term.

Section 2. The monthly rental amount shall be \$1,237.50.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

Motion to move Int. No. 133 to the Committee.

Moved by Councilmember Lupien; 2<sup>nd</sup> by Councilmember Martin.

Motion passed by the following vote:

Ayes - Councilmembers Harris, Lightfoot, Lupien, Martin, Patterson, Smith - 6.

Nays - President Meléndez, Councilmembers Gruber, Monroe - 3.

Int. No. 133

Re: High Falls Business Improvement District

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 High Falls Business Improvement District (BID) established via Local Law No.1 in December 2004. This legislation will:

- 1) Approve the 2024-2025 Budget totaling \$25,000 submitted by the High Falls BID Board.
- 2) Establish \$25,000 as the 2024-2025 assessment for the district and authorize the apportionment of the cost among the subject properties.
- 3) Authorize an agreement with the High Falls BID Management Association, Inc. for implementation of the services outlined in the BID plan.

The amount of the annual levy is determined by the budget proposed by the BID. The amount assessed to an individual property is determined by its primary use, which is verified annually. Funds are used for additional clean-up, beautification, landscaping, marketing, advertising, and promotional materials. Funds have also been used for special purposes such as historic signage and a lunchtime summer concert series produced in conjunction with the Hochstein School of Music.

The High Falls BID Plan outlines a description of the BID boundaries, and the assessment formula used to determine each building owners' share. The plan is on file in the City Clerk's office. A map of the BID is included in Attachment A, and the current and proposed budgets are included in Attachment B.

A public hearing on the assessment is required.

**Local Improvement Ordinance establishing the 2024-25 assessments and authorizing an agreement for the High Falls Business Improvement District**

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

Section 1. The Council hereby approves the continuation of the High Falls Business Improvement District (District). The 2024-25 Budget for the District is established at \$25,000, which amount shall be assessed and levied among the benefited properties in accordance with Local Law No. 1 of 2004.

Section 2. The Mayor is hereby authorized to enter into an agreement with the High Falls Business Improvement District Management Association, Inc. to provide the services outlined in the District Plan. The agreement shall contain such additional terms and conditions as the Mayor deems appropriate.

Section 3. This ordinance shall take effect immediately.

Item was HELD.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2024-112

Re: Restore New York Communities Initiative – Round 8 Downtown Eastside Initiative

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

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation relating to the “Downtown Eastside Initiative”, a program to reuse and/or rehabilitate up to three underutilized properties at strategic locations (Project). The legislation authorizes an application to Empire State Development (ESD), and a subsequent grant disbursement agreement with the New York State Urban Development Corporation, doing business as ESD, for the receipt and use of a grant totaling up to \$4,000,000 to help fund the Project. The source of the funding would be Round 8 of the Restore New York Communities Initiative (Restore NY).

Restore NY provides financial assistance to municipalities for the demolition, deconstruction, rehabilitation, and/or reconstruction of vacant, abandoned, condemned, and/or surplus properties. Restore NY funds may also be used for site development needs to support the rehabilitation of properties. Total statewide funding for Round 8 is \$60,000,000. Municipalities with populations over 100,000 are eligible to apply for one project, with a maximum grant request of \$4,000,000. A single Restore NY project may include multiple, geographically-proximate properties.

An internal advisory committee composed of staff from the Department of Neighborhood and Business Development reviewed properties for inclusion in the City’s 2024 Restore NY Round 8 application. The advisory committee recommended a “Downtown Eastside Initiative”, consisting of three underutilized properties that are strategically clustered in proximity to areas of recent and upcoming significant downtown investment such as: Restore NY Round 6; Sibley Square; Midtown Rising; Downtown Revitalization Initiative; the Metropolitan; and, ROC the Riverway.

The City would use the Round 8 Restore NY grant to provide gap funding for the adaptive reuse and/or rehabilitation of the three properties in order to further downtown revitalization as recommended in the City’s Rochester 2034 Comprehensive Plan. A letter of intent to apply for this project was submitted to ESD on March 25, 2024 and a full application is due to ESD by May 22, 2024.

The City will request \$4,000,000 in funding for the properties listed (see property table and project location map below), or others, if deemed necessary by the Mayor. The three listed projects represent a total estimated investment of \$52.3 million, with the creation of 146 residential units, including 17 units affordable to households earning at or below 60% of Area Median Income (AMI) and 56 student residential units, and 18,000 square feet of renovated commercial space. Developers listed are further defined as follows:

Riedman Corporation: David Riedman, President  
Headquartered: 45 East Avenue, Rochester, New York 14604

Midtown Reborn, LLC: Judith Hain, Principal  
Headquartered: 214 Bay View Road, Rochester, New York 14609

540 East Main Street Associates, LLC: Christopher West, Managing Member  
Headquartered: 37 Richmond Street, Rochester, New York 14614

Property	Developer	Estimated Total Development Cost	New Residential Units Affordable (A) Student (S)	Renovated Commercial Space (Square Feet)
49-61 East Avenue	Riedman Corporation	\$22 million	56S	2,000
65-67 Chestnut Street	Midtown Reborn, LLC	\$28 million	85 (includes 17A)	9,900
536-542 East Main Street	540 East Main Street Associates, LLC	\$2.3 million	5	6,100

Project Location Map:



As per ESD’s Restore NY program guidelines, the application requires third-party cost estimates, five- year Pro Formas, and sources and uses of funds as indicators of sufficient Project funding. Restore NY additionally requires a local match of at least 10% of the grant amount awarded. The required

match will be fulfilled by developer equity. In accordance with Restore NY program guidelines, this application is consistent with the following principles:

- The proposed project is consistent with the City's: 1) Comprehensive Plan; 2) Consolidated Community Development Plan 2020–2024; 3) Center City Master Plan; and 4) Housing Policy;
- The proposed financing is appropriate for the specific project;
- The project will facilitate effective and efficient use of existing and future public resources so as to promote both economic development and preservation of community resources; and
- Where applicable, the project develops and enhances infrastructure and/or other facilities in a manner that will attract, create, and sustain employment opportunities.

A public hearing and three days notification in a local daily newspaper is required.

Respectfully submitted,  
Malik D. Evans  
Mayor

Ordinance No. 2024-112  
(Int. No. 134)

**Authorizing an application and grant agreement for Restore NY Communities Initiative – Round 8 grant to support the Downtown Eastside Initiative**

WHEREAS, the Mayor has presented to the Council of the City of Rochester a proposal to submit an application to the Empire State Development Corporation (ESD) and to enter into a subsequent agreement with the New York State Urban Development Corporation, doing business as ESD, for the receipt and use of a grant of up to \$4 million through Round 8 of the Restore NY Communities Initiative (Restore NY), for the City to provide funding for the adaptive reuse and/or rehabilitation of three Downtown Eastside Initiative properties identified as strategically important to the continued revitalization of the Center City (the Project); and

WHEREAS, the Council has conducted a duly noticed public hearing and reviewed the Project that is proposed for the application to ESD in accordance with Restore NY program requirements and guidelines.

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

Section 1. The Council hereby finds that:

- (a) the proposed Project is consistent with the following principles:
  - 1) the Comprehensive Plan;
  - 2) the Consolidated Community Development Plan for 2020-2024;
  - 3) the Center City Master Plan; and
  - 4) the Housing Policy;
- (b) the proposed financing is appropriate for the Project;
- (c) the Project will facilitate effective and efficient use of existing and future public resources so as to promote both economic development and preservation of community resources; and
- (d) where applicable, the Project develops and enhances infrastructure and/or other facilities in a manner that will attract, create, and sustain employment opportunities.

Section 2. The Mayor is hereby authorized to submit the Project application to the Empire State Development Corporation (ESD) and to enter into a subsequent agreement with the New York State Urban Development Corporation, doing business as ESD, for the receipt and use of a grant of up to \$4 million through Round 8 of the Restore NY initiative, to provide funding for the adaptive reuse and/or rehabilitation of the Downtown Eastside Initiative properties located 49-61 East Avenue, 65-67 Chestnut Street and 536-542 East Main Street, which are identified as strategically important to the continued revitalization of the Center City (the Project).

Section 3. The application and 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:

Resolution No. 2024-20  
Re: Restore New York Communities Initiative – Round 8 Endorsing Monroe County Application for the 422 East Henrietta Road Rehabilitation and 460 East Henrietta Road Demolition Project

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation endorsing a grant application by the County of Monroe (County) for up to \$4 million to support the 422 East Henrietta Road Rehabilitation and 460 East Henrietta Road Demolition Project (Project). The Project would rehabilitate and stabilize for future reuse, the vacant former Iola Power Station located at 422 East Henrietta Road and demolish the vacant structure at 460 East Henrietta Road. The grant would be funded by Empire State Development (ESD) through Round 8 of the Restore New York Communities Initiative (Restore NY).

Restore NY provides financial assistance to municipalities for the demolition, deconstruction, rehabilitation, and/or reconstruction of vacant, abandoned, condemned, and/or surplus properties. Restore NY funds may also be used for site development needs to support the rehabilitation of properties. Total statewide funding for Round 8 is \$60,000,000.

The \$6 million Project is located within the CityGate mixed-use development located on the east side of East Henrietta Road between Westfall Road and the Erie Canal (see project location map below). The Project includes the rehabilitation of an approximately 16,718 square foot vacant multi-story building at 422 East Henrietta Road (former Iola Power Station) for future commercial retail and office uses, as well as the demolition of an approximately 50,000 square foot vacant multi-story building at 460 East Henrietta Road (former Monroe County maintenance services building) to prepare that site for future redevelopment. The Project developer is Streamline Real Estate Partners & CityGate North 6 SRE, LLC (Matthew Lester, Member, 1657 East Avenue, Rochester, New York, 14610).

The County submitted a letter of intent to ESD on March 25, 2024 and intends to submit a full application by the application deadline of May 22, 2024. The City's Neighborhood and Business Development Department has reviewed the proposed Project and endorses the County's application.

ESD's Restore NY program guidelines state that the legislative body of the local municipality that

maintains land use control over the proposed project site must pass a resolution finding that: the proposed project is consistent with the municipality's local revitalization or urban development plan; the proposed financing is appropriate for the specific project; the project facilitates effective and efficient use of existing and future public resources so as to promote both economic development and preservation of community resources; and the project develops and enhances infrastructure and/or other facilities in a manner that will attract, create, and sustain employment opportunities where applicable.

In accordance with Restore NY program guidelines, this application is consistent with the following principles:

- The proposed project is consistent with the City's Comprehensive Plan and Consolidated Community Development Plan 2020-2024;
- The proposed financing is appropriate for the specific project;
- The project will facilitate effective and efficient use of existing and future public resources so as to promote both economic development and preservation of community resources; and
- Where applicable, the project develops and enhances infrastructure and/or other facilities in a manner that will attract, create, and sustain employment opportunities.

Project location map:



A public hearing and three days notification in a local daily newspaper is required.

Respectfully submitted,  
Malik D. Evans  
Mayor

Resolution No. 2024-20  
(Int. No. 135)

**Resolution endorsing Monroe County application for Restore NY Communities Initiative – Round 8 grant to support the 422 East Henrietta Road Rehabilitation and 460 East Henrietta Demolition Project**

WHEREAS, the County of Monroe (County) has presented to the City a proposal to apply to the Empire State Development Corporation (ESD) for a grant of up to \$4 million through Round 8 of the Restore NY Communities Initiative (Restore NY) to help fund the 422 East Henrietta Road Rehabilitation and 460 East Henrietta Demolition Project (the Project); and

WHEREAS, the Council has reviewed the Project proposal and has conducted a duly noticed public hearing about it in accordance with Restore NY program requirements and guidelines.

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

Section 1. The Council hereby finds that:

- (a) the proposed Project is consistent with the Rochester 2034 Comprehensive Plan;
- (b) the proposed financing is appropriate for the Project;
- (c) the Project will facilitate effective and efficient use of existing and future public resources so as to promote both economic development and preservation of community resources; and
- (d) where applicable, the Project develops and enhances infrastructure and/or other facilities in a manner that will attract, create, and sustain employment opportunities.

Section 2. The Council hereby does endorse and recommend that ESD approve the County's application for a grant of up to \$4 million through Restore NY to help fund the 422 East Henrietta Road Rehabilitation and 460 East Henrietta Demolition Project.

Section 3. This resolution shall take effect immediately.

Adopted unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2024-113

Re: Appropriation and Agreements – Housing Stability and Repair Programs – American Rescue Plan Act

Council Priority: Rebuilding and Strengthening Neighborhood Housing

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the administration of Housing Stability and Repair Programs in connection with the upcoming Rochester Housing Stability Fund (RHSTF). The legislation will:

- 1) Appropriate \$1,000,000 from the American Rescue Plan Act (ARPA) allocation to fund the Housing Stability and Repair Programs. The ARPA funding will be anticipated and included in the 2024-25 Budget of the Department of Neighborhood and Business Development (NBD).
- 2) Authorize an agreement establishing \$300,000 as maximum compensation with The Legal Aid Society of Rochester, New York (Principal: Carla Palumbo, 1 West Main Street, Rochester, NY) for administration of a Housing Stabilization Program. The cost of the agreement will be funded by the 2024-25 Budget of NBD utilizing the ARPA funds appropriated herein. The term of the agreement will be one year with the option to extend for an additional year if funds remain in the original appropriation; and
- 3) Authorize an agreement establishing \$200,000 as maximum compensation with Baden Street

Settlement of Rochester, Inc. (Principal: Cathy Thomas, 152 Baden Street, Rochester, NY) for administration of a Housing Stabilization Program. The cost of the agreement will be funded by the 2024-25 Budget of NBD utilizing the ARPA funds appropriated herein. The term of the agreement will be one year with the option to extend for an additional year if funds remain in the original appropriation; and

- 4) Authorize an agreement establishing \$200,000 as maximum compensation with The Community Place of Greater Rochester, Inc. (Principal: Scott C. Benjamin, 57 Central Park, Rochester, NY) for administration of a Housing Stabilization Program. The cost of the agreement will be funded by the 2024-25 Budget of NBD utilizing the ARPA funds appropriated herein. The term of the agreement will be one year with the option to extend for an additional year if funds remain in the original appropriation; and
- 5) Authorize an agreement establishing \$300,000 as maximum compensation with Flower City Habitat for Humanity, Inc. (Principal: Matthew J. Flanigan, 755 Culver Road, Rochester, NY) for administration of a Repair Program. The cost of the agreement will be funded by the 2024-25 Budget of NBD utilizing the ARPA funds appropriated herein. The term of the agreement will be one year with the option to extend for an additional year; and
- 6) Authorize the Mayor to execute such agreements and other documents as may be necessary to effectuate the agreement authorized herein.

In 2020, the NYS Attorney General's Office and Enterprise Community Partners, Inc. (Enterprise), launched the Anti Displacement Learning Network (ADLN) to support the efforts of municipalities in New York State to reduce or prevent the housing displacement of low-income communities through peer learning and the funding of targeted strategies. The team particularly focused on a Housing Trust Fund (HTF), the Rochester Housing Stability Fund Corporation (RHSFC), as an innovative and flexible vehicle dedicated to promoting engagement as well as to fill gaps in housing opportunities and stability for people at risk of displacement.

The City of Rochester received a \$202.1 million award from the Coronavirus State and Local Fiscal Recovery Fund established by the ARPA. Establishing a HTF was included in the prior Administration's Strategic Equity and Recovery Plan shared with City Council on September 29, 2021, and was shared by the current Administration in a Council work session on September 29, 2022. The HTF is an eligible use of ARPA funding under the Final Rule Expenditure Category 2.18 Housing Support: Other Housing Assistance, and all activities proposed to be funded here have also been deemed eligible.

An RFP for the *Rochester Housing Stability Fund Activities* was issued on October 25, 2023. The above organizations were identified as the recommended consultants through the process described in the Vendor Selection Forms included in Attachment A. These proposals are all activities developed to serve the mission of the upcoming RHSFC and also to meet ARPA guidelines. A list of ADLN/RHSFC members is included in Attachment B.

As with other activities produced through ADLN, the priority is reducing displacement and improving housing stability for low-income households. The Housing Stabilization Programs will focus on rental assistance, related to rental or utility arrears, first month's rent, and in some cases mortgage or tax default issues, for households with income at or below 65% Area Median Income (AMI) and/or in Qualified Census Tracts. Households may reach out to any of the three organizations for assistance, depending on what is most convenient for them. The Repair Program will assist owner-occupied homes with households at or below 65% AMI and/or in Qualified Census tracts with a demonstrated need for home repairs as evidenced by safety, security, code violations, or other issues that would compromise the integrity of the home.

Respectfully submitted,  
Malik D. Evans  
Mayor



Ordinance No. 2024-113  
(Int. No. 136)

**Appropriating funds and authorizing an agreement for Housing Stability and Repair Programs**

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

Section 1. The Council hereby appropriates \$1,000,000 to fund Housing Stability and Repair Programs from funds provided to the City by the United States Treasury pursuant to the American Rescue Plan Act of 2021 (ARPA).

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 \$300,000 for administration of a Housing Stability Program. The agreement shall be funded from the 2024-25 Budget of the Neighborhood and Business Development, contingent upon the approval of said budget with the inclusion of the ARPA funds appropriated in Section 1 herein. The agreement shall be for a term of one year, with the option to extend the term for up to one year.

Section 3. The Mayor is hereby authorized to enter into a professional services agreement with Baden Street Settlement of Rochester, Inc. in the maximum amount of \$200,000 for administration of a Housing Stability Program. The agreement shall be funded from the 2024-25 Budget of the Neighborhood and Business Development, contingent upon the approval of said budget with the inclusion of the ARPA funds appropriated in Section 1 herein. The agreement shall be for a term of one year, with the option to extend the term for up to one year.

Section 4. The Mayor is hereby authorized to enter into a professional services agreement with The Community Place of Greater Rochester, Inc. in the maximum amount of \$200,000 for administration of a Housing Stability Program. The agreement shall be funded from the 2024-25 Budget of the Neighborhood and Business Development, contingent upon the approval of said budget with the inclusion of the ARPA funds appropriated in Section 1 herein. The agreement shall be for a term of one year, with the option to extend the term for up to one year.

Section 5. The Mayor is hereby authorized to enter into a professional services agreement with Flower City Habitat for Humanity, Inc. in the maximum amount of \$300,000 for administration of a Housing Repair Program. The agreement shall be funded from the 2024-25 Budget of the Neighborhood and Business Development, contingent upon the approval of said budget with the inclusion of the ARPA funds appropriated in Section 1 herein. The agreement shall be for a term of one year, with the option to extend the term for up to one year.

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

Section 7. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2024-114  
Re: Budget Amendment - American Rescue Plan Act Funding – Owner Occupant Roof Program

Council Priority: Rebuilding and Strengthening Neighborhood Housing

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation amending the 2023-24 Budget of the Department of Neighborhood and Business Development (NBD) by \$1,000,000 in American Rescue Plan Act (ARPA) funding from the \$7,852,000 appropriation previously authorized by City Council Ordinance No. 2021-355 for the Owner Occupant Roof Program.

The program provides financial assistance to eligible owner-occupants of 1-2 family residential structures for roof replacement. Owners must be current with City and Monroe County property taxes and not be subject to tax or mortgage foreclosure. Household incomes must be at or below 80% of the Housing and Urban Development (HUD) area median income to be adjusted annually.

Since the program began in 2022, 209 properties received assistance. It is anticipated that 35 properties will be assisted with this additional funding. These properties have already been identified through the lottery application process and are awaiting funding to proceed. A list of these properties is included in Attachment A.

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-76

Ordinance No. 2024-114  
(Int. No. 137)

**Amending the 2024-25 Budget for the Owner Occupant Roof Program**

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 \$1,000,000 allocated from a portion of the American Rescue Plan Act of 2021 grant that was appropriated to the Owner Occupant Roof Program in Ordinance No. 2021-355.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Local Improvement Ordinance No. 1809

Re: South Avenue/Alexander Street Open Space District Local Improvement Ordinance

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

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods; Sustaining Green & Active Systems

Transmitted herewith for your approval is legislation related to the South Avenue/Alexander Street Open Space District Local Improvement Ordinance (LIO). This legislation will:

- 1) Establish \$8,900 as the total budget for maintenance for the public space at 62 Alexander Street for fiscal year 2024-25. This cost will be apportioned among the LIO district properties as a special assessment.
- 2) Authorize \$8,900 as maximum compensation for an agreement with South Wedge Area Neighborhood Council (SWANC), a subsidiary of Business Association of the South Wedge Area (BASWA) (Karrie Laughton, Chris Jones Co-Chairs, 540 South Avenue, Rochester, New York) to perform maintenance of the public space. The term of the agreement will be for one year.

This South Avenue/Alexander Street Open Space District was originally initiated on July 1, 2005. Local Improvement Ordinance No. 1740 re-established the District in 2018 for a term of 10 years. The City is not circulating another petition this year because one is not required for Council to merely extend the District assessment without changing the District's boundaries or cost-sharing formula. A letter explaining this rationale was sent to all property owners in the District and is included in Attachment A.

The annual charges for maintenance of the open space are apportioned as a special assessment among the district properties based upon their assessed values and in relation to their proximity to the open space (without reduction for exemptions). This assessment provides for maintenance of the landscaped open space at 62 Alexander Street including cutting grass, trimming shrubs, watering, weeding, trash pick-up and removal, lighting, and fall leaf clean-up. The cost for these services is based on estimates provided by SWANC. SWANC has been providing these services since 2005. A map of the district is included in Attachment B.

Parcels in the Outer Tier of the district shall be charged at half the rate as the Inner Tier parcels. The boundaries of the tiers will remain as follows:

- 1) The Inner Tier of the district shall consist of properties fronting on South Avenue from Comfort Street to Hamilton Street and properties fronting on Alexander Street between South Clinton Avenue and Kirley Alley/Stebbins Street, but excluding the corner parcels at South Clinton Avenue.
- 2) The Outer Tier of the district shall consist of the remaining properties in the area bounded by Mt. Hope Avenue, Byron Street, South Clinton Avenue, and Hamilton Street, including the parcels on the south side of Hamilton Street and the parcels fronting on South Avenue between Hamilton Street and Averill Avenue.

A public hearing is required.

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-77

**Local Improvement Ordinance authorizing special work and services related to the South Avenue/Alexander Street Open Space District for 2024-25**

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

Section 1. The cost of special work and services for the 2024-25 fiscal year for the South Avenue/Alexander Street Open Space District established in accordance with Local Improvement Ordinance No. 1740 to provide maintenance work and services for public open space located at 62 Alexander Street, is \$8,900, which amount shall be assessed and billed on the 2024-25 tax bills and apportioned among the District properties based upon their assessed values (without reduction for exemptions) and in relation to their proximity to Nathaniel Square. Parcels in the Outer Tier of the district shall be charged at half the rate of the Inner Tier parcels. Any assessment not paid by its due date shall be a lien upon the property billed and a personal obligation of the property owner.

Section 2. The Council hereby finds that it would be impracticable to select a maintenance contractor through competitive bidding, designates the South Wedge Area Neighborhood Council, Inc. (SWANC) to perform the special work and services, and authorizes the Mayor to enter into an agreement with SWANC for this purpose.

Section 3. The agreement shall obligate the City to pay an amount not to exceed \$8,900, and said amount is hereby appropriated from the assessments authorized herein. The agreement shall have a term of one year.

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

Section 5. The ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2024-115  
Re: Zoning Map Amendment – 573 South Clinton Avenue

Comprehensive Plan 2034 Initiative Area: Fostering Prosperity and Opportunity

Transmitted herewith for your approval is legislation amending the Zoning Map of the City of Rochester by rezoning the property at 573 South Clinton Avenue from R-2 Medium-Density Residential District with Overlay Boutique (O-B) to C-2 Community Center District. The Overlay Boutique District is not an independently mapped Zoning District in the City; it is one that is overlaid upon existing residential areas to allow for small-scale, limited commercial uses that will not adversely affect the surrounding residential environment. Residential living is still the primary function of the district. The C-2 Community Center District allows for commercial development along gateway transportation corridors with a dense mixture of housing, retail, and other complementary uses that serve the adjacent neighborhood and the community at large. A map of the proposed rezoning is included in Attachment A, and the C-2 District regulations are included in Attachment B.

The property at 573 South Clinton Avenue was legally converted from a single family dwelling to a small scale sit-down restaurant (formerly Napa Pizza) in 2007 in accordance with the Overlay Boutique District regulations. Since that time, several small scale changes have been made, including the addition of an outdoor accessory seating area on the adjacent parcel at 569 South Clinton Avenue, which is located in the C-2 Community Center District. The property owner, Lyjha Wilton, is currently seeking to construct an addition to the existing restaurant at 573 South Clinton Avenue, to be constructed on the parcel at 569 South Clinton Avenue. This would increase the size of the restaurant to larger than what is permitted in the Overlay Boutique District. The addition will also require the two parcels to be combined, which can only occur if the properties are in the same Zoning district. Rezoning this property would simply extend the existing C-2 District to include 573 South Clinton Avenue, which is the more appropriate zoning district for this use.

The City Planning Commission held an informational meeting on April 29, 2024. By a vote of 7-0-0, the Planning Commission recommended approval of the Map Amendment. Minutes of the meeting and the Planning Commission's Recommendation are forthcoming.

A public hearing is required for the Zoning Map Amendment.

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-78

Ordinance No. 2024-115  
(Int. No. 139)

**Amending the Zoning Map by changing the zoning classification of 573 South Clinton Avenue**

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

Section 1. Chapter 120 of the Municipal Code, Zoning Code, as amended, is hereby further amended by changing the zoning map classification of the following property from R-2 Medium-Density Residential District with O-B Overlay Boutique to C-2 Community Center District:

<b>Address</b>	<b>SBL No.</b>
573 South Clinton Avenue	121.56-2-23

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

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

Motion to amend Int. No. 116  
Moved by Councilmember Monroe; 2<sup>nd</sup> by Councilmember Lightfoot.  
Motion to amend passed by the following vote:

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

Nays - Councilmembers Lupien, Smith- 2.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2024-116  
Re: Neighborhood Ambassador Programs

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 professional service agreements for pilot Neighborhood Ambassador Programs in the Northwest and Southeast quadrants. This legislation will:

1. Appropriate the receipt and use of \$250,000 in Restricted Opioid settlement funds received in the Opioid Compensation Fund authorized in Ordinance No. 2022-266 for pilot programs in the Lyell Ave and Monroe Avenue areas.
2. Authorize professional service agreements with:
  - a. Cameron Community Ministries, Inc. (Olivia Kassoum-Amadou, Executive Director, Rochester, NY 14606) to implement 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.
  - b. MC Collaborative LLC (Andy Cohen, Executive Director, Rochester, NY 14608) to implement the Monroe 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 the partner agencies 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

Attachment No. AX-79

Ordinance No. 2024-116  
(Int. No. 140)

**Authorizing agreements for Neighborhood Ambassador Programs in ~~Lyell Avenue and Monroe Avenue areas, as amended~~**

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

Section 1. The sum of ~~\$250,000~~ \$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 ~~each of the Lyell Avenue and Monroe Avenue areas~~ 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 Mayor is hereby authorized to enter into a professional services agreement with MC Collaborative LLC to implement a Neighborhood Ambassador Program in the Monroe 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 4 3.~~ Each The agreement shall have such additional terms and conditions as the Mayor deems appropriate.

~~Section 5 4.~~ This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Resolution No. 2024-21  
Re: Vacancy Study RFP/RFQ Consideration

Council Priority: Housing

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is a Resolution relating to the consideration of a new Vacancy Study through the issuance of an RFP/RFQ to provide a clear understanding of the cost for such a study.

New York State's Housing Stability and Tenant Protection Act of 2019 extended to Upstate municipalities the ability to opt in to rent stabilization under the State Emergency Tenant Protection Act of 1974 (ETPA). To opt in to rent stabilization under ETPA, a municipality must declare a housing emergency that is premised on a rental vacancy rate of less than five percent in the housing stock that would be rent-controlled, as documented by a rental vacancy rate study (Vacancy Study).

In 2021, the City of Rochester conducted a Vacancy Study to determine whether or not it is eligible to opt-in to rent stabilization under ETPA. At that time, the City of Rochester's 2021 Vacancy Study estimated the net vacancy rate among properties that are potentially eligible for rent stabilization at 9.0%, which is above the 5% threshold necessary to invoke rent control.

In December 2023, the State amended the ETPA with regard to Vacancy Studies to specify the information that landlords are required to provide in response to study inquiries; to add penalties and withhold certificates of occupancy to landlords who do not respond; and, if the landlord does not respond, to require the Vacancy Study to deem there to be zero vacancies for all of the nonresponsive landlord's rental units.

The changes in circumstances described above and the passage of time make it prudent to consider whether the City should commission a new Vacancy Study through the issuance of an RFP/RFQ to provide a clear understanding of the cost for such a study.

Respectfully submitted,

Miguel A. Meléndez Jr.

LaShay D. Harris

Council President

Council Vice President  
South District

Willie J. Lightfoot Sr.  
Councilmember At-Large

Stanley Martin  
Councilmember At-Large

Kim Smith  
Councilmember At-Large

Resolution No. 2024-21  
(Int. No. 141)

**Resolution relating to the consideration of a new rental vacancy rate study**

WHEREAS, New York State's Housing Stability and Tenant Protection Act of 2019 extended to the City of Rochester and all other upstate municipalities the ability to opt in to rent stabilization under the State Emergency Tenant Protection Act of 1974 (ETPA);

WHEREAS, in order to opt in to rent stabilization under ETPA, a municipality must declare a housing emergency that is premised on a rental vacancy rate of less than five percent in the housing stock that would be rent-controlled, as documented by a rental vacancy rate study (Vacancy Study);

WHEREAS, in 2021, the City of Rochester conducted a Vacancy Study to determine whether or not it is eligible to opt in to rent stabilization;

WHEREAS, the City's 2021 Vacancy Study estimated the net vacancy rate among properties that are potentially eligible for rent stabilization at 9.0%, which is above the 5% threshold necessary to invoke rent control;

WHEREAS, in Chapter 698 of the Laws of 2023, effective December 8, 2023, the State amended the ETPA again with regard to Vacancy Studies to specify the information that landlords are required to provide in response to study inquiries, to add penalties and withhold certificates of occupancy to landlords who do not respond, and, if the landlord does not respond, to require the Vacancy Study to deem there to be zero vacancies for all of the nonresponsive landlord's rental units; and

WHEREAS, the changes in circumstances described above and the passage of time make it prudent to consider whether the City should commission a new Vacancy Study through the issuance of an RFP or RFQ to provide a clear understanding of the scope and cost for such a study.

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

Section 1. The Council hereby requests that the City Administration issue a request for proposals or qualifications inviting professional consultants to present their qualifications, the scope of work, and the estimated cost for performing a new Vacancy Study in the City of Rochester (Study RFP/RFQ) in accordance with the rent control opt-in provisions of the Emergency Tenant Protection Act of 1974 as last amended in Chapter 698 of the Laws of 2023. Furthermore, the Council requests that the City Administration submit to Council a summary of the responses to the Study RFP/RFQ.

Section 2. This resolution shall take effect immediately.

Adopted unanimously.



By Vice President Harris  
May 21, 2024

To the Council:

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

- Int. No. 142 Authorizing an agreement for the Minister Franklin D. Florence Civil Rights Park Project
- Int. No. 143 Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$316,000 Bonds of said City to finance the costs of the Maplewood Branch Library Expansion Project
- Int. No. 144 Appropriating funds and authorizing an agreement for the Maplewood Branch Library Expansion Project
- Int. No. 145 Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$880,000 Bonds of said City to finance a portion of the costs of the Pont de Rennes Bridge Rehabilitation Project
- Int. No. 146 Appropriating funds and authorizing an amendatory agreement for the Pont de Rennes Bridge and Brown's Race Rehabilitation Project
- Int. No. 147 Authorizing agreements and appropriation for the St. Paul Underpass Improvement Project
- Int. No. 148 Resolution authorizing the implementation, and funding in the first instance of the State-aid Program eligible costs of the Roc the Riverway-St.Paul Street Underpass Improvements capital project and appropriating funds therefor
- Int. No. 149 Authorizing agreement and appropriation for a Safe Streets and Roads for All program
- Int. No. 155 Authorizing an agreement and appropriation for a Trees Expansion and Beautification Initiative
- Int. No. 156 Authorizing an amendatory agreement for occupational health and safety training services relating to the REJob 3.0 Training program
- Int. No. 157 Authorizing an agreement and appropriation to implement transportation strategies of the City's Municipal Operations Climate Action Plan
- Int. No. 158 Authorizing an amendatory agreement for 2023 Lead Service Line Replacement Projects 3B and 3C

- Int. No. 159 Authorizing grant agreement and appropriation for the Bipartisan Infrastructure Law - Lead Service Line Replacement Project
- Int. No. 160 Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$14,000,000 Bonds of said City to finance a portion of the costs of the Bipartisan Infrastructure Law - Lead Service Line Replacement Project
- Int. No. 161 Authorizing the 2025 Water Main Lining and Lead Service Line Replacement Project
- Int. No. 162 Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$3,334,000 Bonds of said City to finance a portion of the costs of the 2025 Water Main Lining and Lead Service Line Replacement Project
- Int. No. 163 Authorizing an agreement relating to a Youth and Young Adult Workforce Development Activities program
- Int. No. 164 Authorizing an agreement related to software application services for the R-Central on-line portal
- Int. No. 165 Authorizing an agreement for the Parent Leadership Training Institute
- Int. No. 166 Authorizing an agreement relating to clinical supervision and support for the Crisis Intervention Services unit
- Int. No. 167 Authorizing an agreement for call center services for the Crisis Intervention Services unit
- Int. No. 169 Authorizing an amendatory agreement for the Youth Growth and Development Program
- Int. No. 170 Appropriating funds and authorizing agreements for the Sexual Risk Avoidance Education Grant program

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

- Int. No. 150 Local Improvement Ordinance – establishing the Arnold Park Enhanced Sidewalks Special Assessment District
- Int. No. 151 Local Improvement Ordinance – Areaway Treatment at 23-27 East Main Street
- Int. No. 152 Local Improvement Ordinance – establishing the levy and budget for the special work and services of the Downtown Enhancement District for 2024-25
- Int. No. 153 Continuation of Local Improvement Ordinance No. 1652 relating to the Maintenance of Upgraded Streetscape Features as a Part of the Mt. Hope Avenue Improvement Project
- Int. No. 154 Local Improvement Ordinance – establishing the operating and maintenance costs of special assessments for streetscape enhancements for 2024-25
- Int. No. 171 Local Improvement Ordinance – reestablishing the Public Market Snow Removal Special Assessment District for 10 years and establishing the cost of the District’s special services for 2024-25

Int. No. 172 Local Improvement Ordinance – reestablishing the Public Market Security Special Assessment District for 10 years and establishing the cost of the District’s special services for 2024-25

The **PEOPLE, PARKS & PUBLIC WORKS COMMITTEE** recommends the following entitled legislation to be **HELD** in Committee:

Int. No. 168 Authorizing an intermunicipal agreement for Pathways to Peace School Based Programming

Respectfully submitted,  
LaShay D. Harris  
Willie J. Lightfoot (*absent*)  
Mary Lupien  
Michael A. Patterson  
Miguel A. Meléndez, Jr. (*absent from Int. Nos 159 to 172*)

**PEOPLE, PARKS & PUBLIC WORKS COMMITTEE**

Received, filed and published.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2024-117  
Re: Agreement – SWBR Architecture, Engineering & Landscape Architecture, D.P.C. –  
Minister Franklin D. Florence Civil Rights Park

Council Priority: Creating and Sustaining a Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation establishing \$500,000 as maximum compensation for a professional services agreement with SWBR Architecture, Engineering & Landscape Architecture, D.P.C. (Thomas R. Gears, President, 387 East Main Street, Suite 500, Rochester, New York) for architecture and engineering services for the Minister Franklin D. Florence Civil Rights Park Project. The cost of the agreement will be funded from the American Rescue Plan Act (ARPA) funds as appropriated in Ordinance No. 2021-400.

The Project seeks to enhance the existing amenities at Baden Park with the creation of a space that commemorates the history of the civil rights movement in the United States with a specific focus on Rochester.

SWBR Architecture, Engineering & Landscape Architecture, D.P.C. was selected for master planning, survey and public engagement as well as final design, bid, award and construction administration of selected master plan elements through a request for proposal process, which is described in the attached summary. Final design shall not commence until such time as an environmental impact review of the Project, under the State Environmental Quality Review Act, is completed.

This proposed legislation has been developed by the Department of Environmental Services (DES) in collaboration with the Department of Recreation and Human Services (DRHS).

Design is anticipated to begin in spring 2024. Construction is anticipated to begin in spring 2026 and be substantially complete in summer 2027. This professional services agreement will result in the creation and/or retention of the equivalent of 5.4 full-time jobs.

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

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-80

Ordinance No. 2024-117  
(Int. No. 142)

**Authorizing an agreement for the Minister Franklin D. Florence Civil Rights Park 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 SWBR Architecture, Engineering & Landscape Architecture, D.P.C. to provide architecture and engineering services for the Minister Franklin D. Florence Civil Rights Park Project (Project). The services provided for therein may include master planning, surveying and public engagement as well as final design, bid, award and construction administration, provided that final design shall not be commenced until after the completion of an environmental review of the Project pursuant to the State Environmental Quality Review Act and Chapter 48 of the Municipal Code. The maximum compensation for the agreement shall be \$500,000, which shall be funded in from American Rescue Plan Act funds appropriated to the Project in Ordinance No. 2021-400. The term of the agreement shall continue until three months after completion of the two-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. 2024-118  
Ordinance No. 2024-119  
Re: Maplewood Branch Library Expansion Project

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 Maplewood Branch Library Expansion Project. This legislation will:

1. Authorize the issuance of bonds totaling \$316,000 and the appropriation of the proceeds thereof to partially finance the construction and resident project representation (RPR) services for the Project; and,
2. Appropriate \$2,000,000 of American Rescue Plan Act (ARPA) funding to finance a portion of the construction and RPR services for the Project; and,
3. Establish \$725,000 as maximum compensation for a professional services agreement with Stantec Consulting Services Inc. (James R. Hoffman, Jr., Senior Principal, 61 Commercial Street, Suite 100, Rochester, New York), for RPR services for the Project. The cost of the agreement will be funded from the sources outlined in the chart on the following page.

The Maplewood Branch Library was constructed in 1959. In collaboration with library staff, the Project will address the current high volume of patron use and classroom sessions that are now part of the library's core operations. The Project will include a renovation of the existing library, an expansion on the west side of the facility to address overcrowding through the addition of program spaces and additional parking on the site.

The additional \$2,000,000 in ARPA funding is being re-appropriated from a portion of the \$3,500,000 in ARPA funds originally appropriated to the Parking Fund via the 2023-24 Budget in Ordinance No. 2023-228. Since the time of the 2023-24 Budget adoption, the Administration has determined that with the sale of some garages, the Parking Fund will not need the full allocation in the current fiscal year. Therefore the Administration proposes to reserve \$1,500,000 of the appropriated funds for the Parking Fund, and to re-appropriate the balance of \$2,000,000 for the Maplewood Library project.

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). This project is an eligible use of ARPA funding under the Final Rule Expenditure Category 6.1 Provision of Government Services.

The Project was designed by Hunt Engineers, Architects, Land Surveyors, & Landscape Architect D.P.C. as authorized by Ordinance Nos. 2022-207 and 2023-199.

Stantec Consulting Services, Inc. was selected for RPR services through a request for proposal process, which is described in the attached summary.

Bids for construction were received on April 2, 2024. There are four prime contracts being awarded. The general construction contract apparent low bid of \$5,299,000 was submitted by Javen Construction Co, Inc. (Jeffrey P. Spitz, C.E.O., 2575 Baird Rd.: Penfield, NY). The mechanical construction contract apparent low bid of \$495,992 was submitted by Leo J. Roth Corporation (Kaitlin Hildebrandt, C.E.O., 841 Holt Rd.; Webster, NY). The electrical construction contract apparent low bid of \$474,594 was submitted by Erie Electric Corporation (James Rafferty, C.E.O., 1237 E. Main St.; Rochester, NY). The plumbing construction contract apparent low bid of \$185,500 was submitted by DG Messmer Corporation (Gary Messmer, C.E.O., PO Box 90516; Rochester, NY). All construction contracts anticipated to be awarded total \$6,455,086 with an additional \$15,491 allocated for Project contingencies.

The Project will be funded as follows:

	<b>Design</b>	<b>Construction</b>	<b>Street Lighting/ Soil Testing</b>	<b>Construction Contingency</b>	<b>RPR</b>	<b>Total</b>
2021-22 Cash Capital Ordinance 2022-207	160,000	0	0	0	0	<b>\$160,000</b>
ARPA Funding Ordinance 2023-199	450,000	4,879,576.76	20,423.24	0	0	<b>\$5,350,000</b>

Bonds authorized herein	0	0	0	15,490.76	300,509.24	<b>\$316,000</b>
ARPA funding authorized herein	0	1,575,509.24	0	0	424,490.76	<b>\$2,000,000</b>
<b>Total</b>	<b>\$610,000</b>	<b>\$6,455,086</b>	<b>\$20,423.24</b>	<b>\$15,490.76</b>	<b>\$725,000</b>	<b>\$7,826,000</b>

Construction is anticipated to begin in summer 2024 and be substantially complete in early 2026. The additional funding authorized herein will result in the creation and/or retention of the equivalent of 25.2 full-time jobs.

The term of the RPR 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-81

Ordinance No. 2024-118  
(Int. No. 143)

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$316,000 Bonds of said City to finance the costs of the Maplewood Branch Library Expansion Project**

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance the costs of the Maplewood Branch Library Expansion Project at 1113 Dewey Avenue, including renovation of the existing library building, an addition to the west side of the building, and additional off - street parking spaces (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 \$7,826,000. The plan of financing includes the issuance of \$316,000 in bonds of the City, which amount is hereby appropriated therefor, \$160,000 from 2021 - 22 Cash Capital, \$5,350,000 in American Rescue Plan Act of 2021 (ARPA) funds appropriated to the Project by Ordinance No. 2023 - 199, \$2,000,000 in ARPA funds 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 \$316,000 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 \$316,000. 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 of the Law, is fifteen (15) years.

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

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

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

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

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

Passed unanimously.

Ordinance No. 2024-119  
(Int. No. 144)

**Appropriating funds and authorizing an agreement for the Maplewood Branch Library Expansion Project**

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

Section 1. The Council hereby appropriates the sum of \$2,000,000 provided to the City by the United States Treasury pursuant to the American Rescue Plan Act of 2021 (ARPA) to fund construction and resident project representation (RPR) services for the Maplewood Branch Library Expansion Project (Project).

Section 2. The Mayor is hereby authorized to enter into a professional services agreement with Stantec Consulting Services Inc. to provide RPR services for the Project. The maximum compensation for the agreement shall be \$725,000, which shall be funded in the amounts of \$300,509.24 from the proceeds of a concurrent bond ordinance and \$424,490.76 from the ARPA funds appropriated in Section 1 herein. The term of the amendatory agreement shall continue to three months after the completion of the two-year guarantee inspection of the Project.

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. 2024-120

Ordinance No. 2024-121

Re: Pont de Rennes Bridge and Brown's Race Rehabilitation Project

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 Pont de Rennes Bridge and Browns Race Rehabilitation Project. The legislation will:

1. Authorize the receipt and use of \$220,000 in anticipated reimbursements from Rochester Gas and Electric Corporation (RGE) to finance a portion of the design and construction of electrical infrastructure and lighting improvements for the bridge portion of the Project; and,
2. Authorize the issuance of bonds totaling \$880,000 and the appropriation of the proceeds thereof to partially finance the bridge construction for the Project; and,
3. Authorize an amendatory professional services agreement with Labella Associates, D.P.C. (Steven Metzger, C.E.O., 300 State Street, Rochester, NY) to provide additional construction administration services for the Project. The original agreement for \$1,177,000 was authorized by Ordinance No. 2020-313. This amendment will increase compensation by \$100,000, to a maximum total of \$1,277,000. The cost of the amendatory agreement will be funded from the sources outlined in the chart below.

The Project includes significant structural repairs to protect the historic asset of Pont de Rennes Bridge and to ensure its safety and viability for generations to come. In addition to the needed structural repairs, the City will create a more dynamic public space on the bridge with creative lighting, public art, plantings, and trail connections to enhance the visitor experience. Brown's Race street improvements includes replacing underdrain systems, removal and resetting of pavers, bollard and light fixture replacements, and



site amenity upgrades. The limits of the Brown's Race street improvements are from Platt Street to Furnace Street. Both are being progressed under the same contract to utilize efficiencies during the design and construction phases.

The Project is partially funded with \$4,000,000 in ROC the Riverway funds awarded by New York State and administered through the NYSDOT.

The Project will be funded as follows:

Source of Funds	Design	Construction	RPR	Total
NYSDOT funds appropriated Ordinance No. 2020-313	576,000	0	0	\$576,000
NYSDOT funds appropriated Ordinance No. 2023-103	0	2,967,000	457,000	\$3,424,000
Bridge Bonds authorized Ordinance No. 2023-104	0	9,273,520	825,480	\$10,099,000
Street bonds authorized Ordinance No. 2023-105	0	3,197,300	315,700	\$3,513,000
2017-18 Cash Capital	601,000	0	0	\$601,000
2022-23 Cash Capital	0	23,615	1,820	\$ 25,435
Pure Waters Reimbursement Authorized Ordinance No. 2023-44	0	66,256	0	\$ 66,256
Bonds authorized herein	80,000	800,000	0	\$880,000
RGE funds authorized herein	20,000	200,000	0	\$220,000
<b>Total:</b>	<b>\$ 1,277,000</b>	<b>\$ 16,527,691</b>	<b>\$ 1,600,000</b>	<b>\$ 19,404,691</b>

Construction began in summer 2023 and will be substantially complete in fall 2024. The additional funding for the Project will result in the creation and/or retention of the equivalent of 13.0 full-time jobs.

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

Respectfully submitted,  
 Malik D. Evans  
 Mayor

Attachment No. AX-82

Ordinance No. 2024-120  
 (Int. No. 145)

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$880,000 Bonds of said City to finance a portion of the costs of the Pont de Rennes Bridge Rehabilitation Project**

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), hereby authorizes the issuance of \$880,000 bonds of the City to finance a portion of the costs of the Pont de Rennes Bridge Rehabilitation Project comprised of structural repairs to the supporting structure and improvements to the pedestrian walkway and other public space on the deck ("Project"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$15,675,000. The plan of financing includes the issuance of \$880,000 bonds of the City, which amount is hereby appropriated therefor, \$576,000 in anticipated reimbursements from the New York State Department of Transportation ("NYSDOT") through the ROC the Riverway/Upstate Revitalization Initiative ("Initiative") appropriated in Ordinance No. 2020 - 313, \$3,424,000 in anticipated reimbursements from the NYSDOT Initiative appropriated for the Project in Ordinance No. 2023 - 103, \$10,099,000 from the proceeds of bonds appropriated for the Project in Ordinance No. 2023 - 104, \$220,000 in anticipated reimbursements from the Rochester Gas and Electric Corporation appropriated in a concurrent ordinance, \$476,000 from 2017 - 18 Cash Capital and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the City in the principal amount of \$880,000 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 \$880,000. This Ordinance is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150 - 2.

Section 4. The period of probable usefulness of said class of objects or purposes described in Section 1 of this Ordinance, within the limitations of 11.00 a.10 of the Law, is forty (40) years.

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

Section 6. Subject to the provisions of this Ordinance and of said Law, and pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and of Sections 50.00, 56.00 to 60.00 and 168.00 of said Law, the powers and duties of the City Council relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, and relative to providing for substantially level or declining

debt service, prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any notes issued in anticipation of the sale of said bonds or the renewals of said notes, as well as to executing agreements for credit enhancement, are hereby delegated to the Director of Finance, as the Chief Fiscal Officer of the City.

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

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

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

Passed unanimously.

Ordinance No. 2024-121  
(Int. No. 146)

**Appropriating funds and authorizing an amendatory agreement for the Pont de Rennes Bridge and Brown's Race Rehabilitation Project**

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

Section 1. The Council hereby authorizes the receipt and use of \$220,000 from the Rochester Gas and Electric Corporation (RG&E), which amount is hereby appropriated to fund a portion of the design and construction of electrical infrastructure and lighting improvements to the bridge portion of the Pont de Rennes Bridge and Brown's Race Rehabilitation Project (Project).

Section 2. The Mayor is hereby authorized to enter into an amendatory professional services agreement with Labella Associates, D.P.C. to provide additional services for the Project. The amendatory agreement shall amend the existing agreement authorized in Ordinance No. 2020 - 313 to provide for additional construction administration services and to increase the maximum compensation by \$100,000 to a new total of \$1,277,000. The amendatory compensation shall be funded in the amounts of \$80,000 from the proceeds of bonds authorized in a concurrent ordinance and \$20,000 from the RG&E funds appropriated in Section 1 herein.

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. 2024-122  
Resolution No. 2024-22

Re: St Paul Underpass Improvements Project  
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 St Paul Underpass Improvement Project. The legislation will:

1. Authorize the Mayor to enter into an agreement with New York State Department of Transportation (NYSDOT) to participate in and administer the Project; and,
2. Appropriate \$350,000 in anticipated reimbursements from ROC the Riverway / Upstate Revitalization Initiative funding administered by the NYSDOT, to finance the construction, resident project representative (RPR) services, construction engineering and inspection services for the Project; and,
3. Establish \$30,000 as maximum compensation for an agreement with CSX Transportation, Inc. (Jacksonville, Florida) for construction engineering and inspection services. The cost of the agreement will be funded with \$20,000 NYSDOT funding appropriated herein and \$10,000 2023-24 Cash Capital; and,
4. 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.

The Project includes maintenance repairs, cosmetic improvements, upgraded sidewalk, and roadway lighting to the St Paul Street railroad underpass located between Ward Street and Central Avenue.

The Project was designed by LaBella Associates, D.P.C. (Steven Metzger, C.E.O., 300 State Street, Rochester, New York). RPR will be provided through our term contracts as authorized by Ordinance No. 2020-231.

Bids for construction were received on March 19, 2024. The apparent low bid of \$303,526.00 was submitted by M.L. Caccamise Electric Corp. (Michael L. Caccamise, President, 721 Portland Avenue, Rochester, NY).

Construction is anticipated to begin in summer 2024 and anticipated to be substantially complete in fall 2024. The construction of the Project will result in the creation and/or retention of the equivalent of 4.0 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-83

Ordinance No. 2024-122  
(Int. No. 147)

**Authorizing agreements and appropriation for the St. Paul Underpass 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 the St. Paul Underpass Improvement Project for the St. Paul Street railroad underpass located between Ward Street and Central Avenue (Project) and for the receipt and use of ROC the Riverway/Upstate Revitalization Initiative funding for the Project.

Section 2. The sum of \$350,000 in anticipated reimbursements from NYSDOT through the ROC the Riverway/Upstate Revitalization Initiative is hereby appropriated to fund a portion of the costs for the Project.

Section 3. The Mayor is hereby authorized to enter into an agreement with CSX Transportation, Inc. to provide construction engineering and inspection services for the Project. The maximum total compensation for the agreement shall be \$30,000, which shall be funded in the amounts of \$20,000 from the NYSDOT funding authorized in Section 2 herein and \$10,000 from 2023-24 Cash Capital. The term of the agreement shall extend to three months after completion of the two-years guarantee inspection of the Project.

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

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

Resolution No. 2024-22  
(Int. No. 148)

**Resolution authorizing the implementation, and funding in the first instance of the State-aid Program eligible costs of the Roc the Riverway-St.Paul Street Underpass Improvements capital project and appropriating funds therefor**

WHEREAS, a project for the Roc the Riverway-St.Paul Street Underpass Improvements identified as PIN 4RTR.04 (the "Project") is eligible for funding under a New York State Program administered by the NYS Department of Transportation (NYSDOT);

WHEREAS, a sum not to exceed \$350,000.00 in Program funding is available to progress the Project; and

WHEREAS, the City of Rochester desires to advance the Project by making a commitment of 100% of the State share of the costs of the construction, resident project representative (RPR) services, construction engineering and inspection services work.

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

THAT the Council hereby approves the above-subject Project.

THAT the Council hereby authorizes the City of Rochester to pay in the first instance 100% of the cost of the construction, resident project representative (RPR) services, construction engineering and inspection services work for the Project or portions thereof.

THAT the sum of \$350,000 is hereby appropriated pursuant to Ordinance No. 2024-122 and made available to cover the cost of participation in the above described phase of the Project.

THAT in the event the full state 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 State Aid on behalf of the City of Rochester with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of Project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefor that are not so eligible.

THAT a Certified Copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project between the City of Rochester and the State of New York.

THAT this Resolution shall take effect immediately.

Adopted unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2024-123  
Re: Grant Authorization - United States Department of Transportation Safe Streets and Roads for All Grant 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) Safe Streets and Roads for All (SS4A) grant program. This legislation will authorize the Mayor to enter into an agreement with the USDOT Federal Highway Administration Office of Safety for the SS4A grant.

The Bipartisan Infrastructure Law established the SS4A grant program to improve roadway safety by significantly reducing or eliminating roadway fatalities and serious injuries through safety action plan development and refinement, and implementation focused on all road users, including pedestrians, bicyclists, public transportation users, motorists, personal conveyance and micromobility users, and commercial vehicle operators. The Department of Environmental Services (DES) Bureau of Architecture and Engineering submitted an implementation grant application to the SS4A program

in 2023 to advance recommendations of the City's Active Transportation Plan (ATP). The ATP, completed in June 2023, identifies strategies to make our City safer and more accessible for active transportation, including, but not limited to, people walking, walking using mobility aids and riding bikes.

The City received a partial award of \$3,200,000 million in SS4A funds to conduct additional safety planning and demonstration activities recommended in the ATP. The grant requires an \$800,000 local match, which will be funded with \$70,000 from 2022-23 Cash Capital, \$260,000 from 2023-24 Cash Capital and the balance from future Cash Capital budgets contingent upon their adoption approval. Specifically, the grant will fund:

- Planning for the timely and cost-efficient implementation of a recommended Bicycle Spine network composed of high-comfort bicycle facilities throughout the City; and,
- A study of the cost and potential implementation of enhanced removal of snow and ice from City sidewalks, bus stops, bicycle facilities and multi-use trails; and,
- Development of 25 area-focused pedestrian safety plans focusing on the needs of youths, older adults, and transit riders; and
- Design and implementation of demonstration projects to evaluate various low-cost materials that could potentially be used to create protected bicycle lanes.

All SS4A projects are anticipated to be complete within four years of an executed grant agreement.

There will be additional Council authorizations for professional services agreement (s) for the design of the improvements and the appropriation of funds.

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-84

Ordinance No. 2024-123  
(Int. No. 149)

### **Authorizing agreement and appropriation for a Safe Streets and Roads for All program**

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

Section 1. The Mayor is hereby authorized to submit an application to participate in and to enter into an agreement with the United States Department of Transportation (US DOT) to implement a program to improve roadway safety for all users in accordance with US DOT's Safe Streets and Roads for All (SS4A) grant program (Program). The agreement shall provide for the City's receipt and use of SS4A funds, as well as for the expenditure of up to \$800,000 in City funds, to implement the Program.

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

Section 3. The sum of \$3,200,000 in anticipated SS4A reimbursements from US DOT is hereby appropriated to fund a portion of the costs for the Program.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Local Improvement Ordinance No. 1810  
Re: Local Improvement Ordinance for Arnold Park Sidewalk Enhancements – Hazardous Sidewalk Replacement Program Northeast Quadrant Contract 2024 – Phase 1

Council Priority: Creating and Sustaining a Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation authorizing a local improvement ordinance (LIO) for sidewalk enhancements along Arnold Park, as described in the attached Petition signed by the owners of 17 of the 22 properties adjoining the Arnold Park street right-of-way. Arnold Park, which extends from Park Avenue to East Avenue, is one of dozens of street segments authorized for sidewalk replacement as part of the Hazardous Sidewalk Replacement Program Northeast Quadrant Contract 2024 – Phase 1 Project approved in Ordinance Nos. 2024-56 and 2024-57 (Quadrant Sidewalk Project). The Arnold Park property owners are requesting and offering to pay for a color enhancement so that the new sidewalks will resemble the stone sidewalk flags that they will replace.

The LIO will allow the City to install along Arnold Park, and maintain for 15 years, color tinted concrete replacement sidewalk flags as an enhancement, rather than the plain (non-colored) concrete sidewalks provided for in the rest of the Quadrant Sidewalk Project. The cost of the enhancement, installation and maintenance included, is estimated to be \$51,985.

Pursuant to City Charter Section 13-2, the attached Petition agreeing to pay a special assessment for the enhancement has been signed by the owners of properties that would account for 80.9% of the total assessment. That proportion far exceeds the Charter's petition requirement of owners responsible for only 25% of the assessment. The Petition proposes that the City levy the special assessment for each property for each of 15 years, beginning with the City tax bill for 2024-25. The total annual LIO assessment will be based on amortizing into 15 equal annual payments the \$51,985 enhancement cost plus an annual interest rate of 3.72%. The interest rate is calculated by adding 1% to the City's latest borrowing rate. The total annual assessment for each property will be approximately \$1.98 per linear foot of the property's frontage along the sidewalk.

The property owners who have initiated and petitioned for this LIO have been presented with a range of concrete dye colors to choose from and have been consulting with their neighbors to choose the color that they believe best resembles the stone sidewalk flags that will be replaced. Construction of the Project is anticipated to begin in spring 2024 and to be substantially complete in fall 2024.

A public hearing is required.

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-85

Local Improvement Ordinance No. 1810  
(Int. No. 150)



**Local Improvement Ordinance – establishing the Arnold Park Enhanced Sidewalks Special Assessment District**

WHEREAS, Arnold Park, a one-block long residential street extending from Park Avenue to East Avenue in the City’s East Avenue Preservation District, once had sidewalks comprised entirely of natural flagstones;

WHEREAS, over the years, Arnold Park’s natural stone sidewalks have deteriorated, requiring replacements or repairs by means of poured concrete flags, asphalt replacements or patches, and other methods, leaving less than half of the natural flagstones intact;

WHEREAS, due to the deteriorated condition of its sidewalks, Arnold Park is one of 141 street segments slated for replacement of some or all of their sidewalk flags as part of Hazardous Sidewalk Replacement Program Northeast Quadrant Contract 2024 – Phase 1 recently authorized in Ordinance Nos. 2024-56 and 2024-57;

WHEREAS, the approved sidewalk replacement program for Arnold Park provides for replacement of the sidewalks in their entirety with standard concrete flags;

WHEREAS, by a petition signed by the owners of 17 of the 22 Arnold Park properties representing 80.9% of all properties’ street frontage, the Arnold Park property owners are requesting, and offering to pay for by special assessment, an enhancement to the sidewalks that would provide for the addition of dye to the concrete replacement flags so that they will resemble the stone sidewalk flags that they will replace (Sidewalk Enhancement); and

WHEREAS, the Department of Environmental Services has estimated the cost of the Sidewalk Enhancement to be \$51,985 (Enhancement Cost), which would cover the estimated cost of coloring the replacement concrete sidewalk flags to be installed this year along the entire length of Arnold Park’s sidewalks, as well as the cost for coloring individual replacement flags to be installed subsequently as needed to maintain the sidewalks for 15 years.

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

Section 1. The Council hereby authorizes the City Department of Environmental Services, after consulting with the Arnold Park property owners to identify a suitable dye color, to contract and arrange for the dyeing of the concrete sidewalk flags to be installed as part of the Arnold Park sidewalk replacement in 2024 as well as for dyeing individual replacement flags to be installed subsequently as needed to maintain the sidewalks for 15 years, all for the purpose of installing and maintaining concrete sidewalk flags that better resemble the previous natural sidewalk flagstones (Sidewalk Enhancement).

Section 2. To pay for the Sidewalk Enhancement, the Council hereby authorizes the City to assess its cost to a Special Assessment District comprised of the properties adjoining each side of Arnold Park (District) by means of 15 annual assessments commencing with the City tax bill for fiscal year 2024-25 and concluding with the tax bill for fiscal year 2038-39. The District assessments shall accrue and be allocated in the manner set forth in Section 3 herein.

Section 3. The total annual Sidewalk Enhancement assessment for the District shall be based on the Sidewalk Enhancement Cost of \$51,985 and interest accruing at an annual interest rate of 3.72%, all amortized over 15 annual payments. The Council hereby finds that the Arnold Park Sidewalk Enhancement will benefit the adjacent Arnold Park properties comprising the District. Therefore, Council directs that the total annual Assessment be apportioned among the District properties on the basis of each property’s frontage (in linear feet) along Arnold Park’s street and sidewalk right-of-way. The Council hereby determines that this apportionment method best represents the relative benefit of the Sidewalk Enhancement to each District property.

Section 4. In accordance with Section 3, the total District assessment for the 2024-25 fiscal year shall be [REDACTED] which amount shall be apportioned to each District property as follows:

<b>Property Address</b>	<b>SBL #</b>	<b>Footage (linear feet)</b>	<b>2024-25 Assessment</b>
4 Meigs St	121.34-2-4	266.3	\$527.90
4 Arnold Park	121.34-2-5	75	\$148.68
6-6.5 Arnold Park	121.34-2-6	75	\$148.68
8 Arnold Park	121.34-2-7	75	\$148.68
10 Arnold Park	121.34-2-8	75	\$148.68
12 Arnold Park	121.34-2-9	75	\$148.68
14 Arnold Park	121.34-2-10	75	\$148.68
9 Arnold Park	121.35-1-63	75	\$148.68
5-7 Arnold Park	121.35-1-64	218	\$432.16
565 East Ave	121.35-1-65	275.4	\$545.94
160 Park Ave	121.42-1-18	100	\$198.24
22 Arnold Park	121.42-1-19	73	\$144.71
20 Arnold Park	121.42-1-20	37	\$73.35
18 Arnold Park	121.42-1-21	112	\$222.03
16 Arnold Park	121.42-1-22	75	\$148.68
11 Arnold Park	121.42-1-23	75	\$148.68
15 Arnold Park	121.42-1-24	75	\$148.68
17 Arnold Park	121.42-1-25	75	\$148.68
19 Arnold Park	121.42-1-26	75	\$148.68
21 Arnold Park	121.42-1-27	100	\$198.24
23-25 Arnold Park	121.42-1-28	48	\$95.15
182-184 Park Ave	121.42-1-29	100	\$198.24

The total District assessment for subsequent years shall be determined and fixed at that time by the Council and then allocated among the District properties in the manner specified in Sections 2 and 3 herein.

Section 5. The cost of providing and maintaining the Sidewalk Enhancement shall be paid from the amounts assessed herein are hereby appropriated for that purpose.

Section 6. The assessments for 2024-25 shall be billed on the tax bill issued on July 1, 2024 and shall be due in one installment.

Section 7. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Local Improvement Ordinance No. 1811  
Re: Establishing a Local Improvement Ordinance –23-27 East Main Street Areaway – Aqueduct Street

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods  
Transmitted herewith for your approval is legislation related to the establishment of a Local Improvement Ordinance (LIO) to finance the capital costs associated with structural repair or abandonment of the underground areaway at 23-27 East Main Street, owned by Rochesterville 2 LLC. This legislation will:

1. Appropriate a maximum of \$240,000 from the Local Improvement Fund to finance the cost of structural repair or abandonment of the underground areaway on Aqueduct Street, with the option to offset the amount by contributions made by the property owner; and
2. Authorize the subsequent assessment of this amount against the affected property to replenish the Local Improvement Fund.

An areaway is an underground extension of a building's basement below the adjacent sidewalk or roadway, into the public right-of-way. The privately owned areaway at 23-27 East Main Street, located below the sidewalk along Aqueduct Street, was uncovered by construction activities for the City's Aqueduct District Street Improvements Project. The structure was found to be in poor condition constituting a public safety hazard for the public sidewalk and roadway above.

Pursuant to Ordinance No. 81-104, where the City encounters areaways/vaults which constitute a public safety hazard, City Council may adopt a LIO authorizing the City to do the necessary work and to assess the costs of repairs to a private building owner, should the owner fail or refuse to do the necessary work to repair the areaway.

The owner of the property will be responsible for compliance with the financing and repayment terms of the LIO. The City will levy an annual assessment against the 23-27 E. Main Street property and the assessment for this LIO will be included on the tax bill for each of 15 years, beginning with the City tax bill for 2025-26. The total annual LIO assessment will be based on amortizing into 15 equal payments the actual improvement cost (offset by any contributions made by the property owner) plus an annual interest rate of 3.72%, which is calculated by adding 1% to the City's latest borrowing rate.

Construction of the areaway work is anticipated to begin in spring 2024 and be substantially complete by summer 2024.

A public hearing is required.

Respectfully submitted,  
Malik D. Evans

Mayor

Local Improvement Ordinance No. 1811  
(Int. No. 151)

**Local Improvement Ordinance – Areaway Treatment at 23-27 East Main Street**

WHEREAS, an underground structure that extends beyond the outer walls and foundation from the basement of the overlaying building, called an areaway, extends from the north side of the Talman Building, 23-27 East Main Street to beneath the adjacent sidewalk along Aqueduct Street (Areaway);

WHEREAS, the City Engineer has determined that, due to neglect and disrepair, the Areaway poses a public safety hazard because it has degraded over time to such an extent that it is not capable of bearing the stress of street use that would have been anticipated when the Areaway was constructed;

WHEREAS, the City Policy for Areaways/Vaults adopted in Ordinance No. 81-104 (Areaway Policy) declares that the “City regards owners of underground areaway[s]... as the parties totally responsible for regular inspection, maintenance and repair of their areaways..., sufficient to ensure the safety of the citizenry using the public streets and sidewalks above them”;

WHEREAS, the ownership of the Talman Building and its Areaway has refused the City’s request for the owner to conduct, or to reimburse the City to conduct, work to repair or fill in the Areaway to an extent sufficient to ensure the safety of the users of the Aqueduct Street roadway and sidewalks;

WHEREAS, in the event of such a refusal, the Areaway Policy authorizes the City to adopt a local improvement ordinance that would allow the City to conduct the necessary work and to assess the costs to the owner of the Areaway; and

WHEREAS, the City Engineer estimates a maximum cost of \$240,000 to repair or fill in the Areaway to an extent sufficient to ensure the safety of the users of the Aqueduct Street roadway and sidewalks in accordance with publicly available engineering standards.

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

Section 1. The Council hereby authorizes the special treatment of the areaway located at 23-27 East Main Street (Areaway) to eliminate the public safety hazard that it poses to the users of the Aqueduct Street roadway and sidewalk (Areaway Treatment). Such treatment shall be in the form of abandonment or of structural repairs to the areaway, include necessary incidentals thereto, in accordance with plans and specifications approved by the City Engineer.

Section 2. The Areaway Treatment work described in Section 1 shall be constructed in accordance with the provisions of Chapter 10 of the Municipal Code.

Section 3. The Council hereby appropriates \$240,000 from the Local Improvement Fund to fund the costs of the Areaway Treatment.

Section 4. The Council hereby authorizes the City to assess the cost of the Areaway Treatment as a local improvement to a Special Assessment District comprised of one property: 23-27 East Main Street, SBL No. 121.23-1-37. The Council hereby deems that property to be benefited by and proper to be assessed therefor. The cost of the Areaway Treatment work, including the cost of any necessary professional design and engineering work, not to exceed \$240,000, plus interest accruing on the unpaid balance at an annual

interest rate that is 1% above the City’s “latest borrowing rate”, shall be assessed on the District and amortized over 15 annual payments commencing with fiscal year 2025-26. The City’s “latest borrowing rate” shall be the most recent rate at which the City shall have sold long-term bonds prior to the date of the initial billing of the special assessment.

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Local Improvement Ordinance No. 1812  
Re: Local Improvement Ordinance – Downtown Enhancement District, 2024-25 Budget

Council Priority: Creating and Sustaining a Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation approving the 2024-25 Budget of the Downtown Enhancement District (District) and authorizing the apportionment of the budget costs among the properties within the District.

The District, established in 1989, enters its 35th year of providing an enhanced level of care and maintenance in the downtown area and plays a key role in the vitality of Downtown Rochester. These services may include sidewalk cleaning, sweeping, snow removal and litter removal, as well as installation, repair and maintenance of improvements such as benches, planters and street lighting.

The District includes all properties within the area between Church Street, Bragdon Place and Pleasant Street on the north, Chestnut Street on the east, Broad Street on the south, and Plymouth Avenue on the west; and all other properties within 1,600 feet of Main Street that were included in the original enclosed walkway system. The Downtown Enhancement District Advisory Board, consisting of six representatives of property owners or tenants, oversees the administration of the program by City staff.

Unless otherwise approved by the Advisory Board, the annual costs to be assessed are restricted by a formula using the base year (1989-90) cost of \$400,000 adjusted by the cumulative increase in the consumer price index (CPI). The total cost is apportioned among the properties, based equally on assessed valuation and gross area of each property. Also, properties directly on Main Street are weighted at twice the factors of other properties.

The maximum permissible assessment for 2024-25 based upon the 35th year cumulative increase in the CPI is \$969,800. The recommended assessment is \$758,500, an increase of \$31,700 (4.37%).

<b>Category of Expense</b>	<b>2023-24</b>	<b>2024-25</b>	<b>Variance</b>
Salary and Wages	\$461,800	\$485,600	\$23,800
Employee Benefits	\$204,000	\$209,400	\$5,400
Personnel Total	\$665,800	\$695,000	\$29,200
Materials & Supplies	\$71,300	\$73,300	\$2,000
Contractual Services	\$19,700	\$20,200	\$500
Less: Operating Revenues	-\$30,000	\$-30,000	\$0

Less: Delinquent Tax Collected	\$0	\$0	\$0
Net Expenses	\$726,800	\$758,500	\$31,700
Less: Use of Fund Balance	\$0	\$0	\$0
Required Assessment	\$726,800	\$758,500	\$31,700

The proposed budget was approved by the Downtown Enhancement District Advisory Board on February 22, 2024 by at vote of 4-0.

A public hearing is required.

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-86

Local Improvement Ordinance No. 1812  
(Int. No. 152)

**Local Improvement Ordinance – establishing the levy and budget for the special work and services of the Downtown Enhancement District for 2024-25**

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

Section 1. The cost of the special work and services for the 2024-25 fiscal year for the Downtown Enhancement District to be allocated and levied in accordance with Local Improvement Ordinance No. 1291, as continued and amended by Local Improvement Ordinances Nos. 1355, 1444, 1531, 1597, 1686 and 1756, is hereby established at \$758,500. Such amount plus \$30,000 in operating revenues, or so much thereof as may be necessary, are hereby appropriated to fund the Downtown Enhancement District for the 2024-25 fiscal year.

Section 2. This ordinance shall take effect on July 1, 2024.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Local Improvement Ordinance No. 1813  
Local Improvement Ordinance No. 1814  
Re: Local Improvement Ordinance – Streetscapes

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 Local Improvement Ordinances (LOI) for the continued operation and maintenance of the City’s three streetscape districts for 2024-25. This legislation will:

1. Establish the 2024-25 levy for each district; and,
2. Extend by ten years the operating term for the Mt. Hope District set to expire on June 30, 2024; and,
3. Authorize \$24,000 in total anticipated costs for 2024-25 to be assessed on the 2024 City property tax bills of the benefited properties in each district.

Each district budget is prepared by a streetscape association based on actual costs from the previous year and planned maintenance and improvements. Budget items may include, but not be limited to, plants (ranging from annual flowering plants to trees and shrubs), mulch, water, grass seed, irrigation, repair or replacement of decorative signage and spring and fall cleanup. Budgets are reviewed at a neighborhood meeting. Meeting notices are sent by the City to the owners of all affected properties. The districts and associated levies are summarized below:

<b>Streetscape District</b>	<b>Proposed Levy 2024-25</b>	<b>LIO 1796 2023-24</b>	<b>Variance</b>	<b>Reason for Variance</b>
Cascade Historic	\$4,000	\$4,000	0	Budgeted amounts are the same
Norton Street Urban Renewal District	\$0	\$0	0	Utilizing prior year funds
Mt. Hope	\$20,000	\$20,000	0	Budgeted amounts are the same

The costs of the maintenance are apportioned among the benefited properties on the basis of the specified unit charges for each area. Charges are included on the annual tax bill and are payable in July.

A public hearing is required.

Respectfully submitted,  
 Malik D. Evans  
 Mayor

Local Improvement Ordinance No. 1813  
 (Int. No. 153)

**Continuation of Local Improvement Ordinance No. 1652 relating to the Maintenance of Upgraded Streetscape Features as a Part of the Mt. Hope Avenue Improvement Project**

WHEREAS, by Local Improvement Ordinance No.1652 adopted in 2012, the City provided for the levying of local improvement assessments to fund the cost of Maintenance of Upgraded Streetscape Features as a Part of the Mt. Hope Avenue Improvement Project for a term of ten years; and

WHEREAS, the Council desires to continue said Local Improvement district and special assessment for an additional period of ten years.

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

Section 1. Local Improvement Ordinance No. 1652, relating to the levying of local improvement assessments to fund the cost of special work and services for the Maintenance of Upgraded Streetscape Features as a Part of the Mt. Hope Avenue Improvement Project, is hereby re-enacted for an additional period of ten years, commencing on July 1, 2023 and continuing through June 30, 2033.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

Local Improvement Ordinance No. 1814  
(Int. No. 154)

**Local Improvement Ordinance – establishing the operating and maintenance costs of special assessments for streetscape enhancements for 2024-25**

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

Section 1. The following amounts are hereby established and the new assessments for the 2024-25 fiscal year shall be allocated and levied against the benefited properties for each streetscape district in accordance with the applicable cited local improvement ordinances (LIOs) and such funds are hereby appropriated for the operation and maintenance of streetscape enhancements as follows:

<b>Streetscape District</b>	<b>2024-25 Levy</b>	<b>LIOs</b>
Cascade Historic	\$4,000	1430/1729
Norton Street Urban Renewal	\$0	1421/1766
Mt. Hope	\$20,000	1652/1813

Any streetscape district credited with unspent funds that were levied for 2023-24 pursuant to LIO No. 1796 or that were levied for any prior year's special assessment may utilize such unspent funds for the operation and maintenance costs of its streetscape enhancements during the 2024-25 fiscal year and such funds are hereby appropriated for that purpose.

Section 2. This ordinance shall take effect July 1, 2024.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2024-124  
Re: Grant Authorization – USDA Forest Service Urban and Community Forestry Grant - Trees Expansion and Beautification Initiative

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 Trees Expansion and Beautification Initiative. This legislation will:

1. Authorize the Mayor to enter into an agreement with the United States Department of Agriculture (USDA) Forest Service for the Urban and Community Forestry Grant; and,



2. Authorize the receipt and use of a \$3,000,000 grant to support the Trees Expansion and Beautification Initiative Project through the USDA Forest Service.

These funds will be used to implement the Trees Expansion and Beautification Initiative to increase the total number of trees city wide from 64,000 to 70,000 and establish equitable tree stocking rates to all four City quadrants.

The Project is anticipated to be completed by fall 2025.

Respectfully submitted,  
Malik D. Evans  
Mayor

Ordinance No. 2024-124  
(Int. No. 155)

### **Authorizing an agreement and appropriation for a Trees Expansion and Beautification Initiative**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the United States Department of Agriculture (USDA) to provide for the City's receipt and use of a USDA Forest Service Urban and Community Forestry Grant in the amount of \$3,000,000 to implement a Trees Expansion and Beautification Initiative (Initiative).

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

Section 3. The sum of \$3,000,000 in anticipated reimbursements from the USDA Forest Service is hereby appropriated to implement the Initiative.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2024-125  
Re: Amendatory Agreement – Yehl Environmental Incorporated – Occupational and Environmental Core Training Services for the Rochester Environmental (REJob) 3.0 Training Program

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area: Fostering Prosperity and Opportunity

Transmitted herewith for your approval is legislation authorizing an amendatory professional services agreement with Yehl Environmental Incorporated, 460 State Street (Darren Yehl, President), Rochester, NY 14608, to provide additional training services in support of REJob program graduates. The original

agreement for \$75,000 was authorized in Ordinance No. 2022-379. This amendment will increase the compensation by \$10,000, to a maximum total of \$85,000. The cost of the amendatory agreement will be funded through the Brownfields Job Training Program (BJT) grant from the United States Environmental Protection Agency (USEPA), authorized in Ordinance No. 2022-345.

The original agreement with Yehl Environmental Incorporated included occupational and health and safety training services as part of the City's Rochester Environmental REJob 3.0 training program. The amendatory agreement will provide additional employer requested training for certifications including, but not limited to, Asbestos Project Monitor and Air Sampling Technician.

The objectives of the REJob Program are to recruit and train unemployed or underemployed City residents in core occupational and environmental areas that provide certifications toward work in the asbestos abatement, hazardous waste remediation, and environmental cleanup fields. Yehl Environmental Incorporated provides core training to all students as well as additional training for certifications for high achieving students after the core training is completed. The additional employer requested training has been designed based on substantial input from environmental employers and will continue through 2024.

Respectfully submitted,  
Malik D. Evans  
Mayor

Ordinance No. 2024-125  
(Int. No. 156)

**Authorizing an amendatory agreement for occupational health and safety training services relating to the REJob 3.0 Training 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 Yehl Environmental Incorporated to provide additional occupational health and safety training services relating to the REJob 3.0 Training program. The amendatory agreement shall amend the existing agreement authorized in Ordinance No. 2022-379 by adding to the scope of services additional training for certifications such as Asbestos Project Monitor and Air Sampling Technician and by increasing the maximum compensation by \$10,000 to a new total of \$85,000. The additional compensation shall be funded from United States Environmental Protection Agency Brownfields Job Training grant funds appropriated in Ordinance No. 2022-345.

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. 2024-126  
Re: Grant Authorization – New York State Energy Research and Development Authority Clean Energy Communities Grant Program – Climate Action Plan

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 the implementation of Climate Action Plan transportation strategies for the City of Rochester. This legislation will:

1. Authorize the Mayor to enter into a grant agreement with the New York State Energy Research and Development Authority (NYSERDA); and,
2. Authorize the receipt and use of \$80,000 in anticipated grant funds from NYSERDA to finance the Project in support of NYSERDA's Clean Energy Communities Grant Program.

In March 2024, the City was awarded \$80,000 through NYSERDA's Clean Energy Communities Grant Program, which provides grants to local governments that demonstrate leadership by completing NYSERDA-identified high-impact actions. The grant will be used to fund electric vehicles for the City fleet, electric vehicle charging stations for City fleet vehicles, and various electric landscape equipment to replace existing gasoline-powered equipment. No City matching funds are required for this grant program.

By investing in electric vehicles, equipment, and infrastructure, the City of Rochester is facilitating the reduction of gasoline consumption and associated greenhouse gas emissions. This project directly supports the City of Rochester Municipal Operations Climate Action Plan transportation strategies and builds on existing efforts towards electrifying the City fleet and equipment.

Once the grant agreement with NYSERDA is in place, the City will begin to implement the Project. The Project is anticipated to be completed by late 2025.

Respectfully submitted,  
Malik D. Evans  
Mayor

Ordinance No. 2024-126  
(Int. No. 157)

**Authorizing an agreement and appropriation to implement transportation strategies of the City's Municipal Operations Climate Action 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 New York State Energy Research and Development Authority (NYSERDA) to provide for the City's receipt and use of \$80,000 from the NYSERDA Clean Energy Communities Grant Program to implement transportation strategies of the City's Municipal Operations Climate Action Plan (Program), including the replacement of gasoline-powered City vehicles and landscape equipment with electric vehicles and equipment and the installation of electric charging stations to recharge them.

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

Section 3. The sum of \$80,000 in anticipated reimbursements from NYSERDA is hereby appropriated to implement the Program.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2024-127

Re: Amendatory Agreement – LaBella Associates, D.P.C. – 2023 Lead Service Line Replacement Projects 3B and 3C

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area: Sustaining Green and Active Systems

Transmitted herewith for your approval is legislation authorizing an amendatory professional services agreement with Labella Associates, D.P.C. (Steven Metzger, C.E.O., 300 State Street, Suite 201, Rochester, NY), to provide additional design and resident project representation (RPR) services related to the 2023 Lead Service Line Replacement Projects 3B and 3C. The original agreement for \$1,250,000 was authorized in Ordinance No. 2023-109. This amendment will increase the compensation by \$245,000, to a new maximum total of \$1,495,000. The cost of the amendatory agreement will be funded from 2022-23 Cash Capital.

The original agreement with Labella Associates, D.P.C. included design and RPR services related to the 2023 Lead Service Line Replacement Projects 3B & 3C. The amendatory agreement will provide additional design and RPR services for street restoration.

Design of the Project began in summer 2023. Construction is anticipated to begin in summer 2024 and be substantially complete in summer 2026. The professional services amendatory agreement will result in the creation and/or retention of the equivalent of 2.7 full-time jobs.

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

Respectfully submitted,  
Malik D. Evans  
Mayor

Ordinance No. 2024-127  
(Int. No. 158)

**Authorizing an amendatory agreement for 2023 Lead Service Line Replacement Projects 3B and 3C**

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

Section 1. The Mayor is hereby authorized to enter into an amendatory professional services agreement with LaBella Associates, D.P.C. to provide additional services relating to 2023 Lead Service Line Replacement Projects 3B and 3C (collectively, the Project). The amendatory agreement shall amend the existing agreement authorized in Ordinance No. 2023-109 by adding to the scope of services additional design and Resident Project Representation relating to Project street restoration and by increasing the maximum compensation by \$245,000 to a new total of \$1,495,000. The additional compensation shall be funded from 2022-23 Cash Capital.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

## THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2024-128

Ordinance No. 2024-129

Re: Bipartisan Infrastructure Law - Lead Service Line Replacement Project

Council Priority: Rebuilding and Strengthening Neighborhood Housing

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the New York State (NYS) Drinking Water State Revolving Fund (DWSRF) Bipartisan Infrastructure Law-Lead Service Line Replacement (BIL-LSLR) Project. The legislation will:

1. Authorize the Mayor to apply for and enter into an agreement with New York State Environmental Facilities Corporation (EFC) to participate in and administer the Project as part of the Federal Fiscal Year 2022 BIL – LSLR funding program; and,
2. Authorize the receipt and use of \$10,000,000 in anticipated funding from the NYS BIL – LSLR grant to partially finance the construction of the Project; and,
3. Authorize the issuance of bonds totaling \$14,000,000 through the DWSRF program and appropriate the proceeds thereof to partially finance the Project.

The City is eligible to receive up to \$10,000,000 in grant funding and an additional \$14,000,000 in interest-free financing from NYS through the DWSRF BIL – LSLR supplement. This program funds the planning, design, and replacement of lead containing service lines. When the 2023-24 Budget and corresponding debt limit were passed by City Council on June 20, 2023, new water debt in the amount of \$18,172,000 was approved. Although water debt is not subject to the city's self-imposed debt limit, this request would amend total borrowing for new water debt in 2023-24 to \$32,172,000. This interest free financing is available as the city qualifies as a disadvantaged community. Initial estimates of the potential savings to the city are over \$5 million in interest over a 25 year payback period with a conservative 3% interest rate. Upon completion of construction and permanent financing put in place, the city would be responsible for approximately \$560,000 in annual principal payments over the life of the debt. The city will continue to pursue this program as it is expected to be available for an additional four years.

This new funding would allow the city to accelerate its efforts to replace residential lead service lines in an effort to reduce the amount of lead in drinking water. It is anticipated that 3,059 services will be replaced. The locations for this work have been identified by prioritizing streets that are within environmental justice areas, serve vulnerable populations, or have a history of high lead levels.

The Project will be funded as follows:

	Design, Construction Inspection & RPR	Construction	Contingency	Total
Grants authorized herein	\$2,895,000	\$7,105,000		\$10,000,000
Bonds authorized herein		\$13,300,000	\$700,000	\$14,000,000
<b>Total</b>	<b>\$2,895,000</b>	<b>\$20,405,000</b>	<b>\$700,000</b>	<b>\$24,000,000</b>

The total cost of this Project is estimated to be \$24,000,000. Upon execution of the agreement, a design, construction inspection and resident project representation (RPR) consultant team will be selected through a request for proposal process.

Construction is anticipated to begin in fall 2024 and be substantially complete by the end of 2026. The Project will result in the creation and/or retention of the equivalent of 252 full-time jobs.

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-87

Ordinance No. 2024-128  
(Int. No. 159)

**Authorizing grant agreement and appropriation for the Bipartisan Infrastructure Law - Lead Service Line Replacement Project**

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

Section 1. The Mayor is hereby authorized to submit an application to the New York State Environmental Facilities Corporation (EFC) to obtain a \$10,000,000 grant and \$14,000,000 in interest - free financing from the Bipartisan Infrastructure Law (BIL) supplement to the New York State Drinking Water State Revolving Fund (DWSRF) for Federal Fiscal Year 2022 to fund a Lead Service Line Replacement Project (Project).

Section 2. The Mayor is hereby authorized to enter into an agreement with EFC to participate in, administer and fund the Project. The Project shall be funded and financed from the BIL supplement to the DWSRF authorized by EFC in response to the application authorized in Section 1. The grant funding of \$10,000,000 is hereby appropriated for the Project, as are the proceeds of \$14,000,000 in City bonds authorized in a concurrent bond ordinance. The agreement shall contain such additional terms and conditions as the Mayor deems appropriate.

Section 3. The Mayor is hereby authorized to execute the agreement and such other documents as needed to bind the City to the terms of the application and agreement authorized herein. The City's Director of Water or his designee is hereby authorized to disburse funds to implement the Project from the grant and financing authorized herein.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$14,000,000 Bonds of said City to finance a portion of the costs of the Bipartisan Infrastructure Law - Lead Service Line Replacement Project**

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), hereby authorizes the issuance of \$14,000,000 bonds of the City to finance a portion of the costs of the Bipartisan Infrastructure Law - Lead Service Line Replacement Project comprised of replacing approximately 3,059 lead water service lines with non - lead containing pipes and joints along the city street segments listed on the attached Schedule A ("Project"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$24,000,000. The plan of financing includes the issuance of \$14,000,000 bonds of the City, which amount is hereby appropriated therefor, \$10,000,000 in anticipated Bipartisan Infrastructure Law grant funds administered by the New York State Environmental Facilities Corporation and 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 \$14,000,000 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 \$14,000,000. This Ordinance is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150 - 2.

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

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

Section 6. Subject to the provisions of this Ordinance and of said Law, and pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and of Sections 50.00, 56.00 to 60.00 and 168.00 of said Law, the powers and duties of the City Council relative to authorizing the issuance of any notes in anticipation of the sale of the bonds

herein authorized, or the renewals thereof, and relative to providing for substantially level or declining debt service, prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any notes issued in anticipation of the sale of said bonds or the renewals of said notes, as well as to executing agreements for credit enhancement, are hereby delegated to the Director of Finance, as the Chief Fiscal Officer of the City.

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

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

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

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

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

### **Exhibit A Project Street List**

The Project entails lead service line replacements along the following street segments:

<b>Street Name</b>	<b>Project Limits</b>
Campbell St	Grape St - Marlow St/End
Cedar St	Maple St - Wilder St
Centennial St	Maple St - Wilder St
Colvin St	Jay St - CSX/End
Elser Ter	Maple St - End
Gerling Pl	Maple St - End
Grape St	Campbell St - Smith St
Hague St	Maple St - Mildred St
Hague St	Campbell St - Jay St
Kondolf St	Child St - Whitney St
King St	Brown St - Allen St
Klueh St	Maple St - O Neil St
Lasalle St	Child St - Whitney St
Lime St	Child St - Saxton St
Litchfield St	Allen St - End
Lorenzo St	Hague St - Ames St
Marlow St	Campbell St - Jay St
Orange St	Child St - Orange St
Orchard St	Maple St - Lyell Ave
Parker Pl	Grape St - End
Ries St	Campbell St - Jay St
Romeyn St	Campbell St - Orange St



Saxton St	Maple St - Wilder St
Schley Pl	Ames St - End
Smith St	Child St - W Broad St
Syke St	Ames St - Maple St
Walnut St	Campbell St - W Broad St
Whitney St	Lyell Ave - Campbell St/ End
Wilder St	Colvin St - Maple St
York St	Maple St - End / RR
Agnes St	Hudson Ave - North St
Bauman St	Laser St - Ave D
Bismark Ter	N Clinton Ave - Remington St
Chevalin St	North St - Carter St
Cleon St	Hudson Ave - North St
Dayton St	Bauman St - Hudson Ave
Del Monte St	North St - Carter St
Ernst St	Hudson Ave - Carter St
Fairbanks St	Bauman St - Hudson Ave
Herbert St	Ave D - End
Hoff St	Laser St - Ave D
Kohlman St	N Clinton Ave - Remington St
Kosciusko St	Hudson Ave - North St
Laser St	Joseph Ave - Bauman St
Ludwig Park	Joseph Ave - Herbert St
Manchester St	North St - Carter St
Pardee St	Remington St - Joseph Ave
Remington St	Norton St - Pardee St
Roycroft Dr	Hudson Ave - Portland Ave
Sobieski St	Hudson Ave - North St
St Stanislaus St	Hudson Ave - Carter St
Warsaw St	Bauman St - Hudson Ave
Weyl St	Joseph Ave - Hudson Ave
Aebersold St	Portland St - Miller St
Arbutus St	Clifford Ave - Northland Ave
Chapin St	Portland Ave - Midland Ave
Clairmount St	Clifford Ave - Randolph St
Ferncliffe Dr	Clifford Ave - Randolph St
Grafton St	Portland Ave - Midland Ave
Manitou St	Clifford Ave - Fernwood Ave
Midland Ave	Randolph St - Norton St
Newcomb St	Clifford Ave - Northland Ave
Nichols St	Clifford Ave - Randolph St
Norran Dr	Randolph St - Norton St
Oneida St	Portland Ave - Midland Ave
Petrossi Dr	Fernwood Ave - Rosemary Dr
Pomeroy St	Portland Ave - Midland Ave
Portage St	Clifford Ave - Rosemary Dr

Randolph St	Portland Ave - N Goodman St
Renwood St	Clifford Ave - Fernwood Ave
Rosemary Dr	Portland Ave - Clairmount St
Rustic St	Clifford Ave - Northland Ave
Spiegel Park	Clifford Ave - Fernwood Ave
Sylvester St	Portland Ave - Midland Ave
Trust St	Portland Ave - End
Anderson Ave	N Goodman St - Atlantic St
Arlington St	University Ave - Anderson Ave
Barnum St	Leighton Ave - E Main St
Beacon St	University Ave - Anderson Ave
Birch Cres	E Main St - N Goodman St
Bowman St	Atlantic Ave - E Main St
Chapel St	Mustard St - Barnum St
Crouch St	Atlantic Ave - Leighton Ave
Delaware St	Atlantic Ave - Anderson Ave
Fairmount St	Atlantic Ave - Anderson Ave
Garson Ave	Peck St - N Goodman St
Greenleaf St	Atlantic Ave - Leighton Ave
Hayward Ave	Peck St - N Goodman St
Herkimer St	Leighton Ave - E Main St
Leighton Ave	Barnum St - Culver Rd
Mayberry St	Atlantic Ave - Leighton Ave
Merton St	Bowman St - Culver Rd
Merriman St	University Ave - Anderson Ave
Norwood St	Atlantic Ave - Anderson Ave
Peck St	Hayward Ave - N Goodman St
Pennsylvania Ave	First St - N Goodman St
Russell St	Univeristy Ave - Atlantic Ave
Short St	Sixth St - N Goodman St
Wabash St	Seventh St - N Goodman St
First St	Bay St - Pennsylvania St
Second St	Central Pk - Pennsylvania St
Third St	Bay St - Pennsylvania St
Fourth St	Central Pk - Pennsylvania St
Fourth St	Hayward Ave - Garson Ave
Fifth St	Bay St - Central Pk
Sixth St	Central Pk - Pennsylvania St
Seventh St	Central Pk - Bay St
Eighth St	Wabash St - Bay St
Ackerman St	Webster Ave - Bay St
Alford St	Rocket St - Clifford Ave
Baycliff Dr	Bay St - Clifford Ave
Bedford St	Bay St - Clifford Ave
Bock St	Bay St - Rocket St
Bock St	Webster Ave - Bay St

Caves Pl	Clifford Ave - Dead End
Cliffmor St	Rocket St - Clifford Ave
Cummings St	Bay St - Clifford Ave
Diamond Pl	Webster Ave - Dead End
Dorset St	Bay St - Rocket St
Dringer Pl	N Goodman St - Dead End
Edgeland St	Bay St - Clifford Ave
Ellison St	Bay St - Clifford Ave
Ellison St	Webster Ave - Bay St
Ferndale Cres	N Goodman St - Webster Ave
Fernwood Pk	Lyceum St - Revella St
Heidelberg St	N Goodman St - Ackerman St
Lancraft St	Woodman Pk - Culver Rd
Laurelton Rd	Longview Ter - Culver Rd
Lawndale Ter	Rocket St - Clifford Ave
Longview Ter	Rocket St - Clifford Ave
Lyceum St	Clifford Ave - Wilmont St
Mapledale St	Rocket St - Clifford Ave
Martinot Ave	Rocket St - Clifford Ave
Meredith St	Woodman Pk - Culver Rd
Morton St	Bay St - Clifford Ave
Pershing Dr	Bay St - Clifford Ave
Revella St	Clifford Ave - Fernwood Pk
Ripley St	N Goodman St - Webster Ave
Rocket St	N Goodman St - Baycliff Dr
Rocket St	Morton St - Pershing Dr
Roseview Ave	Rocket St - Clifford Ave
Salisbury St	Bay St - Clifford Ave
Springfield Ave	N Goodman St - Lyceum St
Stunz St	Webster Ave - Dead End
Walbar St	Clifford Ave - Fernwood Pk
Webster Cres	Webster Ave - Dead End
Wendell St	Webster Ave - Bay St
Wilmont St	N Goodman St - Lyceum St
Winterroth St	Bay St - Clifford Ave
Woodman Pk	Clifford Ave - Fernwood Pk

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2024-130

Ordinance No. 2024-131

Re: Grant Application – 2025 Water Main Lining and Lead Service Line Replacement Project

Council Priority: Deficit Reduction and Long Term Financial Stability

Comprehensive Plan 2034 Initiative Area: Sustaining Green and Active Systems

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

- 1. Authorize the Mayor to apply to NYS for grants under the State Fiscal Year 2024-25 NYS WIIA; and,
- 2. Authorize any necessary agreements with NYS for the receipt of funding; and,
- 3. Authorize the issuance of bonds totaling \$3,334,000 and appropriating the proceeds thereof to fund a portion of the 2025 Water Main Lining and Lead Service Line Replacement Project; and,
- 4. Appropriate \$5,000,000 in anticipated reimbursements from the NYS WIIA grant for the Water Main Lining and Lead Service Line Replacement Project.

The City is making application to receive up to \$5,000,000 from NYS through the State Fiscal Year 2024-2025 WIIA program. This program funds water quality infrastructure projects that focus on improving water quality and protecting public health. The actual amount awarded will depend on the actual amount of the project but cannot exceed 60% of the cost of the Project. The City is required to match at least 40% of the Project cost.

Grant applications must be submitted by June 14, 2024 to be considered for funding during the State Fiscal Year 2024-2025. The WIIA funds, if granted, shall be used to fund a portion of the Water Main Lining and Lead Service Line Replacement Project. It is estimated that 38,100 linear feet of water mains will be rehabilitated and 408 identified outside lead services will be replaced along with any inside lead services found.

The total cost of this Project is estimated to be \$8,334,000, comprised of NYS funding appropriated herein of \$5,000,000 and bonds appropriated herein of \$3,334,000.

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-88

Ordinance No. 2024-130  
(Int. No. 161)

**Authorizing the 2025 Water Main Lining and Lead Service Line Replacement Project**

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

Section 1. The Mayor is hereby authorized to submit an application to the New York State Environmental Facilities Corporation (EFC) to obtain a grant of up to \$5,000,000 to fund the 2025 Water Main Lining and Lead Service Line Replacement Project (Project) from New York State Water Infrastructure Improvement Act (WIIA) funds allocated for the 2024-25 State Fiscal Year.

Section 2. The Mayor is hereby authorized to enter into an agreement EFC to participate in, administer and fund the Project. The Project shall be funded from the WIIA funds awarded in response to the application authorized in Section 1, which are hereby appropriated for that purpose, and the proceeds of City bonds authorized as a local match in a concurrent bond ordinance. The agreement shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 3. The Mayor is hereby authorized to execute and bind the City to the terms of the application and agreement authorized herein. The City's Director of Water or his designee is hereby authorized to disburse funds from the WIIA grant and from the local match to implement the Project.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

Ordinance No. 2024-131  
(Int. No. 162)

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$3,334,000 Bonds of said City to finance a portion of the costs of the 2025 Water Main Lining and Lead Service Line Replacement Project**

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), hereby authorizes the issuance of \$3,334,000 bonds of the City to finance a portion of the costs of the 2025 Water Main Lining and Lead Service Line Replacement Project comprised of rehabilitating approximately 38,100 linear feet of water mains and replacing approximately 408 lead water service lines with non-lead containing pipes and joints along the city street segments listed on the attached Schedule A ("Project"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$8,334,000. The plan of financing includes the issuance of \$3,334,000 bonds of the City, which amount is hereby appropriated therefor, \$5,000,000 in anticipated NYS Water Infrastructure Improvement Act grant funds 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 \$3,334,000 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 \$3,334,000. This Ordinance is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150 - 2.

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

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

the City by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

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

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

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

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

### **Exhibit A Project Street List**

The Project entails lining water mains (M), lead service line replacements (R), or both elements (Both) along the following street segments:

<b>Street</b>	<b>From</b>	<b>To</b>	<b>Work Type</b>
Ames St	Jay St	Masseth St	Both
Ames St	Jay St	Campbell St	M
Barker St	Jay St	Campbell St	Both
Brayer St	Murray St	Child St	Both
Brentwood Ter	Shirley St	Winton Rd	M
Calihan Pk	Lyell Av	Dead End	Both
Campbell Pk	Jay St	Lyell Av	Both
Cedarwood Ter	Culver Rd	Jersey St	Both
Clarkson St	Glendale Pk	Ravine Av	M
Colvin St	Jay St	Masseth St	M
Colvin St	Jay St	Campbell St	M
Curlew St	Lexington Av	Glenwood Av	M
Curlew St	Glenwood Av	Emerson Av	M

Fence St	Glide St	Dead End	Both
Frankfort St	Smith St	Brown St	Both
Gale Ter	Shirley St	Winton Rd	M
Glasser St.	Jay St	Masseth St	Both
Glendale Pk	Lake Av	Hastings St	M
Granby St	Glide St	Dead End	Both
Hague St	Masseth St	Potter ST	Both
Hague St	Jay St	Campbell St	Both
Holworthy St	Glide St	Geddes St	Both
Immel St.	Jay St	Masseth St	Both
Kondolf St	Child St	Whitney St	M
Lasalle St	Child St	Whitney St	M
Lime St	Whitney St	Child St	M
Lorenzo St	Ames St	Hague St	M
Lorraine Pl	Brayer St	Masseth St	Both
Marlow St	Jay St	Campbell St	M
Mart Pl	Lyell Av	Dead End	Both
Masseth St	Child St	Hague St	Both
Merlin St	Glenwood Av	Dead End	M
Merlin St	Reducer	Glenwood Av	M
Merlin St	Emerson St	Reducer	M
Murray St	Jay St	Masseth St	Both
New Castle Rd	Blossom Rd	Dorchester Rd	M
New Castle Rd	Dorcheser Rd	Corwin St	M
Orange St	Child St	Orchard St	M
Polaris St	Lexington Av	Planet st	M
Ries St	Campbell St	Jay St	M
Schley Pl	Ames St	Dead End	M
Shirley St	Blossom Rd	Halstead St	M
Stenson St	Lexington St	Planet St	M
Walnut St	Jay St	Jay St	M
Walnut St	W. Broad St	Jay St	M
Walnut st	Jay St	Dead End	M
Wetmore Pk	Jay St	Lyell Av	Both
Whitney St.	Jay St	Dead End	M
Zeller Pl	Reducer	Dead End	Both

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2024-132

Re: Agreements – US Department of Labor, Youth and Young Adult Workforce Development Activities

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 authorizing an agreement with the United States Department of Labor (USDOL) for the receipt and use of a \$1,000,000 Youth and Young Adult Workforce Development Activities grant. The term of the grant will be three years. The grant funding will be anticipated and included in the 2024-25 and future budgets of the Department of Recreation and Human Services contingent upon approval. The funds will be used for personnel expenses, youth participant stipends, and agreements with workforce development service providers.

Youth and Young Adult Workforce Development Activities grant seeks to provide essential support to youth ages 14-18, residing in the city of Rochester, who encounter substantial workforce challenges. Youth participating in stipend-based internship programs will receive minimum wage. Youth completing Youth Employment Training, will receive a stipend of \$150. The primary objective is to help more than 500 youth annually enhance their skills and readiness for work. The summer and school-year stipend based programs will yield 60 youth per year (180 youth total). The school-year youth worker positions will yield 10 youth per year (30 youth total). In addition to youth, this legislation will approve one full-time MBK Coordinator, one full-time Youth Services Associate (both currently ARPA funded); and one Youth Services Associate to provide oversight of the Biz Kids and youth entrepreneurship initiatives. Providers include Hillside for Youth Employment Services; My Brother’s Keeper (MBK) Summer Scholars as well as Realizing Others Outstanding Talents (ROOTS), which provide social-emotional self-esteem, character and leadership development workshops; Nature Never Lie LLC which provides mental, physical and emotional health services workshops. We currently have an RFP out for additional partners for summer 2024 through summer 2026. The project will focus on three primary areas including (a) direct employment and internships opportunities, (b) youth workforce development training and workshops, and (c) early exposure to entrepreneurship opportunities. This is the first year we have received funding for this program.

Respectfully submitted,  
Malik D. Evans  
Mayor

Ordinance No. 2024-132  
(Int. No. 163)

**Authorizing an agreement relating to a Youth and Young Adult Workforce Development Activities 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 United States Department of Labor (US DOL) that provides for the City’s receipt and use of a \$1,000,000 grant to implement a Youth and Young Adult Workforce Development Activities program to assist city youths, ages 14 to 18, to enhance their skills and readiness for work (Program). The agreement shall have a term of three years

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

Section 3. The sum of \$1,000,000 in anticipated Program reimbursements from US DOL is hereby appropriated to fund the Program.

Section 4. This ordinance shall take effect immediately.



Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2024-133

Re: Agreement – PerfectMind Inc.; R-Central

Council Priority: Creating and Sustaining a Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation authorizing an agreement with PerfectMind Inc. (Ali Sanei, CEO 504-4190 Lougheed Highway; Burnaby, BC; Canada, V5C 6A8) for the continued provision of software application services supporting the Department of Recreation and Human Services' (DRHS) R-Central. The term of this agreement will be for two years. The maximum annual compensation of the agreement is as follows, and will be funded with the 2024-25 Budget of the DRHS and future Budgets of DRHS, contingent upon approval:

July 14, 2024 to July 13, 2025	\$61,784.90
July 14, 2025 to July 13, 2026	\$61,784.90
Total	\$123,569.80

PerfectMind by Xplor is the software application service that underlies the DRHS R-Central system. R-Central provides City of Rochester residents online access to search, view, explore, enroll, and pay for recreation programs, camps, leagues, and activities, as well as view, reserve, and pay for rental facilities including lodges, ballfields, courts, rinks and other recreation amenities. R-Central provides DRHS staff with automated revenue accounting as well as robust reporting for use in tracking KPIs and other metrics.

PerfectMind by Xplor was selected for these services following an RFP process in 2019 and launched as R-Central in April 2021. The existing contract expires on July 13, 2024 based on Ordinance No. 2022-177.

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-89

Ordinance No. 2024-133  
(Int. No. 164)

**Authorizing an agreement related to software application services for the R-Central on-line portal**

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 PerfectMind Inc. to provide software application services to support the Department of Recreation and Human Services (DRHS) R-Central on-line public access, accounting and reporting system. The term of the agreement shall be two years. The maximum compensation for the agreement shall be \$123,569.80, which shall be funded in the annual amounts of \$61,784.90 from each of the 2024-25 and 2025-26 Budgets of DRHS, contingent upon approval.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2024-134

Re: Agreement – Coordinated Care Services, Inc. (CCSI), Parent Leadership Training Institute

Council Priority: Support the Creation of Effective Educational Systems

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation establishing \$10,000 as maximum annual compensation for an agreement with Coordinated Care Services, Inc. (Anne Wilder, M.S., President, 1099 Jay St., Rochester, NY 14611) for the Greater Rochester Parent Leadership Training Institute (Luva Alvarez, Interim Director). The agreement will be funded from the 2024-25 Budget of Undistributed Expenses, contingent upon approval. CCSI has been the fiscal sponsor for PLTI since 2022. Council authorization is needed to enter into an agreement with the fiscal sponsor CCSI. CCSI is over the \$20,000 threshold for Council authorization. The term of the agreement will be one year with an option to renew for two additional one-year terms, contingent upon approval of the future budgets.

The Greater Rochester Parent Leadership Training Institute is part of the evidence-based National Parent Leadership Institute program that acknowledges the critical role of parent leadership. PLTI is designed to increase parents' involvement and engagement in the community, strengthen neighborhoods and families, and improve outcomes for children. Parents participate in a 21-week training program with topics that include child and adolescent youth development, public speaking, civics, and policy development. There are 17 parents in the current cohort, expected to graduate at the end of April.

PLTI was implemented in the Rochester region in 2012 and has more than 170 local alumni. The City has supported this program since it was first implemented. This is the second year CCSI has provided this training. The most recent agreement for this service was approved by City Council Ordinance No. 2022-111 on April 12, 2022.

Respectfully submitted,  
Malik D. Evans  
Mayor

Ordinance No. 2024-134

(Int. No. 165)

### **Authorizing an agreement for the Parent Leadership Training Institute**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with Coordinated Care Services, Inc. for implementation of the Parent Leadership Training Institute. The term of the agreement shall be one year with the option to extend for up to two additional one-year terms. The maximum annual compensation shall be \$10,000, which amount shall be funded from the 2024-25 Budget of

Undistributed Expenses for the initial term, contingent upon the approval thereof. If the parties opt for either or both of extended terms, the first one shall be funded from the 2025-26 Budget of Undistributed Expenses, and the second one shall be funded from the 2026-27 Budget of Undistributed Expenses, contingent upon approval of said 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. 2024-135

Re: Agreement - Sankofa Family Counseling Services

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation authorizing \$14,400 as maximum annual compensation for an agreement with Sankofa Family Counseling Services, LCSW, P.L.L.C. (Khadijah Tillman, Owner, 1400 Portland Ave, Suite 54, Rochester, NY 14621) to provide clinical support for the Crisis Intervention Services (CIS). The term of the agreement shall be for one year, with two additional one-year renewal periods. This agreement will be funded from the 2024-25 and future Budgets of the Department of Recreation and Human Services, contingent upon approval.

DRHS' Crisis Intervention Services (CIS) unit employs a number of licensed social workers within the Persons in Crisis team. As a condition of their licensure, the social workers are required to have regular supervision by another licensed mental health professional. Under this agreement, Sankofa Family Counseling Services (SFCS) will provide clinical supervision and support to the leadership of CIS by licensed mental health professionals. Specifically, Sankofa will meet on a bimonthly basis with the CIS Manager and Clinical Supervisor. Sankofa will meet on a monthly basis with the Person in Crisis team's two supervisors. Sankofa will also be available to provide additional support and technical assistance to CIS address emergent issues or concerns.

DRHS has been working with Sankofa for 2 ½ years, beginning September 2021. A justification for no RFP is attached.

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-90

Ordinance No. 2024-135  
(Int. No. 166)

### **Authorizing an agreement relating to clinical supervision and support for the Crisis Intervention Services unit**

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 Sankofa Family Counseling Services, LCSW, P.L.L.C. to provide clinical supervision and support to the licensed social workers employed by the Department of Recreation and Human Services (DRHS) Crisis Intervention Services unit. The agreement shall have a term one year with the option to extend for up to two additional one-year periods. The maximum annual compensation shall be \$14,400, which amount shall be funded from the 2024-25 Budget of DRHS for the initial term, contingent upon the approval thereof. If the parties opt for either or both of extended terms, the first one shall be funded from the 2025-26 Budget of DRHS and the second one shall be funded from the 2026-27 Budget of DRHS, contingent again 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:

Ordinance No. 2024-136  
Re: Agreement: Goodwill of the Finger Lakes, Inc.

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation authorizing an agreement with Goodwill of the Finger Lakes, Inc. (Jennifer Lake, Executive Director, 422 South Clinton Ave, Rochester, NY 14620) to provide call center services for the Department of Recreation and Human Services' Crisis Intervention Services unit. The term of the agreement shall be for one year with two additional one year renewals. The amount of the agreement shall be \$195,000 for the first year (2024-25), \$200,850 (2025-26) for the second year and \$206,875.50 (2026-27) for the third year. Funding for this agreement shall come from the 2024-25 budget of the Department of Recreation and Human Services (DRHS) and future DRHS budgets, contingent upon approval.

Under this agreement Goodwill's 211/Life Line and 988 will serve as the public facing telephone numbers advertised to reach the Crisis Intervention Services Unit 24 hours a day, 7 days a week, and will include translation and TTY services. Goodwill will triage calls and dispatch the Person in Crisis (PIC) team as needed for either in person or telephonic support to those in crisis. DRHS has been working with Goodwill of the Finger Lake's 211/Lifeline and 988 team since the inception of the PIC team in 2021 as a way to respond to those in crisis and dispatch the PIC team as necessary. The Crisis Intervention Services Unit also utilizes 211's vast database of community resources to find referral sources for clients they encounter while on a call. On average, about 6% of all PIC calls originate from 211 or 988.

This agreement was first approved by City Council on January 19, 2021 via Ordinance No. 2021-26. A justification for no RFP is attached.

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-91

Ordinance No. 2024-136  
(Int. No. 167)

**Authorizing an agreement for call center services for the Crisis Intervention Services unit**

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 Goodwill of the Finger Lakes, Inc. to provide call center services for the Crisis Intervention Services unit within the Department of Recreation and Human Services (DHRM). The term of the agreement shall be one year with the option to extend for up to 2 additional one-year periods. The maximum annual compensation shall be: \$195,000 for the initial term, funded from the 2024-25 Budget of DHRM; \$200,850 for the optional second year, funded from the 2025-26 Budget of DHRM; and \$206,875.50 for the optional third year, funded from the 2026-27 Budget of DHRM, all contingent upon the approval of future year budgets.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

**TO THE COUNCIL**

Ladies and Gentlemen:

Ordinance No. 2024-137

Re: Amendatory Agreement: Youth 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 authorizing an amendatory agreement with Nature Never Lie, LLC (Kechiera Marshall-Hosier, Owner, 15 Henry Street, Rochester, NY 14605) to provide additional services related to social-emotional programming and health education services. The original agreement was authorized via Ordinance No. 2023-212 and established maximum compensation of \$19,790 for a term of one year funded by the 2023-24 Budget of the Department of Recreation and Human Services.

This amendment will increase the compensation by \$47,000, for a maximum total of \$66,790 to be funded by the 2023-24 Budget of the Department of Recreation and Human Services. This amendment will also extend the term of the agreement to October 30, 2026.

Nature Never Lie will continue to provide services to youth participants in the MBK Scholars program during the summer for four weeks and follow up sessions for scholars throughout the school year. This program will provide skill-building and healthy expression of youth growth and development for up to 40 youth annually. Key skill development areas include emotional, mental, physical, social and nutritional health. This will be the second consecutive year that Nature Never Lie has worked with MBK Summer Scholars. Last year, this program serviced sixty (60) youth.

An approved Vendor Selection form is attached.

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-92

Ordinance No. 2024-137  
(Int. No.169)

**Authorizing an amendatory agreement for the Youth 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 an amendatory professional services agreement with Nature Never Lie LLC to provide additional services relating to the Youth Growth and Development (Program). The amendatory agreement shall modify the existing agreement authorized in Ordinance No. 2023-212 by adding additional services to youth participants in the My Brother's Keeper (MBK) Scholars program during the summer and with follow up sessions for the MBK Scholars during the school year, by extending the term of the agreement to October 30, 2026, and by increasing the maximum compensation by \$47,000 to a new total of \$66,790. The additional compensation shall be funded by the 2023-24 Budget of the Department of Recreation and Human Services.

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. 2024-138  
Re: Agreements – New York State Department of Health, Sexual Risk Avoidance Education Grant

Council Priority: Support the Creation of Effective Educational Systems

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the New York State Department of Health (NYSDOH) Sexual Risk Avoidance Education (SRAE) Grant program to address unintended teen pregnancy. This legislation will:

1. Authorize an agreement with NYSDOH for the receipt and use of \$275,000 annual SRAE grant award beginning July 1, 2024 through June 30, 2025. The NYSDOH SRAE grant is awarded for a five-year term of July 1, 2024 through June 30, 2029. This is year one of the five-year agreement term.
2. Establish \$134,750 as total maximum compensation for Baden Street Settlement of

Rochester, Inc. (Catherine Thomas, Executive Director, 152 Baden Street, Rochester, NY 14605) funded from the grant authorized herein, for a term of one year.

An additional \$117,432 will be anticipated and included in the 2024-25 Budgets of the Department of Recreation and Human Services and Undistributed Expenses for staff costs associated with the City's role as lead agency, including one full-time employee, one part-time employee, and a portion of a supervisor's time. The remaining \$22,818 will be accounted for in the Teenage Pregnancy Prevention Special Revenue Fund to cover non-personnel expenses such as educational supplies, program consultants, printing, travel and apparel as well as indirect expenses.

The goal of the SRAE initiative is to support and enhance youth ages 10-13 social-emotional development and delay onset sexual activity through medically driven, age appropriate curriculum and engaging clubs. SRAE facilitators host weekly clubs at individual R-center sites where youth will participate in engaging fun activities such as *Creative Expressions Club*, *Cooking Matters*, a family cooking program, and the evidence based curriculum titled *Making a Difference*. Through SRAE programming youth will gain skills and insight to become healthy, productive adolescents with a strong sense of self.

Since 2019 it is anticipated that SRAE will have served more than 1500 youth and adults over the initial five year grant cycle. The program will continue to serve a total of 300 unduplicated youth and caregivers each year. This was last authorized by City Council Ordinance No. 2023-321. This is the end of the grant from 2019-2024 based on Ordinance No 2019-209.

Respectfully submitted,  
Malik D. Evans  
Mayor

Ordinance No. 2024-138  
(Int. No. 170)

### **Appropriating funds and authorizing agreements for the Sexual Risk Avoidance Education Grant program**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the New York State Department of Health for the receipt and use of \$275,000 in Sexual Risk Avoidance Education Grant program (Program) funds, which are hereby appropriated for operating the Program from July 1, 2024 through June 30, 2025. Of that appropriation, \$22,818 shall be allocated to the Teenage Pregnancy Prevention Special Revenue Fund to fund non-personnel and indirect expenses related to the Program.

Section 2. The Mayor is hereby authorized to enter into a professional services agreement with Baden Street Settlement of Rochester, Inc. to provide services for the Program. The maximum compensation for the agreement shall be \$134,750, which shall be funded from the grant appropriated in Section 1 herein. The term of the agreement shall be one year.

Section 3. The grant agreement and professional services 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:

Local Improvement Ordinance No. 1815  
Local Improvement Ordinance No. 1816  
Re: Public Market Snow Removal and Security Services

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

Comprehensive Plan 2034 Initiative Area: Fostering Prosperity and Opportunity

Transmitted herewith for your approval is legislation authorizing the appropriations and assessments for snow removal and security services at the Public Market for fiscal year 2024-25. The snow removal and security districts were established in 1990 and 1991, respectively, and include 14 properties adjacent to the Public Market. This legislation will re-establish the districts for a period of ten years to and including the 2033-34 fiscal year ending on June 30, 2034.

The City provides special snow removal services, including plowing and salting, as necessary. The security services include foot patrols from 5:00 pm to 5:00 am, every day. Part of the cost of these services is apportioned among the properties within the district. For each property, these assessments include both a fixed fee and a fee per frontage foot. The rates for 2024-25 reflect a reduction of one property due to a consolidation of two adjacent properties and include adjustments to total footage resulting from property transfers and adjustments to reflect only front footage.

Snow Removal: For 2024-25 snow removal services, the fixed fee will be \$100 per property, while the front footage fee will be \$3.54 per foot. The total amount of the assessment will be \$5,777.01.

Security Services: For 2024-25 security services, the fixed fee will be \$1,190 per property, while the front footage fee will be \$23.36 per foot. The total amount of the assessment will be \$45,543.25.

<i><b>Snow</b></i>	Fixed	#	Subtotal	Footage			Total
	Fee	Properties		Fee	Footage	Subtotal	
2023-24	\$100	15	\$1,500.00	\$3.25	1,457.83	\$4,737.95	\$6,237.95
2024-25	\$100	14	\$1,400.00	3.54	1,236.44	\$4,377.01	\$5,777.95
						Change	(\$460.94)

<i><b>Security</b></i>	Fixed	#	Subtotal	Footage			Total
	Fee	Properties		Fee	Footage	Subtotal	
2023-24	\$1,190	15	\$17,850.00	\$19.06	1,457.83	\$27,786.24	\$45,636.24
2024-25	\$1,190	14	\$16,660.00	\$23.36	1,236.44	\$28,883.25	\$45,543.25
						Change	(\$92.99)

Public hearings are required for these assessments.

Respectfully submitted,  
Malik D. Evans  
Mayor

Local Improvement Ordinance No. 1815  
(Int. No. 171)



**Local Improvement Ordinance – reestablishing the Public Market Snow Removal Special Assessment District for 10 years and establishing the cost of the District’s special services for 2024-25**

WHEREAS, a Special Assessment District (District) was established in 1990 by Local Improvement Ordinance No. 1301 (Original LIO) for the City to provide special snow removal services for the City’s Public Market at 280 North Union Street (Market Lot) and for the City to assess a portion of the cost of those services to a District comprised of the private properties adjacent to the Market each year by means of a \$100 per property fixed fee and an additional Front Footage fee based in most instances on the length in feet of the property’s boundary line that adjoins the Market Lot;

WHEREAS, for those District properties having more than one side adjoining the Market Lot, in most instances the Original LIO bases the Front Footage assessment on the length of only one of the side of the property, although it does provide for counting toward the Front Footage the length of more than one side for those properties where doing so was deemed by Council at the time to better represent the property’s relative amount of benefit from the District’s special snow removal services;

WHEREAS, for 35 years, including for the current 2023-24 fiscal year, the City has continued providing the special snow removal services and the District properties have continued to be assessed for those services in accordance with the Original LIO, including for the current 2023-24 fiscal year; and

WHEREAS, due to changes in the Public Market and District during the past 35 years, including the consolidation of some properties, other modifications to the configuration of District boundary lines, and changes to the facilities and operations of some District properties, the Mayor is proposing to adjust the formula for the Front Footage part of the District assessment to be based on the length of only one side of each property’s boundary in order to more fairly represent the relative benefit of District services to each District property.

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

Section 1. The Council hereby authorizes the City to continue to provide special snow removal services to include plowing and salting (Special Services) at the City of Rochester Public Market located at 280 North Union Street (SBL #106.67-1-1.3) (Market Lot) and to assess a portion of the cost of those Special Service each year to a Special Assessment District (District) comprised of the private properties adjoining the Market Lot and allocated according to the formula set forth in Section 2 herein. This authorization shall continue for a period of ten years to and including the 2033-34 fiscal year ending on June 30, 2034.

Section 2. The Council hereby finds that the Special Services will benefit the Public Market, adjacent City-owned properties, and the private properties adjacent to the Public Market. Therefore, Council directs that a portion of the cost of providing such services be assessed against the private properties adjacent to the Market Lot as listed below, which properties shall constitute a Special Assessment District. The annual cost of Special Services assessed to the District shall be allocated among the District properties by a two-part formula comprised of:

- a) a fixed fee of \$100 per property; plus
- b) a Front Footage fee that is based upon the length of each property’s Front Footage facing the Public Market as listed below.

The Council hereby determines that the foregoing formula represents the relative amount of benefit received by each such parcel from the Special Services.

Section 3. The total amount of Special Services to be assessed to the District for the 2024-25 year shall be \$5,777, which is based on assessing 25% of the snow removal services for the whole complex to the properties adjoining the Market Lot. The amount to be assessed against each property shall include a fee

of \$100 per parcel fee plus \$3.54 per linear feet of Front Footage. The 14 District properties to be assessed are as follows:

Property Address	SBL #	Front Footage	2024-25 Assessment
248 North Union Street	106.66-1-14.001	523.35	\$ 1,952.66
11 Pennsylvania Avenue	106.58-3-29	19.57	\$ 169.28
15 Pennsylvania Avenue	106.58-3-28	40.00	\$ 241.60
59 Pennsylvania Avenue	106.59-3-5.001	81.50	\$ 388.51
16-18 Public Market	106.59-3-1	40.00	\$ 241.60
50-52 Public Market	106.59-3-6	40.00	\$ 241.60
55-57 Public Market	106.59-3-7	40.00	\$ 241.60
60 Public Market	106.59-3-8	40.00	\$ 241.60
64-70 Public Market	106.59-3-10.001	80.00	\$ 383.20
9 Pennsylvania Avenue	106.58-3-30	21.38	\$ 175.69
17-23 Pennsylvania Avenue	106.58-3-27	40.00	\$ 241.60
25 Pennsylvania Avenue	106.58-3-26	40.00	\$ 241.60
35 Pennsylvania Avenue	106.59-3-2.001	120.00	\$ 524.80
171 Railroad Street	106.67-1-78.001	110.64	\$ 491.67

The total District Assessment for subsequent years shall be determined and fixed at that time by the Council and then allocated among the District properties according to the two-part formula specified herein.

Section 4. The Special Services shall be provided by competitive contract. The special assessments levied hereunder shall be paid into the Public Market Enterprise Fund. The cost of providing such services shall be paid from the Public Market Enterprise Fund and the amounts assessed herein are hereby appropriated for that purpose.

Section 5. The assessments for 2024-25 shall be billed on the tax bill issued on July 1, 2024 and shall be due in one installment.

Section 6. This ordinance shall take effect immediately.

Passed unanimously.

Local Improvement Ordinance No. 1816  
(Int. No. 172)

**Local Improvement Ordinance – reestablishing the Public Market Security Special Assessment District for 10 years and establishing the cost of the District’s special services for 2024-25**

WHEREAS, a Special Assessment District (District) was established in 1991 by Local Improvement Ordinance No. 1321 (Original LIO) for the City to provide special security services for the City's Public Market at 280 North Union Street (Market Lot) and for the City to assess a portion of the cost of those services to a District comprised of the private properties adjacent to the Market Lot each year by means of a \$750 per property fixed fee and an additional Front Footage fee based in most instances on the length in feet of the property's boundary line that adjoins the Market Lot;

WHEREAS, for those District properties having more than one side adjoining the Market Lot, in most instances the Original LIO bases the Front Footage assessment on the length of only one of the side of the property, although it does provide for counting toward the Front Footage the length of more than one side for those properties where doing so was deemed by Council at the time to represent the property's relative amount of benefit from the District's special security services;

WHEREAS, for 34 years, including for the current 2023-24 fiscal year, the City has continued providing the special security services and the District properties have continued to be assessed for those services in accordance with the Original LIO (except for a subsequent increase in the fixed fee per property from \$750 to \$1,190), including for the current 2023-24 fiscal year; and

WHEREAS, due to changes in the Public Market and District during the past 34 years, including the consolidation of some properties, other modifications to the configuration of District boundary lines, and changes to the facilities and operations of some District properties, the Mayor is proposing to adjust the formula for the Front Footage part of the District assessment to be based on the length of only one side of each property's boundary in order to more fairly represent the relative benefit of District services to each District property.

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

Section 1. The Council hereby authorizes the City to continue to provide special overnight security services (Special Services) at the City of Rochester Public Market located at 280 North Union Street (SBL #106.67-1-1.3) (Market Lot) and to assess a portion of the cost of those Special Service each year to a Special Assessment District (District) comprised of the private properties adjoining the Market Lot and allocated according to the formula set forth in Section 2 herein. This authorization shall continue for a period of ten years to and including the 2033-34 fiscal year ending on June 30, 2034.

Section 2. The Council hereby finds that the Special Services will benefit the Public Market, adjacent City-owned properties, and the private properties adjacent to the Market Lot. Therefore, Council directs that a portion of the cost of providing such services be assessed against the private properties adjacent to the Public Market as listed below, which properties shall constitute a Special Assessment District. The annual cost of Special Services assessed to the District shall be allocated among the District properties by means of a two-part formula comprised of:

- a) a fixed fee of \$1,190 per property; plus
- b) a Front Footage fee that is based upon the length of each property's Front Footage facing the Public Market as listed below.

The Council hereby determines that the foregoing formula represents the relative amount of benefit received by each such parcel from the Special Services.

Section 3. The total amount of Special Services to be assessed to the District for the 2024-25 year shall be \$45,543.25, which is based on assessing 25% of the snow removal services for the whole complex to the properties adjoining the Market Lot. The amount to be assessed against each property shall include a fee of \$1,190 per parcel fee plus \$23.36 per linear feet of Front Footage. The 14 District properties to be assessed are as follows:

Property Address	SBL Number	Front Footage	2024-25 Assessment
248 North Union Street	106.66-1-14.001	523.35	\$ 13,415.46
11 Pennsylvania Avenue	106.58-3-29	19.57	\$ 1,647.16
15 Pennsylvania Avenue	106.58-3-28	40.00	\$ 2,124.40
59 Pennsylvania Avenue	106.59-3-5.001	81.50	\$ 3,093.84
16-18 Public Market	106.59-3-1	40.00	\$ 2,124.40
50-52 Public Market	106.59-3-6	40.00	\$ 2,124.40
55-57 Public Market	106.59-3-7	40.00	\$ 2,124.40
60 Public Market	106.59-3-8	40.00	\$ 2,124.40
64-70 Public Market	106.59-3-10.001	80.00	\$ 3,058.80
9 Pennsylvania Avenue	106.58-3-30	21.38	\$ 1,689.44
17-23 Pennsylvania Avenue	106.58-3-27	40.00	\$ 2,124.40
25 Pennsylvania Avenue	106.58-3-26	40.00	\$ 2,124.40
35 Pennsylvania Avenue	106.59-3-2.001	120.00	\$ 3,993.20
171 Railroad Street	106.67-1-78.001	110.64	\$ 3,774.55

The total District Assessment for subsequent years shall be determined and fixed at that time by the Council and then allocated among the District properties according to the two-part formula specified herein.

Section 4. The Special Services shall be provided by competitive contract. The special assessments levied hereunder shall be paid into the Public Market Enterprise Fund. The cost of providing such services shall be paid from the Public Market Enterprise Fund and the amounts assessed herein are hereby appropriated for that purpose.

Section 5. The assessments for 2024-25 shall be billed on the tax bill issued on July 1, 2024 and shall be due in one installment.

Section 6. This ordinance shall take effect immediately.

Passed unanimously.

Motion to discharge Int. No. 168 by President Meléndez; 2<sup>nd</sup> by Councilmember Lupien  
Motion passed by following vote:

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

Nays - None - 0.

Vice President Harris abstained due to a professional relationship.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2024-139

Re: Inter-Municipal Agreement – Rochester City School District’s Utilization of Pathways to Peace for School Based Programming

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

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

Authorize an inter-municipal agreement with the Rochester City School District for the receipt and use of \$960,768 for a term of one year, for district-wide PTP services. Under the district-wide agreement RCSD will reimburse the City for PTP staff expenses. The City of Rochester Mayor’s Office of Violence Prevention will create a school-based PTP team consisting of twelve full-time staff to operate within the District for a term of one year. This service was last authorized by Ordinance No. 2023-267. This agreement is pending RCSD Board of Education approval.

Services provided will include student mediation, developing and implementing safety plans for student re-entry following a period of absence due to violence, and response to school emergencies. Pathways to Peace services have been provided to the District since 2016.

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-93

Ordinance No. 2024-139  
(Int. No. 168)

**Authorizing an intermunicipal agreement for Pathways to Peace School Based Programming**

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 Rochester City School District (RCSD) for the City’s receipt and use of compensation from RCSD to provide staff support to operate a Pathways to Peace program at schools designated by the RCSD. The term of the agreement shall be one year. The maximum compensation for the agreement shall be \$960,768.

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, Lightfoot, Lupien, Martin, Monroe, Patterson, Smith - 8.

Nays - None - 0.

Vice President Harris abstained due to a professional relationship.

By Councilmember Gruber  
May 21 2024

To the Council:

The **BUDGET, FINANCE & GOVERNANCE COMMITTEE** recommends for **ADOPTION** the following entitled legislation:

- Int. No. 173 Authorizing an agreement relating to Police and Fire Services for the 2023 Rochester International Jazz Festival
- Int. No. 174 Authorizing an agreement for the immobilization and redemption of scofflaw motor vehicles
- Int. No. 175 Authorizing a merchant services agreement for electronic payment processing services
- Int. No. 177 Authorizing agreement for Financial Empowerment Center counseling services
- Int. No. 182 Determining and certifying base proportions, current percentages, and base percentages for the 2024 Assessment Roll
- Int. No. 183 Determining and certifying adjusted base proportions, assessed value, and net changes in assessed value for the 2024 Assessment Roll
- Int. No. 184 Resolution endorsing a request that the U.S. Board on Geographic Names assign names to each of the High, Middle and Lower Falls on the Genesee River

The **BUDGET, FINANCE & GOVERNANCE COMMITTEE** recommends for **CONSIDERATION** the following entitled legislation:

- Int. No. 178 Continuation of Local Improvement Ordinance No. 1357 relating to the Culver/Merchants Commercial Parking Lot
- Int. No. 179 Local Improvement Ordinance - Establishing the operating and maintenance costs of neighborhood commercial and residential parking areas for 2024-25, **as amended**

The **BUDGET, FINANCE & GOVERNANCE COMMITTEE** recommends the following entitled legislation to be **HELD** in Committee:

- Int. No. 176 Approving the apportionment of taxes and charges

Respectfully submitted,  
Mitch Gruber  
Stanley Martin (*voted against Int. No. 174*)  
Bridget Monroe  
LaShay D. Harris  
Miguel A. Meléndez Jr.

**BUDGET, FINANCE & GOVERNANCE COMMITTEE**

Received, filed & published.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2024-140

Re: Grant Agreement – New York State Division of Criminal Justice Services, 2023 Rochester International Jazz Festival Police and Fire Services Grant

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation authorizing an agreement with the New York State Division of Criminal Justice Services (DCJS) for the receipt and use of \$100,000 for a 2023 Rochester International Jazz Festival Police and Fire Services legislative grant facilitated by Senator Jeremy Cooney, and appropriating said amount.

The grant funds will be used to reimburse the City for police overtime services provided at the 2023 Jazz Festival that ran June 23, 2023 through July 1, 2023. The Grant Award Notice for these funds was not received until March 8, 2024.

The term of this grant is April 1, 2023 through March 31, 2024. This is the second time the City has received this grant. The City first received this grant for the 2022 Rochester International Jazz Festival as authorized by Ordinance No. 2023-22.

Respectfully submitted,  
Malik D. Evans  
Mayor

Ordinance No. 2024-140  
(Int. No.173)

**Authorizing an agreement relating to Police and Fire Services for the 2023 Rochester International Jazz Festival**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the New York State Division of Criminal Justice Services for the receipt and use of \$100,000 in 2023 Rochester International Jazz Festival Police and Fire Services legislative grant funds to reimburse the City for police overtime services provided for the 2023 Jazz Festival. The term of the agreement shall be from April 1, 2023 to March 31, 2024.

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. 2024-141

Re: Agreement –IPT, LLC dba PayLock  
City Council Priorities- Deficit Reduction and Long-Term Financial Stability

Transmitted herewith for your approval is legislation authorizing an agreement with IPT, LLC dba PayLock, (Tom Kinney, CEO, Somerville, New Jersey) for a self-release immobilization (booting) program for vehicles with three or more outstanding parking tickets that are 90 or more days old. The agreement with PayLock does not require any upfront payment or funding from the City. PayLock will provide license plate recognition hardware, software, self-releasing mechanical boots, and payment services. For each booted vehicle, PayLock will charge a fee of 17% of the collected fines and the boot fee of \$85. These terms remain unchanged from the previous agreement between PayLock and the City.

The booting program will be used to increase collections on tickets issued to “scofflaw” vehicles while simultaneously providing better customer service. A scofflaw is defined as a vehicle that has three or more unpaid tickets that are 90 or more days old, and if a New York plate, one ticket in judgment.

Parking Enforcement vehicles will be equipped with license plate recognition cameras, laptop with software provided by PayLock and a database provided by the City, which will allow City staff to identify scofflaw (as well as stolen and amber alert) vehicles and confirm the amount of outstanding fines. Once the identified vehicle is booted, a sticker with the toll-free number of the PayLock call center is applied to the vehicle.

Payment by credit card or Automated Clearing House (ACH) checks is processed by the call center and the code to release the boot is given to the driver/owner of the vehicle. They then have 48 hours to return the boot to the City; failure to return the boot will result in late fees of \$25 per day up to a maximum of \$500, the replacement cost.

PayLock will calculate the City’s payment (full payment of all fines and fees minus the \$85 booting fee and the 17% collection rate) and remit the net amount bi-weekly to the City.

Attached is a justification for not issuing an RFP. There are unique and emergency circumstances: The City is in the midst of implementing Infor as its new Case Management System for the Parking and Municipal Code Violations Bureau as part of the Mainframe Replacement Program. Part of this implementation effort requires the integration of Infor with IPT, LLC. The RFP process in the middle of this project would either:

1. Cause significant delays in the project, which may have financial implications due to ARPA spending deadlines, or
2. Cause duplicate effort, re-work, and additional expense, which is currently not budgeted for, after the original implementation project ends.

IPT LLC is already established as a successful systems partner with the Parking Bureau and has fourteen years of experience in providing the back-room management of immobilization services to the City. The Parking Bureau has years of experience in the industry and is confident that a better-qualified vendor would not be obtained through the RFP process.

The firm has been the provider of this service for the City for the last fourteen years, the last seven of which were approved through Ordinance No. 2017-287. This agreement will be for a term of five years, beginning when the agreement is executed and expiring 60 months thereafter with two one-year renewal options.

Respectfully submitted,  
Malik D. Evans  
Mayor



Ordinance No. 2024-141  
(Int. No. 174)

**Authorizing an agreement for the immobilization and redemption of scofflaw motor vehicles**

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 IPT, LLC, aka PayLock, to implement an immobilization and redemption program for motor vehicles with three or more outstanding parking tickets that may be immobilized pursuant to Section 111 - 77 of the City Traffic Ordinance. PayLock shall provide to the City software and hardware to identify such vehicles for installation of the immobilization device. The motor vehicle owner or operator shall be provided with the means to release the device upon payment to PayLock of the sum of a \$85 collection fee plus the payment of the outstanding notices of violation or notices of liability. After recovering the vehicle, the owner or operator shall be required to return the immobilization device to the City within 48 hours and shall be responsible to PayLock for an additional fee of \$25 per day for each day, or part thereof, thereafter, up to a maximum of \$500.

Section 2. The agreement shall obligate PayLock to pay to the City of Rochester at least 83% of the violation fees paid on the outstanding notices of violation or notices of liability. PayLock shall be entitled to keep as its compensation the \$85 collection fees, up to 17% of the violation fees and the late return fees.

Section 3. The term of the agreement shall be five years with the option to extend for up to two additional periods of one year each.

Section 4. The agreement 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. 2024-142

Re: Merchant Services Agreement with Elavon, Inc. for Electronic Payment Processing

Council Priority: Deficit Reduction and Long Term Financial Stability

Comprehensive Plan 2034 Initiative Area: Fostering Prosperity and Growth

Transmitted herewith for your approval is legislation establishing \$35,000 as maximum annual compensation to be paid by the City for a professional services agreement with Elavon, Inc. (Jamie Walker, Atlanta, Georgia) to provide merchant services related to electronic payment processing in conjunction with the new Infor Public Sector online customer portal ("Civics"). The costs of this agreement will be funded by the City for in-person transactions and by the City's customers for online

transactions. The City's costs will be funded from the 2023-2024 and subsequent years' Budgets of Undistributed Expenses, contingent upon approval of the subsequent years' budgets.

This legislation will allow the City to fully utilize the Infor Public Sector's online and in-person payment processing capabilities, integrating the Billing and Receivables module for Tax, Water, Commercial Refuse, Loan repayment, Permitting, Licensing, and Parking and Municipal Code Tickets with the customer portal for full self-service management of customer bills and payments. It will also provide improvements to efficiency and accuracy for City cashiering staff, as the integration from Infor to the credit card terminal units will eliminate some duplication of manual effort, reducing the risk of errors or rework.

**In-person payments.** Elavon's services for processing in-person credit card payments will be provided for the following City offices utilizing the Infor Public Sector Cashiering solution:

- Tax
- Water
- Commercial Refuse
- Permit and Licensing Fees
- Parking and Municipal Code Tickets.

The City will pay Elavon for these services at a rate range of 1.29% - 3.29% + \$0.20 per transaction and a \$25 per month Payment Card Industry (PCI) fee. The actual rate to be charged within the rate range will be based upon an agreed-upon rate schedule for the various types of transactions. These per transaction fees are more favorable to the City than the fees that it presently pays. The maximum annual cost to the City is estimated to be \$35,000, based upon an estimated annual transaction volume \$1,500,000 for in-person credit card payments.

**On-line payments.** Elavon's on-line credit card and ACH (Automated Clearing House) payment services will be provided through the Infor Civics Portal. Elavon's fees for these services will be charged to the customer during each transaction at the following rates:

- 2.75% for all Visa, Master Card, Discover and American Express
- \$1 per transaction for electronic transfers processed through the ACH, which includes verification and deposit.

These fee rates are equal to or lower than current rates charged through the City's website for the same services.

No RFP was issued for these services, as Elavon is the sole source provider of merchant services with existing integrations to Infor Public Sector's Civics online payment portal and Infor Cashiering solution.

The term of this agreement will be for 5 years, with the option of up to 5 one-year renewals.

Respectfully submitted,  
Malik D. Evans  
Mayor

Ordinance No. 2024-142  
(Int. No. 175)

### **Authorizing a merchant services agreement for electronic payment processing 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 merchant services agreement with Elavon, Inc. to provide electronic payment services for customers' transactions with the City (Payment

Services). The agreement shall have a term of five years with the option to extend the term for up to five additional periods of 1 year each. The Payment Services shall be provided for two types of transactions funded as follows:

- (a) Customers' in-person credit card transactions in conjunction with the City's Infor Public Sector Cashiering solution (In-Person Transactions), funded by the City in the maximum annual amount of \$35,000 from the 2023-24 and subsequent years' Budgets of Undistributed Expenses, contingent upon approval of the subsequent years' Budgets, and based on a per transaction rate of \$0.20 plus 1.29% to 3.29% of the transaction amount set in accordance with a fee schedule that is approved by the Director of Finance; and
- (b) Customers' on-line payments by means of credit cards or Automated Clearing House (ACH) electronic funds transfer in conjunction with the Infor Civics Portal solution (On-Line Transactions), funded by charging the customer for each transaction at the rate of 2.75% of the transaction amount for credit card transactions and \$1 per transaction for ACH fund transfers.

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. 2024-143

Re: Financial Empowerment Center 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 the Rochester Financial Empowerment Center. This legislation will establish \$400,000 maximum annual compensation for an agreement with The Housing Council at Pathstone, Inc. (Mary Leo, Executive Director, 75 College Ave suite 431, Rochester, NY 14607) to administer the Financial Empowerment Center program. The agreement will have a term of one year with the option to extend two additional years. The agreement will be funded from the 2024-25 Budget of the Office of the Mayor contingent upon its approval for the initial term and from subsequent years' Budgets of the Office of the Mayor if the term is extended and contingent upon approval of the subsequent years' Budgets.

The Rochester Financial Empowerment Center (FEC) provides free, 1-1 professional financial counseling as a public service and is based on a national model developed by the Cities for Financial Empowerment Fund. The FEC is led by the City of Rochester and administered by a nonprofit counseling provider. Since the FECs launch in 2020, the program has been administered by Consumer Credit Counseling Services of Rochester and has served over 2,800 clients who have cumulatively increased their savings by \$1.9 million and decreased their non-mortgage debt by \$4 million. As the FEC expands and increasingly embeds itself into homebuyer preparedness programs, the Housing Council at Pathstone is a natural fit for the continuing administration of this initiative.

The FEC is funded by a variety of sources, with approximately ¼ of the operational budget supported by the City of Rochester and the remainder funded by a variety of private and public sources. The no

RFP Justification Statement is attached.

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-95

Ordinance No. 2024-143  
(Int. No. 177)

**Authorizing agreement for Financial Empowerment Center counseling 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 The Housing Council at PathStone, Inc. to administer counseling services for the Financial Empowerment Center. The term of the agreement shall be one year with the option to renew for up to two additional terms of 1 year each. The maximum annual compensation for the agreement shall be \$400,000. The compensation for the first year shall be funded from the 2024-25 Budget of the Office of Mayor contingent upon approval. The compensation for the second and third years, if so elected, shall be funded from subsequent years' Budgets of the Office of Mayor 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.

TO THE COUNCIL  
Ladies and Gentlemen:

Local Improvement Ordinance No. 1817  
Local Improvement Ordinance No. 1818

Re: LIO Continuing Assessments and Agreements for Special District Parking Lots

Council Priority: Jobs and Economic Development

Comprehensive Plan Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation providing for the continued operation and maintenance of the city's six special assessment district parking lots for 2024-25. The first ordinance sets the 2024-25 budget and costs to be assessed for each district. The second ordinance extends by ten years the operating term for the Culver/Merchants district, which is set to expire. The legislation authorizes a total of \$78,228.00 in anticipated costs for 2024-25 to be assessed on the 2024 City property tax bills of the benefited properties that make up each district. The anticipated 2024-25 budget and assessment for each parking lot district is as follows.

Lot Name	24/25 Budget	23/24 Budget	Variance	Reason	Consultant/Contractor
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Lyell Avenue	\$11,228.00	\$10,462.00	\$766.00	Increase in insurance	Quality Home Furnishings, LLC Thomas Sullivan
Monroe/Oxford	\$24,600.00	\$16,991.00	\$7,609.00	Sealing/Stripping/Refinishing	Goodman Properties Management LLC Andrew Tickle
Woodside/Goodwill	\$16,560.00	\$16,000.00	\$560.00	Increase in electric and insurance costs	Woodside Goodwill Parking Lot LLC Dominic C. Zicari
Culver/Merchants	\$13,200.00	\$14,250.00	\$-1,050.00	Decrease in cost for Sealing/Striping, and Lawncare	Culver Merchants Business Association, Inc. Ann Page
North Street	\$11,700.00	\$11,700.00	\$0.00	N/A	Domicello Enterprises, LLC Phillip Domicello
Mt Hope	\$1,000.00	\$1,000.00	\$0.00	N/A	1400 Mt. Hope Ave LLC David L. Gandell
<b>Total Budgets</b>	<b>\$78,288.00</b>	<b>\$70,403.00</b>	<b>\$7,885.00</b>		
<b>Rollover Untaxed</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>		
<b>Total Assessments</b>	<b>\$78,288.00</b>	<b>\$70,403.00</b>	<b>\$7,885.00</b>		

The City Council first authorized the establishment of Special Assessment District parking lots in 1979 in Resolution Nos. 79-15 and 79-16. The authorized districts currently are: Lyell Avenue, Monroe Avenue/Oxford Square, Woodside/Goodwill, Culver/Merchants, and Mt. Hope, in the College town district. Annual operating and maintenance costs of the areas are assessed against all properties within the district according to their respective parking space requirements.

The assessments fund snow plowing, cleaning, landscaping, maintenance, lighting and parking enforcement. These services are provided either by City personnel, by private companies under contract to the City, or by the property owners themselves. It is impractical to go out to bid due to the direct involvement of each contractor to each respective lot.

A public hearing is required for these local improvements.

Respectfully submitted,  
Malik D. Evans  
Mayor

Local Improvement Ordinance No. 1817  
(Int. No. 178)

**Continuation of Local Improvement Ordinance No. 1357 relating to the Culver/Merchants Commercial Parking Lot**

WHEREAS, by Local Improvement Ordinance No.1357, the City provided for the levying of local improvement assessments to fund the cost of special work and services related to the Culver/Merchants Commercial Parking Lot; and

WHEREAS, said Local Improvement Ordinance was extended for subsequent terms of ten years by later Local Improvement Ordinances, the last of which was No. 1688 adopted in 2014, and the Council desires to continue said Local Improvement Ordinance for an additional period of ten years.

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

Section 1. Local Improvement Ordinance No. 1357, relating to the levying of local improvement assessments to fund the cost of special work and services for the Culver/Merchants Commercial Parking Lot, as last extended by Local Improvement Ordinance No. 1688, is hereby re-enacted for an additional period of ten years, commencing on July 1, 2024 and continuing through June 30, 2034.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

Local Improvement Ordinance No. 1818  
(Int. No. 179)

**Local Improvement Ordinance - Establishing the operating and maintenance costs of neighborhood commercial and residential parking areas for 2024-25, as amended**

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

Section 1. The 2024-25 assessment for operation and maintenance of the special assessment district parking lots listed below shall be ~~\$78,288~~ \$15,896.48. The assessment amounts are hereby authorized and appropriated and shall be allocated and levied against the properties benefited by the special assessment district parking lots that were established and continued by the Local Improvement Ordinances (LIOs) specified, as follows:

<b>Lot Name</b>	<b>Establishing and latest LIO No.</b>	<b>2024-25 Assessment Budget</b>	<b>2024-25 Assessment</b>	<b>Unspent prior assessments</b>
Lyell Avenue	1548/1704	\$11,228	<u>\$309.75</u>	<u>\$10,918.25</u>
Monroe/Oxford	1289/1770	\$24,600	<u>\$14,162.37</u>	<u>\$10,437.63</u>
Woodside/Goodwill	1517/1803	\$16,560	<u>\$1,424.36</u>	<u>\$15,135.64</u>
Culver/Merchants	1357/1817	\$13,200	<u>\$0.00</u>	<u>\$13,200.00</u>
North Street	1258/1771	\$11,700	<u>\$0.00</u>	<u>\$11,700.00</u>
Mt. Hope	1651/1804	\$ 1,000	<u>\$0.00</u>	<u>\$1,000.00</u>
<b><u>TOTALS</u></b>		<b><u>\$78,288</u></b>	<b><u>\$15,896.48</u></b>	<b><u>\$62,391.52</u></b>

The amount of \$62,391.52 is hereby authorized and appropriated from the unspent portion of prior year's special assessments in the amounts set forth herein to operate and maintain each special assessment district parking lot during the 2024-25 fiscal year.

Section 2. The 2024-25 budget for the operation and maintenance of the special assessment district parking lots shall be \$78,288 comprised of the ~~assessed sum of budget~~ amounts specified in Section 1 herein. The 2024-25 budgets shall be funded in the amounts of \$15,896.48 from the 2024-25 assessments and \$62,391.52 from the unspent prior year's special assessments authorized and appropriated in Section 1 herein.

Section 3. The 2023-24 budget for the Monroe/Oxford special assessment district parking lot authorized in Local Improvement Ordinance No. 1802 is hereby authorized to be increased by \$17,881.41 to a new total of \$34,872.41. The increase in the budget shall be funded in the amount of \$17,881.41 from the unspent portion of prior year's special assessments for the Monroe/Oxford parking lot, which is hereby appropriated to the parking lot's 2023-24 operating and maintenance expenses.

Section 4. It is hereby determined that it is impracticable to have the operation and maintenance work provided for herein done by competitive contract. Therefore, contracts for the work may be awarded to such qualified persons, companies or neighborhood associations as may be selected from those located in or adjacent to the aforementioned special assessment districts.

Section-4 5. This ordinance shall take effect on July 1, 2024, except for Section 3, which shall take effect immediately.

Strikeout indicates deleted text, new text is underlined

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2024-144  
Ordinance No. 2024-145  
Re: Tax Apportionment Assessment Classes -Tax Shift

Council Priority: Deficit Reduction and Long Tern Financial Stability

Comprehensive Plan 2034 Initiative Area: Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation certifying certain calculations related to the apportionment of property taxes between the homestead and non-homestead assessment classifications. Such certification is required by Article 19 of the New York State Real Property Tax Law.

The certification involves the determination of the "base proportion." In general, the base proportion for each class represents the share of the property tax levy to be allocated to that class. This determination involves two computations. The first is the calculation of the current base proportions using 1989 and 2023 data. The second is the calculation of the adjusted base proportions using 2023 and 2024 data. Both calculations are attached.

The current base proportions, as calculated by the formula specified by Article 19, are as follows:

Homestead:	.4548104
Non-Homestead:	<u>.5451896</u>
Total	1.0000000

In comparison, the new adjusted base proportions are as follows:

Homestead:	.4468633
Non-Homestead:	<u>.5531367</u>
Total:	1.0000000

The new proportions result in the following shifts in the share of the tax levy allocated to each class:

Homestead:	+2.90%
Non-Homestead:	-2.23%

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-96

Ordinance No. 2024-144  
(Int. No. 182)

**Determining and certifying base proportions, current percentages, and base percentages for the 2024 Assessment Roll**

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

Section 1. Under Section 1903 of the Real Property Tax Law, the Council determines the current base proportions, current percentages, and base percentages for the City's 2024 assessment roll to be as follows:

	<b>Homestead Class</b>	<b>Non-Homestead Class</b>
Current base proportions	45.48104%	54.51896%
Current percentage	63.76390%	36.23610%
Base percentage	52.03550%	47.96450%

Section 2. The City Clerk is hereby directed to certify the figures set forth above to the New York State Department of Taxation and Finance, Office of Real Property Tax Services.

Section 3. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Lupien, Monroe, Patterson - 6.

Nays - Councilmembers Lightfoot, Martin, Smith - 3.

Ordinance No. 2024-145  
(Int. No. 183)

**Determining and certifying adjusted base proportions, assessed value, and net changes in assessed value for the 2024 Assessment Roll**

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

Section 1. Under Section 1903 of the Real Property Tax Law, the Council determines the adjusted base proportions, assessed value, and net change in assessed value for the City's 2024 assessment roll to be as follows:



	<b>Homestead Class</b>	<b>Non-Homestead Class</b>
Adjusted base proportion	.4468633	.5531367
Taxable assessed value	7,546,040,227	4,190,779,882
Net change in assessed value from 2023 resulting from physical and quantity changes	+691,228	+ 75,118,300
Net change in assessed value from 2023 resulting from other than physical and quantity changes	+3,087,000,924	+889,595,034

Section 2. The City Clerk is hereby directed to certify the figures set forth above to the New York State Department of Taxation and Finance, Office of Real Property Tax Services.

Section 3. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Lupien, Monroe, Patterson - 6.

Nays - Councilmembers Lightfoot, Martin, Smith - 3.

**TO THE COUNCIL**

Ladies and Gentlemen:

Resolution No. 2024-23

Re: Official Naming of the Genesee River's High, Middle and Lower Falls

Council Priority: Creating and Sustaining a Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area: Sustaining Green & Active Systems

Transmitted herewith for your approval is a Resolution proposing that the Federal Government assign official names to the High, Middle and Lower Falls on the Genesee River. Unbeknownst to the City until now, there are no official names assigned to those waterfalls on the Government's Domestic Names registry (Names Registry), which means that commonly used maps issued by U.S Geologic Survey and other Federal agencies do not identify the waterfalls by their commonly used names.

The City was notified about the mapping omission by the Genesee RiverWatch, Inc., a non-profit organization devoted to initiatives to improve the water quality and connect people to the River. RiverWatch is asking that the City endorse its request to the U.S. Board on Geographic Names to add the name of each waterfall -- High Falls, Middle Falls and Lower Falls -- to the Names Registry.

Assigning the names used by the State, City and community will complement numerous initiatives to promote, preserve and enhance each waterfall as a unique natural, ecological, aesthetic, recreational, historic and tourist resource, including but not limited to ROC the Riverway, High Falls State Park, the Pont de Rennes Bridge Rehabilitation, the Brown's Race Rehabilitation and the Brewery Line Trail.

This Resolution authorizes us to communicate the City's support for the waterfall name designations to the U.S. Board on Geographic Names, to RiverWatch and to the public at large.

Respectfully submitted,  
Malik D. Evans  
Mayor

Miguel A. Melendez Jr.  
Council President

Mitch Gruber  
BFG Committee Chair

Resolution No. 2024-23  
(Int. No. 184)

**Resolution endorsing a request that the U.S. Board on Geographic Names assign names to each of the High, Middle and Lower Falls on the Genesee River**

WHEREAS, Genesee RiverWatch, Inc. has notified this Council that there are no names listed in the official Federal Domestic Names registry (Names Registry) for the High Falls, Middle Falls and Lower Falls located on the Genesee River within the City of Rochester, which means that commonly used maps issued by U.S. Geologic Survey and other Federal agencies do not identify the waterfalls by their commonly used names;

WHEREAS, Genesee RiverWatch has submitted to the U.S. Board on Geographic Names (Names Board) a request to remedy the omissions by adding to the Names Registry the appropriate name, High Falls, Middle Falls and Lower Falls, to each waterfall (Naming Request);

WHEREAS, Genesee RiverWatch is requesting that the City endorse the Naming Request;

WHEREAS, the Naming Board's designation and labeling of the waterfalls to match the names used by the State, City and community will complement numerous initiatives to promote, preserve and enhance the waterfalls as the unique natural, ecological, aesthetic, recreational, historic and tourist resources that they are; and

WHEREAS, the Mayor has informed Council that he favors the Naming Request because it will enhance major government and community initiatives related to the waterfalls, including ROC the Riverway, High Falls State Park, the Pont de Rennes Bridge Rehabilitation, the Brown's Race Rehabilitation and the Brewery Line Trail.

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

Section 1. The Council hereby endorses Genesee RiverWatch's request that the U.S. Board on Geographic Names (Names Board) add to the Domestic Names registry the following names for three Genesee River waterfalls located in the river segment that begins at the CSX mainline railroad bridge and ends at the Driving Park Avenue Bridge: High Falls, Middle Falls and Lower Falls, respectively.

Section 2. The Council hereby authorizes the Council President to communicate this endorsement to the Names Board, Genesee RiverWatch and others, in such manner, including in tandem with the Mayor, and to such additional parties as the President may deem best suited to obtain a favorable decision from the Names Board

Section 3. This resolution shall take effect immediately.

Adopted unanimously.

Motion to discharge Int. No. 176 by Councilmember Gruber; 2<sup>nd</sup> by Councilmember Patterson.  
Motion to discharge passed by the following vote:

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

Nays - Councilmembers Lightfoot, Martin - 2.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2024-146  
Re: Apportionment of Taxes and Charges

Council Priority: Deficit Reduction and Long Term Financial Stability

Transmitted herewith for your approval is legislation authorizing the apportionment of taxes and charges for 21 properties. This apportionment has been certified by the Assessor and is authorized by §6-78 of the City Charter.

The apportionment consists of City and School taxes and special district charges on properties subdivided or combined in 2023-24. These taxes and charges, which total \$52,923.90, will be added to the new accounts established by the subdivisions or combinations of the former accounts.

If the proposed apportionment is approved, the taxes and charges will be added to the July 2024 tax bills of the new accounts. Owners of the subdivided or combined properties will be notified in writing of the potential charges in May 2024.

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-97

Ordinance No. 2024-146  
(Int. No. 176)

**Approving the apportionment of taxes and charges**

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

Section 1. The Council hereby approves the apportionment of taxes and charges upon 21 parcels of land as certified by the Assessor of the City of Rochester, pursuant to Section 6-78 of the Charter of the City of Rochester, in accordance with the list which is available in the Office of the City Clerk.

Section 2. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Lupien, Monroe, Patterson - 6.

Nays - Councilmembers Lightfoot, Martin, Smith - 3.

By Councilmember Lightfoot  
May 21, 2024

To the Council:

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

- Int. No. 180     Authorizing an intermunicipal agreement with the Rochester City School District to provide overtime police services during summer school
  
- Int. No. 181     Authorizing an intermunicipal agreement with Monroe County and the Monroe County Sheriff for the confinement of unarraigned prisoners

Respectfully submitted,  
Willie J. Lightfoot  
Mitch Gruber  
Mary Lupien (*absent from Int. No. 181*)  
Stanley Martin (*voted against Int. No.180*)  
Bridget Monroe  
Michael A. Patterson  
Kimberly Smith  
LaShay D. Harris  
Miguel A. Meléndez Jr.  
**PUBLIC SAFETY COMMITTEE**

Received, filed and published.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2024-147  
Re:     Rochester City School District, Overtime Police Services

Council Priority: Public Safety; Support the Creation of Effective Educational Systems

Comprehensive Plan 2034 Initiative Area: Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation authorizing an Intermunicipal agreement with the Rochester City School District (RCSD) for sworn Police Officers to provide police services for the 2024 summer school session in return for the RCSD's reimbursement of the City's costs in an amount not to exceed \$90,800.

RPD will provide police services at Edison, Monroe, and School of the Arts during student arrival and dismissal times, with reimbursement for costs at the Special Events overtime rate at the time worked, which will be a minimum of \$107 per hour. A total of up to four Police Officers will provide four hours of police presence at arrival times on each of the chosen school days, as well as four hours during dismissal.

The term of the agreement shall be July 1, 2024 through August 23, 2024.

Respectfully submitted,  
Malik D. Evans  
Mayor

Ordinance No. 2024-147  
(Int. No. 180)

**Authorizing an intermunicipal agreement with the Rochester City School District to provide overtime police services during summer school**

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 Rochester City School District (RCSD) for sworn City of Rochester Police Officers to provide police services during student arrival and dismissal times for the summer school session at certain school facilities, and to obtain from RCSD reimbursement for such services at a minimum overtime rate of \$107 per hour per officer and not to exceed a total of \$90,800. The term of the agreement shall be July 1, 2024 through August 23, 2024.

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, Lupien, Monroe, Patterson, Smith - 8.

Nays - Councilmember Martin - 1.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2024-148  
Re: Intermunicipal Agreement, Monroe County and Monroe County Sheriff, Unarraigned Prisoners

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong neighborhoods

Transmitted herewith for your approval is legislation authorizing an intermunicipal agreement with Monroe County and the Monroe County Sheriff for the confinement of unarraigned prisoners. The City will pay \$122.13 per unarraigned prisoner. The cost of the agreement will be funded from the 2024-25 Budget of the Police Department, and from future years' Budgets of the Police Department, contingent upon adoption.

Persons arrested by officers of the Rochester Police Department are confined in the Monroe County Jail while awaiting arraignment or an initial court appearance. An intermunicipal agreement for this purpose is authorized by Section 500-a of the Correction Law.

An agreement for these services has been funded for over 10 years. The most recent agreement was authorized by Ordinance No. 2019-302. In FY2022-23, the City paid \$421,715 for these services.

The term of this agreement is July 1, 2024 through June 30, 2026, with the option to renew for three one-year periods.

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-98

Ordinance No. 2024-148  
(Int. No. 181)

**Authorizing an intermunicipal agreement with Monroe County and the Monroe County Sheriff for the confinement of unarraigned prisoners**

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 Monroe County and the Monroe County Sheriff pursuant to subsection 500-a(2-e) of the NYS Corrections Law for the confinement of unarraigned prisoners arrested by officers of the Rochester Police Department. The agreement shall obligate the City to pay a fee per prisoner of \$122.13. The agreement shall have a term of two years from July 1, 2024 through June 30, 2026, with the option to extend for up to three additional one-year periods. The cost of the agreement for the first year shall be funded from the 2024-25 Budget of the Police Department, contingent upon approval thereof, and the costs in future years shall be funded from future years' budgets of the Police Department, also 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.

The meeting was adjourned at 7:55 pm.

HAZEL L. WASHINGTON  
City Clerk