

**ROCHESTER CITY COUNCIL**

**REGULAR MEETING**

**September 24, 2024**

Present – President Meléndez, Councilmembers Gruber, Harris, Lightfoot, Lupien, Martin, Monroe, Patterson – 8.

Absent – Councilmember Smith – 1.

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

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

**Special Recognitions:**

Winners of the Inaugural Flower City Open

Coach Curtis Carter  
Jenny Baker  
Qian Zhou  
Chris Fisher  
Ashley Chung  
Ashley Mohan Chung  
Regina Sousa

Urban Forest Master Planning Advisory Committee

JoAnn Beck  
Kristy M. Liddell  
Pamela O'Connor-Chapman  
Antonious “TeJay” Chess  
Chris Widmaier  
Jon Schull  
Lorna Wright

Highland Planning Committee

Tanya Mooza Zwahlen  
Liz Podowski King  
Stephanie Hyde

Tree Ambassadors

Erin "E" Turpin  
Evan Lowenstein  
Kathryn Kelly  
Lydia Rivera  
Paul Tremblay  
Michael Warren Thomas  
Frank Martin  
Syd Ferree

Borinquen Dance Theatre

Nydia Padilla-Rodriguez  
Damaris Santos  
Mahani Lee-Riley  
Liana Pedraza  
Samira Gonzalez  
Aaliyah Ramos  
Elise German  
Paisley Davis  
Naomi Puryear  
Nylei Enriquez  
Miranda Escobar Faher  
Heidi Escobar Faher  
Leah Edelman-Cortez  
Emanni Soto  
Taina Morales

Hispanic Heritage Month Committee

Kelly Muniz  
Marlen Quintero  
Liliana Ruiz  
Josie McClary  
Annette Ramos  
Robert Deleon – United Way  
Jessica Del Valle – IBERO  
Anthony Bucci – United Way  
Margaret Dorian  
Jesus Paesch  
Peter Mikiciuk  
Kathryn Rogers  
Adrian Franco  
Yesenia Ramos – Pathstone  
Daniella Veras  
Erica Hernandez

Labor Unions

AFSCME LOCAL 1635  
CSEA Local 436

Communications Workers of America (CWA), Local 1170  
Federation of Social Workers, IUE-CWA, Local 81381  
International Alliance of Theatrical Stage Employees (IATSE), Local 25  
International Alliance of Theatrical Stage Employees (IATSE), Local B-90 International  
Association of Fire Fighters (IAFF), Local 1071  
National Association of Broadcast Employees and Technicians (NABET), Local 22  
Rochester Police Locust Club  
Rochester Union of Nurses and Allied Professionals  
United Auto Workers (UAW), Local 1097  
Teamsters (IBT), Local 118  
Amalgamated Transit Union (ATU), Local 282  
American Federation of Musicians (AFM), Local 66  
American Postal Workers Union (APWU), Local 215  
Bricklayers and Allied Craftworkers (BAC), Local 3  
Board of Education Non-Teaching Employees (BENTE), Local 2419  
Civil Service Employees Association (CSEA)  
International Alliance of Theatrical Stage Employees (IATSE), Local 788  
International Alliance of Theatrical Stage Employees (IATSE), Local 858  
International Assoc. of Bridge, Structural, Ornamental and Reinforcing Iron Workers, Local 33  
International Brotherhood of Electrical Workers (IBEW), Local 86  
International Union of Operating Engineers (IUOE), Local 832  
International Union of Painters and Allied Trades (IUPAT), DC4 Local 150  
Laborers' International Union of North America (LIUNA), Local 435  
National Air Traffic Controllers Association (NATCA)  
National Association of Letter Carriers (NALC), Local 210  
New York State United Teachers (NYSUT)  
Plumbers and Pipefitters (UA), Local 13  
Printing, Packaging, & Production Workers Union of North America Local 503M  
Public Employees Federation (PEF)  
Non-Uniformed, Civilian Unit IAFF, Local 1071  
Roofers Local 22  
Service Employees International Union, Local 200 United  
Service Employees International Union, Local 1199  
Sheet Metal, Air, Rail and Transportation Workers (SMART), Local 46  
United Auto Workers (UAW), Local 2320  
United Steel Workers (USW), Local 9265  
Rochester Regional Joint Board, Workers United

**Retirement:**

**DES:**

Kenton Anstey  
Robert Hartson

**APPROVAL OF THE MINUTES**

By Councilmember Martin

RESOLVED, that the minutes of the Regular Meeting on August 20, 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 Mayor submits the following:

- Administrative Cancellation or Refund of Erroneous Taxes and Charges for the month of July 2024 **Comm. No. 4371-24**
- Grant Accounting report for the 4th Quarter of fiscal year 2024: April 1 – June 30, 2024 **Comm. No. 4372-24**

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

The Council submits Disclosure of Interest Forms from **Vice President Harris** on Int. No. 328 and **Councilmember Gruber** on Int. Nos. 339, 340 and 371.

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

PUBLIC HEARING.

Amending the 2017-18 Annual Action Plan relating to business development programs  
Int. No. 337

No Speakers

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

President Meléndez introduced a motion to consider Int. No. 385 without referring to a committee.

Moved by Vice President Harris, 2<sup>nd</sup> by Councilmember Lupien

Motion to consider passed unanimously

Resolution amending Resolution No. 2024-44 in regard to the replacement and maintenance of under bridge lighting facilities on the Interstate 490 bridges over Platt Street Int. No. 385

TO THE COUNCIL

Ladies and Gentlemen:

Resolution No. 2024-46

Re: Authorization - New York State Department of Transportation Utility Work Agreement  
Resolution

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area: Sustaining Green and Active Systems

Transmitted herewith for your approval is legislation authorizing the New York State Department of Transportation (NYSDOT) to include the replacement and installation of all under bridge lighting facilities and related appurtenances on the I-490 East Bound (EB) and West Bound (WB) bridges over Platt Street. The work will be performed under NYSDOT's project for Bridge Preventative Maintenance within Monroe County. This legislation will:

1. Authorize the Mayor to sign all documentation that may be necessary as a result of the State's project as it relates to the lighting improvements; and,
2. Approve a resolution, in a form that is required by NYSDOT, that will grant NYSDOT the authority to replace and install all City-owned under bridge lighting facilities and related appurtenances that are located within the project area. In addition, the City agrees to maintain the lighting facilities that are installed and replaced as part of the State's project.

NYSDOT owns the I-490 EB and WB bridges over Platt Street, and the City will continue to maintain the City-owned under bridge lighting. There is no cost to the City for this work.

Respectfully submitted,  
Malik D. Evans  
Mayor

Resolution No. 2024-46  
(Int. No. 385)

**Resolution amending Resolution No. 2024-44 in regard to the replacement and maintenance of under bridge lighting facilities on the Interstate 490 bridges over Platt Street**

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

Section 1. The last paragraph of Resolution No. 2024-44, Resolution granting the State of New York authority to perform the adjustment for the owner and agreeing to maintain facilities adjusted via State-let contract for under bridge lighting facilities on the Interstate 490 bridges over Platt Street, is hereby amended to read as follows:

THAT the City of Rochester is hereby directed to transmit five (5) ~~certified~~ copies of the foregoing resolution to the New York State Department of Transportation ~~to be certified as follows:~~

I, \_\_\_\_\_, duly appointed and qualified City Clerk, do hereby CERTIFY that the foregoing resolution was adopted at a meeting duly called and held in the office of \_\_\_\_\_, a quorum being present on the \_\_\_\_\_ day of \_\_\_\_\_, and that said copy is a true, correct and compared copy of the original resolution so adopted and that the same has not been revoked or rescinded.

Section 2. This resolution shall take effect immediately.

Strikeout indicates deleted text, new text is underlined

Adopted unanimously.

REPORTS OF STANDING COMMITTEES  
AND ACTION THEREON

By Councilmember Patterson  
September 24, 2024

To the Council:

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

- Int. No. 327 Authorizing the sale of real estate
- Int. No. 328 Authorizing an agreement with the Land Bank regarding the acquisition of properties at Tax Foreclosure Auctions
- Int. No. 329 Resolution authorizing an appointment to the Electrical Examining Board
- Int. No. 330 Resolution authorizing an appointment to the Examining Board of Plumbers
- Int. No. 331 Authorizing an agreement for economic development services
- Int. No. 332 Authorizing the sale of real estate, appropriations and agreements and amending the 2024-25 Budget for the First Genesis Single Family Homes Project
- Int. No. 333 Amending Ordinance No. 2018-180 relating to the Restore NY Communities Initiative Program Round 5 project at 176-182 East Main Street and 186 East Main Street
- Int. No. 334 Authorizing an agreement to provide public outreach and education services for the Lead Hazard Control Program
- Int. No. 335 Authorizing an agreement for training services for Housing Rehabilitation Programs and Lead Hazard Control Program
- Int. No. 336 Authorizing a grant application for a Vacant Rental Improvement Program
- Int. No. 338 Authorizing an application for a Downtown Revitalization Initiative – Round 8 grant focusing on the Four Corners section of downtown
- Int. No. 381 Amending the 2024-25 Budget and authorizing an agreement for the Rochester Eviction Project Pilot

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

- Int. No. 337 Amending the 2017-18 Annual Action Plan relating to business development programs

Respectfully submitted,  
Michael A. Patterson  
Mitch Gruber  
Kimberly Smith (*absent*)  
LaShay D. Harris  
Miguel A. Meléndez, Jr.  
**NEIGHBORHOODS, JOBS & HOUSING COMMITTEE**

Received, filed and published.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2024-261  
Re: Sale of Real Estate

Council Priority: Rebuilding and Strengthening Neighborhood Housing

Comprehensive Plan 2034 Initiative Area: Strong Neighborhoods

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

These properties are listed on Attachment A under the heading, I. Negotiated Sale - Vacant Land:

- 788 Jay Street will be sold to New Day Global Mission (Febe M. Fermin, Associate Pastor) of 774 Jay Street, Rochester, New York;
- The west portion of 71 First Street, will be sold to NSRE Holdings LLC (Dexter T. Craig, Member) of 3485 Big Ridge Road, Spencerport, New York;
- 36 Skuse Street, to be sold to Josefa Rijo of 219 Calle Las Flores, San Juan, Puerto Rico; and
- 82 Weyl Street, will be sold to the adjoining owner, Stephanie M. Tirado, 86 Weyl Street, Rochester, New York, and will be combined with its primary parcel.

These properties will be sold to the adjoining owners and will be combined with their primary parcel. Maps of these properties are included in Attachment B.

The first year projected tax revenue for these properties, assuming full taxation, current assessed valuations and current tax rates, is estimated to be \$796.

All City taxes and other charges, except water charges against properties being sold by the City, will be canceled on the first day of the month following adoption of the ordinance because either the City has agreed to convey the property free of City tax liens and other charges, or these charges have been included in the purchase price.

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-173

Ordinance No. 2024-261  
(Int. No. 327)

**Authorizing the sale of real estate**

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

Section 1. The Council hereby approves the negotiated sale of the following vacant parcels to the owner of an adjoining parcel for the price listed:

<b>Address</b>	<b>SBL#</b>	<b>Lot Size</b>	<b>Purchase Price</b>
788 Jay St	105.81-2-46	40 x 120	\$425
71 First St West Portion	Portion of 106.59-1-43	40 x 40	\$400
36 Skuse St	106.56-1-26.001	30 x 44.03	\$260
82 Weyl St	091.72-4-38	38.5 x 105	\$425

The portion of 71 First St to be conveyed is described and bounded as follows:

All that tract or parcel of land, situate in the City of Rochester, County of Monroe, State of New York, being the westerly 40.0 feet of Lot 8, Section 13, of the Waklee Farm Subdivision, as filed in the Monroe County Clerk's Office in Liber 3 of Maps, Page 22. Said westerly part of Lot 8 is 40.0 feet on the west side of First Street and is 40.0 feet in depth, all as shown on said subdivision.

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

Being part of the parcel conveyed to the City of Rochester by a deed dated December 31, 1996, filed in Liber 8824, Page 128.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2024-262  
Re: Agreement with Rochester Land Bank Corporation



Council Priority: Rebuilding and Strengthening Neighborhood Housing

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation authorizing an agreement with the Rochester Land Bank Corporation (the "Land Bank") related to the payment and transfer of properties at the City's Tax Foreclosure Auction when the Land Bank is the successful high bidder. The Land Bank Act specifies that the City and the Land Bank are to mutually agree as to form, substance, and timing of payment for real property acquisitions at auction. The standard terms of sale at the City's tax foreclosure auction, however, require payment of an immediate deposit for each property purchased, and full payment of the balance of the purchase price within five business days of the auction.

This legislation will authorize an agreement that will allow a special exemption from the standard terms of sale for the Land Bank as follows:

- 1) The Land Bank will be exempt from placing a deposit;
- 2) The amount of the City's tax lien will be waived from the bid price for the Land Bank, to a maximum annual tax cancellation amount of \$500,000; and
- 3) The remaining amount of the bid price be paid to the City by the Land Bank at the time of title transfer to the Land Bank will be due and payable at the time of a foreclosure deed being delivered to the Land Bank. Extensions may be granted at the discretion of the City Treasurer.

In consideration of this tax cancellation, the Land Bank will seek to transfer eighty percent (80%) of all properties acquired in this manner to owner-occupant purchasers, and will coordinate with the City to prioritize strategic acquisitions to support areas where community reinvestment is taking place.

This agreement is consistent with the City's goals of increasing opportunities for homeownership and increasing the supply of quality housing within the city, and will leverage the Land Bank's other sources of funding, thereby allowing the City to maximize the number of tax-delinquent properties transferred to responsible owners.

Respectfully submitted,  
Malik D. Evans  
Mayor

Ordinance No. 2024-262  
(Int. No. 328)

**Authorizing an agreement with the Land Bank regarding the acquisition of properties at Tax Foreclosure Auctions**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the Rochester Land Bank Corporation (Land Bank) to adjust the terms for deposits and payments pertaining to the Land Bank's participation in the City's Tax Foreclosure Auctions (Auctions). The agreement shall authorize the following modifications to the standard terms of Auctions for bids and acquisitions by the Land Bank:

- a) waiving the payment of an immediate cash deposit for each high bid;

- b) cancelling payment of the City tax lien portion of the bid price, up to a maximum aggregate annual tax cancellation amount of \$500,000; and
- c) the Land Bank shall pay the remaining bid price amount upon the transfer of title, payable when the foreclosure deed is delivered to the Land Bank, and the City Treasurer may grant at their discretion an extension to this payment deadline.

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:

Resolution No. 2024-47

Re: Appointment – Electrical Examining Board

Council Priority: Rebuilding and Strengthening Neighborhood Housing

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation confirming the appointment of Michael Conover, General Electrician, as a full-time member to the Electrical Examining Board. This appointment will fill the vacant seat of retired member, Walter Parkes, for the term that will expire on March 31, 2025.

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

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-174

Resolution No. 2024-47  
(Int. No. 329)

**Resolution authorizing an appointment to the Electrical Examining Board**

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

Section 1. The Council hereby approves the appointment of Michael Conover, General Electrician, to the Electrical Examining Board for a term which shall expire on March 31, 2025. This appointment is intended to fill out the remainder of the term of Walter Parkes, who has retired.

Section 2. This resolution shall take effect immediately.

Adopted unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Resolution No. 2024-48

Re: Appointment – Examining Board of Plumbers

Council Priorities: Rebuilding and Strengthening Neighborhood Housing

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation confirming the appointment of Erich Postler, Master Plumber, as a full-time member to the Examining Board of Plumbers. This appointment will fill the vacant seat of retired member, William Kurtz, for the term that will expire on March 31, 2025.

Members of the Examining Board of Plumbers serve a three-year term and must meet certain eligibility requirements. A list of the current Board members as well as their eligibility requirements

is included in Attachment A. Mr. Postler’s resume is available in the City Clerk’s Office.

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-175

Resolution No. 2024-48  
(Int. No. 330)

**Resolution authorizing an appointment to the Examining Board of Plumbers**

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

Section 1. The Council hereby approves the appointment of Erich Postler, Master Plumber, to the Examining Board of Plumbers for a term which shall expire on March 31, 2025. This appointment is intended to fill out the remainder of the term of William Kurtz, who has retired.

Section 2. This resolution shall take effect immediately.

Adopted unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2024-263

Re: Agreement – Greater Rochester Enterprise Economic Development Services

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area: Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation establishing \$25,000 as maximum compensation for an agreement with Greater Rochester Enterprise (GRE; Matthew Hurlbutt, President and Chief Executive Officer; 100 Chestnut Street, Suite 1910, Rochester) to provide services related to business attraction and retention in the City of Rochester. The agreement will be funded from the 2024-25 Budget of Neighborhood and Business Development and have a term of one year beginning July 1, 2024 and ending June 30, 2025. The City has worked with GRE in this capacity for over 20 years.

Efforts continue to attract businesses to the Eastman Business Park as well as other sites found within our community. GRE collaborates with government leaders, businesses, universities, as well as not-for-profit organizations through a team approach to economic development in the city and the Greater Rochester/Finger Lakes region. GRE acts as an ambassador to promote the City, and to connect businesses to City resources.

Terms of the agreement include the following goals:

- Work with the City of Rochester Economic Development Department to attract businesses located outside the region to the city of Rochester.
- Deliver at least 15 out-of-region business attraction opportunities that include sites located within the city of Rochester, and City's Science and Industrials parks.
- Include and actively promote the City of Rochester prominently in all marketing content it develops to promote the Greater Rochester Finger Lakes region, including but not limited to [www.RochesterBiz.com](http://www.RochesterBiz.com), quarterly newsletters, presentations delivered to local business groups, and capstone presentations delivered to out-of-region companies.
- GRE will assist the City of Rochester with activities designed to increase business retention, expansion and acceleration of startup businesses. This involves collaboration with colleges and universities, Nextcorps and others to promote the City of Rochester as an outstanding entrepreneurial location. A closer collaboration for business retention may include meetings with existing employers as well as the provision of comprehensive data analysis to identify opportunities for loss and/or expansion of businesses currently located in the city of Rochester. The focus on this effort may begin with companies headquartered out of the region or other large employers as agreed to by the City of Rochester and GRE.

The most recent annual agreement was authorized by City Council on June 20, 2023 (Ordinance No. 2023-207). The GRE Annual Report for 2023-2024 is included in Attachment A, and a summary of GRE projects in the City of Rochester since 2015 is included in Attachment B.

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-176

Ordinance No. 2024-263  
(Int. No. 331)

**Authorizing an agreement for economic development 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 Greater Rochester Enterprise, Inc. to provide services related to business attraction and retention in the City of Rochester. The maximum compensation for the agreement shall be \$25,000, which shall be funded from the 2024-25 Budget of Neighborhood and Business Development. The term of the agreement shall be one year, from July 1, 2024 through June 30, 2025.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2024-264  
Re: First Genesis Single Family Homes Project - 2021-22 American Rescue Plan Act Funding -  
Sale of Real Estate and Agreements

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 First Genesis Single Family Homes new construction project (the "Project"), an affordable homeownership development being undertaken by First Genesis Development Corporation (First Genesis; Frederick Johnson Sr., President & CEO, 292 Hudson Avenue, Rochester), an affiliate of First Genesis Baptist Church. First Genesis is partnering with Rochester Management, Inc. (RMI) (Scott Prociuous, President & CEO, 249 Norton Village Lane, Rochester) to build up to 22 single-family homes for affordable homeownership opportunities in the Upper Falls neighborhood.

This legislation will:

- 1) Authorize the sale of 13 City-owned vacant properties to First Genesis Development Corporation, a related entity, or an entity to be formed by First Genesis. The parcels are as follows:

Address	SBL #	Price	Dimensions	Square Footage	Zoning
36 Henry St.	106.40-3-36.002	\$5,400	99' x 136'	13,464	R-1
77 Edward St.	106.40-3-32.002	\$10,600	100' x 253'	25,398	R-1
52 Edward St.	106.40-4-64.002	\$4,000	108' x 186'	20,124	R-1
17 Vose St.	106.40-4-002	\$450	112' x 50'	5,633	R-1
21 Vose St.	106.40-4-5.001	\$450	120' x 50'	5,980	R-1
78 Edward St.	106.40-4-68.002	\$4,600	105' x 109'	11,417	R-1
18 Gilmore St	106.40-4-17.001	\$4,300	112' x 85'	9,532	R-1
28 Gilmore St	106.40-4-15	\$425	113' x 44'	4,953	R-1
34 Gilmore St	106.40-4-14	\$425	113' x 38'	4,308	R-1
437-445 Hudson Ave	106.41-1-24.002	\$7,000	219' x 80'	17,555	R-1
463-465 Hudson Ave	106.41-1-20.002	\$8,900	150' x 132'	19,751	R-1
19 Gilmore St	106.40-4-20.001	\$475	90' x 69'	6,233	R-1
437-445 Hudson Ave	106.40-4-28.001	\$550	119' x 76'	9,104	R-1
	<b>TOTAL</b>	<b>\$47,575</b>			

- 2) Appropriate \$1,500,000 from the City of Rochester’s American Rescue Plan Act (ARPA) funding for the 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). The Project is an eligible use of ARPA funding under the Final Rule Expenditure Category 2.15 Long-term Housing Security: Affordable Housing;
- 3) Appropriate \$500,000 of Fund Balance committed by City Council in Resolution 2024-24 for the purpose of expanding access to high-quality affordable housing;
- 4) Authorize an Inter-Municipal Agreement with the County of Monroe for the receipt and use of \$1,000,000 from the County of Monroe’s ARPA allocation by the Department of Neighborhood and Business Development. The Monroe County Legislature is expected to vote on the agreement on August 13, 2024. The agreement will expire on or before December 31, 2026;
- 5) Amend the 2024-25 Budget of the Department of Neighborhood and Business Development by \$3,000,000 appropriated herein;
- 6) Establish \$3,000,000 as maximum compensation for an agreement with First Genesis Development Corporation, a related entity, or an entity to be formed by First Genesis, for development subsidies for the Project. The cost of the agreement will be funded from the combined above-referenced appropriations. The agreement will expire on or before December 31, 2026;
- 7) Authorize the Mayor to execute such agreements and other documents as may be necessary to effectuate the agreement authorized herein; and

- 8) Authorize the Mayor to adjust the terms and conditions of the grant in order to conform to legal and other requirements for the Project.

The Project includes the construction of up to 22 new single-family homes on up to 13 City-owned vacant lots, some of which will be subdivided before construction commencement. The land acquisition prices are based on appraised value. A site plan showing the proposed locations of the homes is included in Attachment A. The Project consists of five two-bedroom ranch homes, six three-bedroom ranch homes, and eleven three-bedroom two-story homes with full basements. The homes will range from 1,010 to 1,488 square feet and the estimated average purchase price will be approximately \$115,000. Renderings and plans are included in Attachment B.

The homes will be built with high-quality materials and the proposed designs complement the neighborhood, featuring porches and detached garages. The homes will be sustainable, as they will be all-electric and include heat pumps as standard features. Three homes are planned to be ADA-compliant with grab bars, roll-in showers, and lower kitchen counters, and all homes will be visitable. The Project is in close proximity to the first phase of the Buy the Block program, further uplifting the area and increasing the rate of homeownership in the Upper Falls area. Construction is expected to start in early 2025 with completion in 2026.

It is anticipated that the Project will be partially funded by NYS Homes and Community Renewal's (HCR) Affordable Homeownership Opportunity Program (AHOP). AHOP requires that homebuyers earn at or below 80% of Area Median Income (AMI), and buyers must obtain a traditional mortgage. Although households earning up to 80% AMI will be eligible, the Developer plans to target households between 50% and 60% AMI and will coordinate services to assist buyers in homeownership and wealth building, including home maintenance assistance and credit workshops. Per AHOP funding, the homes will have a 30-year affordability requirement. The homeowner may sell the home within the 30-year affordability period, but the home must be sold to a buyer earning at or below 80% AMI, and the home must remain affordable at that income.

The Project meets the guidelines in the City's Affordable Housing Policy as codified in Section 10-11 of the City Charter. The Rochester 2034 Comprehensive Plan and the City of Rochester's 2008 Housing Policy support sustaining and increasing homeownership, and this proposal promotes homeownership in a neighborhood that has experienced disinvestment. Proposed funding for the project includes NYS HCR AHOP, the ESL Foundation, Western New York LISC, NYSERDA, the City of Rochester, and the County of Monroe. The proposed sources and uses for the Project are summarized below:

<u>Uses</u>		<u>Permanent Sources</u>	
Acquisition	\$47,525	NYS HCR AHOP	\$4,400,000
Construction Hard Costs	\$8,340,609	Homebuyer Purchase Prices	\$2,544,394
Soft Costs & Contingency	\$2,161,260	ESL	\$500,000
		NYSERDA	\$55,000
		LISC	\$50,000
		Rochester City Council	\$500,000
		City of Rochester ARPA	\$1,500,000
		Monroe County ARPA	\$1,000,000
<b>TOTAL</b>	<b>\$10,549,394</b>	<b>TOTAL</b>	<b>\$10,549,394</b>

First Genesis will comply with the City’s policy on Minority and Women-Owned Business Enterprise (MWBE) and workforce participation. The City’s MWBE goal is 30% of the subsidy Provided, the workforce minority goal is 20% of workforce hours, the workforce female goal is 6.9% of hours, and the Rochester city resident workforce goal is 25% of hours.

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-177

Ordinance No. 2024-264  
(Int. No. 332)

**Authorizing the sale of real estate, appropriations and agreements and amending the 2024-25 Budget for the First Genesis Single Family Homes Project**

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

Section 1. The Council hereby authorizes the sale of the following 13 parcels of land for a total appraised value of \$47,575 to First Genesis Development Corporation, an affiliated entity, or corporation or partnership formed by First Genesis Development Corporation (collectively the “Developer”), to build up to 22 affordable single-family homes in the Upper Falls neighborhood (Project):



<b>Address</b>	<b>SBL #</b>	<b>Price</b>	<b>Size Sq. Feet</b>
36 Henry St.	106.40-3-36.002	\$5,400	13,464
77 Edward St.	106.40-3-32.002	\$10,600	25,398
52 Edward St.	106.40-4-64.002	\$4,000	20,124
17 Vose St.	106.40-4-4.002	\$450	5,633
21 Vose St.	106.40-4-5.001	\$450	5,980
78 Edward St.	106.40-4-68.002	\$4,600	11,417
18 Gilmore St.	106.40-4-17.001	\$4,300	9,532
28 Gilmore St.	106.40-4-15	\$425	4,953
34 Gilmore St.	106.40-4-14	\$425	4,308
437-445 Hudson Ave.	106.41-1-24.002	\$7,000	17,555
463-465 Hudson Ave.	106.41-1-20.002	\$8,900	19,751
19 Gilmore St.	106.40-4-20.001	\$475	6,233
429-431 Hudson Ave.	106.40-4-28.001	\$550	9,104
	<b>TOTAL:</b>	<b>\$47,575</b>	

Section 2. The Council hereby appropriates the sum of \$1,500,000 provided by the United States Treasury pursuant to the American Rescue Plan Act of 2021 (ARPA) to fund a portion of the Project costs.

Section 3. The Council hereby appropriates to the Project the sum of \$500,000 from the remaining Fund Balance of the 2023-24 Budget of City Council & Clerk, which Council committed for the purposes of affordable housing and equity home ownership in Resolution No. 2024-24.

Section 4. The Mayor is hereby authorized to enter into an intermunicipal agreement with the County of Monroe (County) for the City's receipt and use of \$1,000,000 from the County's ARPA allocation, which amount is hereby appropriated to fund the Project. The agreement term shall expire on or before December 31, 2026.

Section 5. Ordinance No. 2024-200, the 2024-25 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 \$3,000,000 from the appropriations to the Project authorized in Sections 3, 4 and 5 herein.

Section 6. The Mayor is hereby authorized to enter into an agreement with the Developer to provide up to \$3,000,000 to fund the development of the Project. The agreement term shall expire on or before December 31, 2026. The Mayor is hereby authorized to adjust the terms and conditions of this agreement as may be necessary to conform to legal or other requirements for the Project.

Section 7. The Mayor is hereby authorized to execute such other agreements and other documents that may be necessary to effectuate the sales, agreements and appropriations authorized herein.

Section 8. The agreements authorized herein shall contain such additional terms and conditions as the Mayor deems appropriate.

Section 9. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2024-265

Re: Amending Ordinance No. 2018-180 – Restore NY Communities Initiative Round 5

Council Priority: Creating and Sustaining a Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation amending Ordinance No. 2018-180 to update the authorization for agreements related to the Kresge Building located at 176-182 East Main Street and the Meng & Shafer Buildings located at 186 East Main Street (the Properties) to accommodate changes in ownership. The Properties were included in Round 5 of the Empire State Development Corporation (ESDC) Restore New York Communities Initiative (Restore NY), and the amendment will authorize an agreement with Kresge Building LLC, a related entity, or an entity to be formed by Kresge Building LLC (Principals: Gary Dutton and Patrick Dutton, 34 Elton Street, Rochester) to replace East Main Realty Holdings LLC (Principal: Robert Bartosiewicz, 130 East Main Street, Rochester) as the developer of 176-182 East Main Street, and Ren Square, LLC (Principals: Patrick, Luke, and Gary Dutton, 34 Elton Street, Rochester) as the developer of 186 East Main Street.

City Council approved Ordinance No. 2018-180 on June 19, 2018, appropriating \$5,000,000 in grant funds from ESDC through Round 5 of Restore NY for eight projects, including authorization of an agreement with East Main Realty Holdings LLC to establish \$250,000 as maximum compensation for the adaptive reuse of 176-182 East Main Street, and an agreement with Ren Square, LLC to establish \$265,000 as maximum compensation for the adaptive reuse of 186 East Main Street. As ESDC allocated a combined \$515,000 in Restore NY funds to the Properties, grant fund approval remains with the buildings as long as the scope of the completed rehabilitation is not less than that which the City of Rochester submitted in its Restore NY application to ESDC. Restore NY's purpose is to encourage community development through financial assistance to redevelop blighted structures. Attachment A shows the location of the Properties.

Kresge Building, LLC acquired the Properties on July 31, 2024. The redevelopment of the Properties will result in a 33-room hotel spread across both sites, with anchor food and beverage establishments on the ground floor facing Main and Division streets and the proposed Main Street Commons (The Commons) at 170-172 East Main Street. The Commons is a City-led, Downtown Revitalization Initiative (DRI)-funded project that will create a new public space for outdoor dining and small-scale entertainment while providing enhanced pedestrian circulation between Main and Division streets. The redevelopment of the Properties is critical to the success of the Commons. In addition to the Restore NY award, New York State awarded 186 East Main Street \$1,265,000 through DRI. The estimated total development cost for the project across both sites is \$14,097,200.

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-178

Ordinance No. 2024-265  
(Int. No. 333)

**Amending Ordinance No. 2018-180 relating to the Restore NY Communities Initiative Program Round 5 project at 176-182 East Main Street and 186 East Main Street**

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

Section 1. Ordinance No. 2018-180, Appropriating funds and authorizing agreements for the Restore NY Communities Initiative Program, as amended by Ordinance No. 2024-5, is hereby amended to read as follows:

Section 2. The Mayor is hereby authorized to enter into agreements with the following property owners or developers, for the Restore NY Round 5 projects. The agreements shall obligate the City to pay an aggregate amount not to exceed \$5,000,000 with the maximum amount of each agreement as set forth below to be funded from the appropriation in Section 1 herein. Each agreement shall for a term of five years.

<b>Developer/Principal</b>	<b>Project Address</b>	<b>Grant Amount</b>
<del>East Main Realty Holdings LLC</del> <u>Kresge Building, LLC</u>	176-182 East Main St.	\$250,000
<del>Ren Square, LLC</del> <u>Kresge Building, LLC</u>	186 East Main St.	\$265,000
Ren Square, LLC	190-194 East Main St.	\$1,300,000
MCROC Associates LLC	220-222 East Main St.	\$345,000
MCROC Associates LLC	224-226 East Main St.	\$365,000
Sibley Redevelopment Limited Partnership	250 East Main St., Condo #100	\$1,190,000
35 State Property, LLC	35 State Street	\$1,000,000
Scott Hopwood	79 State Street	\$285,000
	<b>Total</b>	<b>\$5,000,000</b>

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2024-266  
Re: Agreement – Outreach and Education for Lead Hazard Control Program

Council Priority: Creating and Sustaining a Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the City’s Lead Hazard Control Program. This legislation will establish \$100,000 as maximum compensation for an agreement to provide outreach and education services with Causewave Community Partners, Inc. (Todd Butler,

President and CEO, 274 N. Goodman Street, Rochester, NY) acting on behalf of Coalition to Prevent Lead Poisoning (CPLP).

The agreement will be funded from the 2022 Lead Hazard Control Program, authorized by Ordinance 2022-334. The term of the agreement shall be for one year with the option to extend for up to two additional one-year periods if funds within the maximum compensation remain.

The City issued a Request for Proposal (RFP) to obtain proposals from qualified Consultants to provide outreach and education services for the City's Lead Hazard Control Program. The RFP was posted on the City's website from July 2, 2024 to July 25, 2024. Only one proposal was received. We are recommending that an agreement be signed with Causewave Community Partners, Inc. acting on behalf of CPLP.

CPLP will provide a comprehensive outreach and education program to raise awareness of the dangers of lead based paint poisoning to low-income families, landlords and tenants. The program will include a mass media campaign, property owner training and community engagement. CPLP will work with Causewave Community Partners and Cornell School of Industrial and Labor Relations.

A program description is included in Attachment A, and a program budget is included in Attachment B. A Vendor Summary Form is included in Attachment C.

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-179

Ordinance No. 2024-266  
(Int. No. 334)

### **Authorizing an agreement to provide public outreach and education services for the Lead Hazard Control Program**

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with Causewave Community Partners, Inc., as fiscal sponsor contracting on behalf of the Coalition to Prevent Lead Poisoning (CPLP), for CPLP to provide public outreach and education services for the City's Lead Hazard Control Program. The maximum compensation for this agreement shall be \$100,000, which shall be funded from a portion of the U.S. Department of Housing and Urban Development funds appropriated to the Lead Hazard Control Program in Ordinance No. 2022-334. The term of the agreement shall be one year, with the option to extend for up to two additional 1-year periods if funds remain from the \$100,000 allocation provided for herein.

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. 2024-267

Re: Agreement – Training Services for Housing Rehabilitation Programs and Lead Hazard Control Program

Council Priority: Creating and Sustaining a Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the City's Housing Rehabilitation Programs and Lead Hazard Control Program. This legislation will establish \$54,750 as maximum compensation for an agreement to provide training services with Yehl Environmental, Inc., (Darren Yehl, President and Owner, 460 State Street, Rochester, NY) DBA, Cornerstone Training Institute.

The agreement will be funded from the 2022 Lead Hazard Control Program, authorized by Ordinance 2022-334. The term of the agreement shall be for one year with the option to extend for up to two additional years if funds within the maximum compensation remain.

The City issued a Request for Proposal (RFP) to obtain proposals from qualified Consultants to provide training services for the City's Housing Rehabilitation Programs and Lead Hazard Control Program. The RFP was posted on the City's website from July 2, 2024, to July 25, 2024. A total of two proposals were received. We are proposing that an agreement be signed with Cornerstone Training Institute.

Contractors that provide construction services for the City's housing repair programs and Lead Hazard Control Program must maintain EPA certifications for lead hazard abatement and control activities. To offset the high cost of obtaining these certifications, the City offers the training free of charge. The following courses will be offered through the agreement with the consultant:

- USEPA Renovate, Repair and Painting Initial
- USEPA Lead Abatement Supervisor Initial
- USEPA Lead Abatement Worker Initial
- USEPA Lead Abatement Supervisor Refresher
- USEPA Lead Abatement Worker Refresher

A Vendor Summary Form is included in Attachment A.

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-180

Ordinance No. 2024-267  
(Int. No. 335)

## **Authorizing an agreement for training services for Housing Rehabilitation Programs and Lead Hazard Control Program**

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with Yehl Environmental Incorporated to provide training services for the City's Housing Rehabilitation Programs and Lead Hazard Control Program related to lead hazard abatement and control activities. The maximum compensation for the agreement shall be \$54,750, which shall be funded from the appropriation to the Lead Hazard Control Program authorized by Ordinance 2022-334. The term of the agreement shall be one year, with the option to extend for up to two additional 1-year periods if funds within the maximum compensation remain.

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. 2024-268

Re: NYS Vacant Rental Improvement Program (V-RIP) Submission

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 submission of a funding application to the New York State Housing Trust Fund Corporation (HTFC).

In response to a Request for Application (RFA) that was recently released by the New York State HTFC, the City is proposing to submit an application for an award of up to \$5,000,000.

The funds will be used to assist property owners with repairs and rehabilitation of vacant rental units to increase the supply of critically needed housing for low- and moderate-income renters in the City of Rochester (below 80% of the area median income). The program aims to help owners of rental properties bring vacant units and spaces in small-scale properties back into productive use to create safe, quality, and affordable long-term rental units.

This program will be eligible to owners of properties consisting of 1-5 residential units as well as to owners of mixed-use buildings having up to five housing units. However, no landlord can own more than 20 residential units in total. Property owners must be in good standing with the City and not delinquent on their taxes. Priority for funding will be given to local landlords first.

Under this program, funding may be used to improve and rehabilitate vacant housing units and other

vacant spaces, including converting existing commercial spaces into safe, quality and affordable rental units. These repairs and improvements may include health and safety improvements, correction of code violations and/or updating spaces to meet residential standards, accessibility modifications, environmental remediation, and other repairs determined by the locality as necessary to rehabilitate rental units.

The application is due on October 3, 2024.

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-181

Ordinance No. 2024-268  
(Int. No. 336)

**Authorizing a grant application for a Vacant Rental Improvement 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 the New York State Housing Trust Fund Corporation for an award of up to \$5,000,000 to conduct a Vacant Rental Improvement Program to assist the owners of properties that are comprised of up to five residential units to repair and rehabilitate vacant residential units, and to convert vacant non-residential spaces into dwellings, in order to increase the city's supply of rental housing that is affordable to low- and moderate-income households.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2024-269  
Re: Substantial Amendment - 2017-18 Annual Action Plan, Demolition Program

Council Priority: Creating and Sustaining a Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the City's Demolition Program funded with Community Development Block Grant (CDBG) funding. This legislation will authorize a substantial amendment to the 2017-18 Annual Action Plan to revise the project name and scope of Project 7. Demolition-Commercial/Industrial. The revised project name will be Project 7. Demolition. The scope of the project will be expanded to include the demolition of 1-4 unit residential buildings in addition to commercial and industrial buildings. This change is necessary to ensure timely

expenditure of the 2017-2018 CDBG funds before they expire at the end of September 2024.

The 2017-18 Annual Action Plan was most recently amended via Ordinance No. 2024-152 to shift \$125,000 of CDBG funds to Project 7. Demolition-Commercial/Industrial. Since then it was determined that an additional amendment to the scope of the project will be necessary. As it stands, the scope is limited to demolition of Commercial and Industrial buildings but there are currently zero such buildings in the City's demolition pipeline. In comparison there are 21 1-4 unit residential buildings in the demolition pipeline that could all be eligible expenses reimbursed by CDBG. With approval of the change in scope, there will be no further barriers to fully expending the remaining funding.

Per the required process, a public notice was released and the proposed substantial amendment was posted on the City's website on August 19, 2024 for a 30-day public display and comment period: <https://cityofrochester.gov/ConsolidatedPlan2020/>

A public hearing is required.

Respectfully submitted,  
Malik D. Evans  
Mayor

Ordinance No. 2024-269  
(Int. No. 337)

### **Amending the 2017-18 Annual Action Plan relating to business development programs**

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

WHEREAS, a plan for amending the Action Plan with regard to the Project No. 7, Demolition-Commercial/Industrial to utilize the excess funds not needed for demolishing commercial and industrial buildings to handle the excess demand for the demolition of 1-4 unit residential buildings (Amendment Plan) has been prepared, presented to the City Council, and circulated for 30-day period of public review and comment in accordance with the Citizen Participation Plan adopted in Ordinance No. 2020-153, which included:

- (1) Scheduling a Public Hearing for September 19, 2024;
- (2) Beginning August 19, 2024, posting the Amendment Plan on-line with the notice of the Public Hearing to the City's Consolidated Plan webpage: <https://www.cityofrochester.gov/departments/neighborhood-and-business-development/city-rochester-2020-2024-consolidated-plan> ;
- (3) Presenting the written comments received to the members of City Council before the Public Hearing; and
- (4) Conducting the Public Hearing as scheduled;

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



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

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

Section 1. The Council hereby approves and adopts the Amendment Plan, which consists of changing the title of Project No. 7 in the 2017-18 Annual Action Plan from “Demolition-Commercial/Industrial” to “Demolition” and amending the project description therein in order to allow the use of the said Project’s funds for 1-4 unit residential buildings as needed.

Section 2. The Mayor is hereby authorized to submit said Amendments to the United States Department of Housing and Urban Development (HUD).

Section 3. The Mayor is hereby further authorized to provide any such information that may be required by HUD and to execute any grant agreement, project sponsor agreement, or any other documentation as may be necessary to fund and carry out the activities provided for in the Amendment. The agreements and documents 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. 2024-270

Re: Authorizing Grant Application – Downtown Revitalization Initiative Round 8

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 the submission of an application for Round 8 of New York State’s Downtown Revitalization Initiative (DRI) for up to \$10 million in grant funding. The DRI program is administered by the Department of State (DOS) in close coordination with other New York State agencies. The application deadline is October 18, 2024.

During development of the DRI application, the City will hold a public event to provide an opportunity for the community to contribute to the development of the vision for downtown. If the City’s application is successful, DOS will assign a consulting team to guide this community through the process of developing a Strategic Investment Plan that includes multiple projects located within a specified boundary downtown. The creation of the plan and selection of projects are driven by both a Local Planning Committee and extensive community outreach and engagement. The plan must be approved by DOS and DOS will engage directly with each selected project owner/developer.

This DRI application will target the Four Corners section of downtown, which is generally bounded by W. Broad Street, the Genesee River, Church Street, and N. Fitzhugh Street. This is the historic center of Downtown Rochester but has unfortunately experienced a period of

disinvestment since the pandemic, leading to considerable vacancy and increasing blight. The proposed DRI grant will seek to build upon recent and ongoing public and private investments in the area, including Constellation Brands' new headquarters, numerous public infrastructure improvements such as the State Street Reconstruction, and ROC the Riverway projects including the Aqueduct District Street Improvement Project, the Main Street Streetscape Project, and the new Austin Steward Plaza.

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-182

Ordinance No. 2024-270  
(Int. No. 338)

**Authorizing an application for a Downtown Revitalization Initiative – Round 8 grant focusing on the Four Corners section of downtown**

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

Section 1. The Council hereby authorizes the Mayor to submit an application to the NYS Department of State (DOS) for a grant of up to \$10 million through Round 8 of the Downtown Revitalization Initiative (DRI) to fund DRI activities focused on the Four Corners section of Downtown Rochester.

Section 2. The application 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. 2024-271  
Re: Rochester Eviction Project Pilot - Emerging Community Needs

Council Priority: Neighborhoods

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation that will allow the City of Rochester to collaborate with the Rochester Housing Authority (RHA) to undertake a Rochester Eviction Project Pilot to reduce the rate of eviction of families with minor children (the Project). This legislation will:

- 1) Amend the 2024-25 Budget to add \$29,500 to the Budget of Neighborhood and

Business Development (NBD Budget) with funds to be appropriated from funds which this Council committed to Emerging Community Needs in Resolution No. 2024-28.

2) Authorize the Mayor to enter into an agreement with the RHA to undertake Project by: (a) evaluating the underlying causes of rent arrears and non-pay eviction proceedings that RHA brings; (b) identifying barriers and resource gaps faced by RHA clients who are in arrears on rent; and (c) making policy recommendations to the City to reduce housing instability among RHA tenant families.

The term of the agreement shall be one year and the maximum compensation shall be \$29,500, which shall be funded from the 2024-25 NBD Budget.

Eviction is not merely a symptom of poverty but often a cause, perpetuating cycles of deprivation. Recognizing this, we propose this Project, which is aimed at preventing and mitigating the impact of evictions, particularly those involving minors. In a process built upon collaboration among a broad variety of stakeholders, we aim to understand and address the systemic issues that predictably lead to evictions and identify policy changes and systemic supports to affected families.

The Rochester Eviction Project's ultimate goal is to make Rochester a community that align its policies, programs and services to ensure that no child (0-18) in our region ever experiences eviction.

Goal/Objectives:

1. Predict and prevent evictions involving minors.
2. Provide services and resources to more effectively mitigate the effects of eviction on minors and their families when they do occur.

Drawing inspiration from existing models like the Continuum of Care (COC) and the substantial expertise of individuals who have experienced eviction; who are demonstrably at-risk of eviction; who are legal/policy analysts and experts; or who are relevant decision makers; our project **will** engage government, nonprofit, and for-profit partners to ensure a comprehensive response.

As a pilot, the Project will initially focus solely on RHA residents, due to its status as the region's largest low-income landlord and the prevalence of eviction cases involving minors.

The Project represents a concerted effort to address the root causes of eviction and support vulnerable populations, particularly minors. By working collaboratively and implementing evidence- based strategies, its aim is to create a community where no child experiences the trauma of eviction.

Respectfully submitted,



Miguel A. Melendez, Jr.  
City Council President



Kim Smith  
At-Large



Michael A. Patterson  
Northeast District

Ordinance No. 2024-271  
(Int. No. 381)

**Amending the 2024-25 Budget and authorizing an agreement for the Rochester Eviction Project Pilot**

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

Section 1. Ordinance No. 2024-200, the 2024-25 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Budget of Neighborhood and Business Development (NBD Budget) by \$29,500, which amount is hereby appropriated from a portion of the remaining Fund Balance of the 2023-24 Budget of City Council & Clerk that Council committed to Emerging Community Needs in Resolution No. 2024-28.

Section 2. The Mayor is hereby authorized to enter into an agreement with the Rochester Housing Authority (RHA) to undertake a Rochester Eviction Project Pilot to reduce the rate of eviction of families with minor children by: (a) evaluating the underlying causes of rent arrears and non-pay eviction proceedings that RHA brings; (b) identifying barriers and resource gaps faced by RHA clients who are in arrears on rent; and (c) making policy recommendations to the City to reduce housing instability among RHA tenant families. The term of the agreement shall be one year and the maximum compensation shall be \$29,500, which shall be funded from the 2024-25 NBD Budget.

Section 3. The agreement shall contain such additional terms and conditions as may be appropriate.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

By Vice President Harris  
September 24, 2024

To the Council:

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

- Int. No. 339 Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$1,825,000 Bonds of said City to finance the costs of Rundel Memorial Library Exterior Building Envelope Repairs
- Int. No. 340 Appropriating American Rescue Plan Act funds for Rundel Memorial Library Exterior Building Envelope Repairs
- Int. No. 341 Authorizing appropriation and an amendatory agreement related to the 2024 Milling and Resurfacing Project
- Int. No. 342 Authorizing appropriations and agreement for the Bus Stop Improvements Project
- Int. No. 343 Authorizing an agreement for the Inner Loop North Transformation Project
- Int. No. 344 Authorizing appropriation for the North Clinton Avenue Milling and Resurfacing Project

- Int. No. 345 Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$1,000,000 Bonds of said City to finance 2025 LED Upgrades and Pole Replacement Project
- Int. No. 346 Appropriating American Rescue Plan Act funds and authorizing an agreement for the Rochester Public Market Shed C Replacement Project
- Int. No. 347 Authorizing an agreement and appropriation related to the Environmental and Climate Justice Community Change Grants Program
- Int. No. 348 Authorizing an agreement for the Hemlock Filtration Plant Filter Rehabilitation Project
- Int. No. 349 Authorizing an agreement for engineering services for the Bipartisan Infrastructure Law – Lead Service Line Replacement Project
- Int. No. 350 Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$2,495,000 Bonds of said City to finance a portion of the City’s Conduit Modernization Project 2024 – Phase 1
- Int. No. 351 Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$350,000 Bonds of said City to finance a portion of the City’s Conduit Modernization Project 2024 – Phase 2
- Int. No. 352 Authorizing an agreement relating to the employment of a Foster Care and Transfer Associate for Rochester Animal Services
- Int. No. 353 Authorizing an agreement relating to the Peacemaker Fellowship program
- Int. No. 354 Authorizing an agreement relating to the Department of Recreation and Human Services E Sports Program
- Int. No. 355 Amending Ordinance No. 2024-136 authorizing an agreement for call center services for the Crisis Intervention Services unit
- Int. No. 356 Authorizing an agreement for a market management platform and software support services for the Public Market
- Int. No. 357 Authorizing an application and agreements for funding Digital Equity Competitive Grant Program initiatives
- Int. No. 358 Amending Ordinance No. 2023-66 relating to an agreement for the Blue Cross Arena at the War Memorial Ice Plant Replacement project
- Int. No. 359 Appropriating ARPA funds for the Goodman Firehouse Priority Facility Improvements
- Int. No. 360 Amending Bond Ordinance No. 2024-231 of the City of Rochester, New York
- Int. No. 361 Authorizing an agreement related to installation of Direct Current Fast Charging electric vehicle charging stations

Int. No. 376 Authorizing agreements and appropriations for the Comprehensive Adolescent Pregnancy Prevention Grant program

Int. No. 377 Authorizing an application for a Reconnecting Communities Pilot Discretionary Grant for the Inner Loop North Transformation Project

Respectfully submitted,  
LaShay D. Harris  
Willie J. Lightfoot (*absent for Int. Nos. 339 and 340*)  
Mary Lupien  
Michael A. Patterson (*voted against Int. No. 361*)  
Miguel A. Meléndez, Jr.  
**PEOPLE, PARKS & PUBLIC WORKS COMMITTEE**

Received, filed and published.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2024-272  
Ordinance No. 2024-273

Re: Rundel Memorial Library Exterior Building Envelope Repairs

Council Priority: Creating and Sustaining a Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area: Fostering Prosperity and Opportunity

Transmitted herewith for your approval is legislation related to the Rundel Memorial Library Exterior Building Envelope Repairs Project. This legislation will:

1. Authorize the issuance of bonds totaling \$1,825,000 and the appropriation of the proceeds thereof to partially finance the construction of the Project; and,
2. Authorize the appropriation of American Rescue Plan Act (ARPA) funding totaling \$430,000 to partially finance the construction of the Project.

The Project as a whole will include repair, reconstruction and restoration of critical areas of the limestone and brick masonry parapets, roofing, flashings, original bronze windows, and limited structural steel framing repairs. Funding for the base bid project was authorized in Ordinance No. 2022-75.

The additional funds authorized herein, in combination with the Library New York State Education Department (NYSED) grant to be authorized in a concurrent transmittal, will expand the scope of the Project to include window restoration work on the river frontage and additional masonry repairs in the central light court.

The Project was designed by Bero Architecture, PLLC, as authorized by Ordinance Nos. 2020-80, 2021-408 and 2022-208. Construction management and resident project representation (CM/RPR) services are provided by LeChase Construction Services, LLC as authorized by Ordinance No. 2024-174.

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

The additional \$430,000 in ARPA funding is being re-appropriated from a portion of the \$37,315,000 in ARPA funds originally appropriated to the Lead Service Replacement program in Ordinance Nos. 2021-240, 2021-410, and 2022-63. The 2021 and 2022 phases of the Lead Service Replacement program were completed under budget, leaving a portion of ARPA funds available for reprogramming for other projects, including Rundel Memorial Library Exterior Building Envelope Repairs.

The Project will be funded as follows:

	Design	Minor Repairs Inspection and Testing	Construction	Construction Contingency	CM/RPR	Total
Bond Authorized Ordinance No. 2020-81	\$325,000	\$210,351.88	\$0	\$37,200.12	\$171,448	\$744,000
ARPA funding Ordinance No. 2022-75	550,000	0	7,321,448	0	828,552	8,700,000
2017-18 Cash Capital	0	14,800.27	0	0	0	14,800.27
2019-20 Cash Capital	0	8,410.00	0	0	0	8,410
2020-21 Cash Capital	0	7,802.57	0	7,807.25	0	15,609.82
2021-22 Cash Capital	0	0	0	9,650	0	9,650
ARPA funding Appropriated herein	0	0	430,000	0	0	430,000
Bond Appropriated Herein	0	0	1,734,180	90820	0	1,825,000
NYSED Grant appropriated in concurrent transmittal	0	0	500,000	0	0	500,000
<b>Total</b>	<b>\$875,000</b>	<b>\$241,364.72</b>	<b>\$9,985,628</b>	<b>\$145,477.37</b>	<b>\$1,000,000</b>	<b>\$12,247,470.09</b>

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

MWBE goals are below:

Contract Type	Aggregate Annual Award	Aggregate Annual Award: Minorities	Aggregate Annual Award: Women
Public Works Construction Projects	30%	20%	10%
Public Works Consultants	30%	15%	15%
Professional Services Consultants	30%	15%	15%

Construction began in summer 2024 and is anticipated to be substantially complete in early 2026. The additional funding authorized herein will result in the creation and/or retention of the equivalent of 24.5 full-time jobs.

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

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX- 183

Ordinance No. 2024-272  
(Int. No. 339)

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$1,825,000 Bonds of said City to finance the costs of Rundel Memorial Library Exterior Building Envelope Repairs**

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance a portion of the costs of the Rundel Memorial Library Exterior Building Envelope Repairs, including repair, reconstruction and restoration of limestone and brick masonry parapets, roofing, flashings, original bronze windows and limited structural steel framing repairs ("Project"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$12,247,470.09. The plan of financing includes the issuance of \$1,825,000 in bonds of the City, which amount is hereby appropriated therefor, \$744,000 from the proceeds of bonds appropriated in Ordinance No. 2020-81, \$8,700,000 in American Rescue Plan Act ("ARPA") funds appropriated in Ordinance No. 2022-75, \$14,800.27 in 2017-18 Cash Capital, \$8,410 in 2019-20 Cash Capital, \$15,609.82 in 2020-21 Cash Capital, \$9,650 in 2021-22 Cash Capital, \$430,000 from ARPA funds appropriated in a concurrent ordinance, \$500,000 in New York State Education Department library construction grant funds appropriated 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 \$1,825,000 are hereby authorized to be issued pursuant to the Constitution and laws of the State of New York, including the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), this Ordinance, and other proceedings and determinations related thereto.

Section 3. The City intends to finance, on an interim basis, the costs or a portion of the costs of said improvements for which bonds are herein authorized, which costs are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the City, pursuant to this Ordinance, in the amount of \$1,825,000. This Ordinance is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.



Section 4. The period of probable usefulness of said class of objects or purposes described in Section 1 of this Ordinance, within the limitations of Section 11.00 a. 12(a)(1) of the Law, is twenty-five (25) years.

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

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

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

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

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

Passed unanimously.

Ordinance No. 2024-273  
(Int. No. 340)

**Appropriating American Rescue Plan Act funds for Rundel Memorial Library Exterior Building Envelope Repairs**

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

Section 1. The Council hereby appropriates the sum of \$430,000 provided by the United States Treasury pursuant to the American Rescue Plan Act of 2021 (ARPA) to fund a portion of the construction costs of the Rundel Memorial Library Exterior Building Envelope Repairs.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2024-274

Re: 2024 Milling and Resurfacing Project Park Avenue (Alexander Street to East Avenue), St Paul Street (Lowell Street to Riverbank Place), St Paul Street (Norton Street to Tyler Street)

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area: Sustaining Green and Active Systems

Transmitted herewith for your approval is legislation related to the 2024 Milling and Resurfacing Project. This legislation will:

1. Appropriate \$125,000 in anticipated reimbursements from the New York State Department of Transportation (NYSDOT) to finance a portion of the engineering design and construction administration services for the Project; and,
2. Authorize an amendatory professional services agreement with Barton & Loguidice, D.P.C. (John F. Brusa Jr., C.E.O., 11 Centre Park, Suite 203, Rochester, New York) to provide additional engineering design and construction administration services for the Project. The original agreement for \$550,000 was authorized in Ordinance No. 2022-343. This amendment will increase the compensation by \$125,000 to a maximum total of \$675,000. The cost of the amendatory agreement will be funded with \$125,000 in New York State funds appropriated herein.

The Project includes, but is not limited to, milling and resurfacing of the pavement, spot curb and hazardous sidewalk replacements, installation or upgrade of sidewalk curb ramps, adjustment and repair of manholes, catch basins, and water valve castings, replacement of traffic pavement markings and the addition of bicycle facilities on St Paul Street. These improvements will enhance the surface drainage and riding quality of the roadway, improve accessibility for all users and expand the useful life of the pavement structure.

The amendatory agreement will provide additional design and construction administration services related to an increase in Project limits, additional traffic analysis, traffic signal design, and other additions to the scope of work.

Erdman, Anthony and Associates, Inc. was selected for RPR services through a request for proposal process as authorized by Ordinance No. 2024-77.

Bids for construction were received on February 20, 2024. Villager Construction, Inc. (Timothy O Lawless, President, 425 Old Macedon and Center Road, Fairport, New York) was the low bidder.

MWBE goals are below:

<b>Contract Type</b>	<b>Aggregate Annual Award</b>	<b>Aggregate Annual Award: Minorities</b>	<b>Aggregate Annual Award: Women</b>
Public Works Construction Projects	30%	20%	10%
Public Works Consultants	30%	15%	15%
Professional Services Consultants	30%	15%	15%

Construction began in spring 2024 and is anticipated to be substantially complete in summer 2025. This amendatory agreement will result in the creation and/or retention of the equivalent of 1.4 full-time jobs.

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

Respectfully submitted,  
 Malik D. Evans  
 Mayor

Attachment No. AX-184

Ordinance No. 2024-274  
 (Int. No. 341)

**Authorizing appropriation and an amendatory agreement related to the 2024 Milling and Resurfacing Project**

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

Section 1. The Council hereby appropriates \$125,000 in anticipated reimbursements from the New York State Department of Transportation (NYSDOT) to fund a portion of the engineering design and construction administration services for the 2024 Milling and Resurfacing Project (Project).

Section 2. The Mayor is hereby authorized to enter into an amendatory professional services agreement with Barton & Loguidice, D.P.C. to provide additional engineering design and construction administration services for the Project. The amendatory agreement shall amend the existing

agreement authorized by Ordinance No. 2022-343 to increase the compensation by \$125,000 to a maximum total of \$675,000, to be funded by the NYSDOT funds appropriated 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. 2024-275

Re: Bus Stop Improvements Project

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area: Sustaining Green and Active Systems

Transmitted herewith for your approval is legislation related to the Bus Stop Improvement Project. This legislation will:

1. Appropriate \$1,000,000 in anticipated reimbursements from the New York State Department of Environmental Conservation (NYSDEC) to finance a portion of the engineering design, construction and resident project representation (RPR) services for the Project; and,
2. Appropriate \$500,000 in anticipated reimbursements from the Rochester Genesee Regional Transportation Authority (RGRTA) to finance a portion of the engineering design, construction and RPR services for the Project; and,
3. Authorize the Mayor to enter into an agreement with RGRTA to reimburse the City for a portion of the engineering design, construction and RPR services for the Project.

The Project will add amenities and accessibility improvements to up to 500 bus stops in the City that currently lack amenities or do not have sufficient amenities for the ridership, including shelters, benches, and concrete pads.

The City received authorization to enter into an agreement to accept CFA grant funds with the NYSDEC in Ordinance No. 2022-212.

MWBE Goals are below:

<b>Contract Type</b>	<b>Aggregate Annual Award</b>	<b>Aggregate Annual Award: Minorities</b>	<b>Aggregate Annual Award: Women</b>
Public Works Construction Projects	30%	20%	10%
Public Works Consultants	30%	15%	15%
Professional Services Consultants	30%	15%	15%

Construction is anticipated to begin in spring 2026. The funding appropriated herein will result in the creation and/or retention of the equivalent of 16.3 full-time jobs.

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-185

Ordinance No. 2024-275  
(Int. No. 342)

**Authorizing appropriations and agreement for the Bus Stop Improvements Project**

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

Section 1. The Council hereby appropriates \$1,000,000 in anticipated reimbursements from the New York State Department of Environmental Conservation (NYSDEC) to fund a portion of the City’s costs of engineering design, construction and resident project representation (RPR) services for the Bus Stop Improvements Project to add amenities and accessibility improvement at up to 500 city bus stops (Project).

Section 2. The Mayor is hereby authorized to enter into an agreement with the Rochester Genesee Regional Transportation Authority (RGRTA) for the receipt and use of \$500,000 to fund a portion of the City’s costs of engineering design, construction and RPR services for the Project.

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

Section 4. The Council hereby appropriates \$500,000 in anticipated reimbursements from RGRTA to fund a portion of the costs of engineering design, construction and RPR services for the Project, in accordance with the agreement.

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2024-276

Re: Inner Loop North Transformation Project

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area: Sustaining Green & Active Systems

Transmitted herewith for your approval is legislation related to the Inner Loop North (ILN) Transformation Project. This legislation will establish \$85,000 as maximum compensation for an agreement with CSX Transportation, Inc. (Jacksonville, Florida) for project related services and will be funded with 2023-24 Cash Capital.

The CSX railroad parallels the Inner Loop along the west end of the Project. This agreement is required to coordinate with CSX during the design of the Project.

The Project includes the transformation of the remaining segment of the Inner Loop Expressway into an accessible and multi-modal urban street grid. Overall, the Project seeks to consolidate ILN's travel lanes, parallel service roads, and on- and off-ramps into at-grade, traffic-calmed streets incorporating auxiliary turn lanes and on-street parking as appropriate, with safety-focused, dedicated pedestrian and bicycle facilities throughout the corridor. The Project will provide a transportation network that better meets the needs of all users; reconnects neighborhoods to Rochester's downtown; and opens parcels for equitable redevelopment and green space.

The City of Rochester's Minority and Women-owned Business Enterprises (MWBE) goals cannot be applied to agreements with CSX Transportation, Inc.

Design began in summer 2023. Construction is anticipated to begin in spring 2027. The agreement will result in the creation and/or retention of the equivalent of 0.9 full-time jobs.

The term of the agreement shall extend until the coordination items defined within the agreement are complete.

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-186

Ordinance No. 2024-276  
(Int. No. 343)

**Authorizing an agreement for the Inner Loop North Transformation 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 CSX Transportation, Inc. (CSX) to fund CSX's project related services for the Inner Loop North Transformation Project. The maximum compensation for the agreement shall be \$85,000, which shall

be funded from 2023-24 Cash Capital. The term of the agreement shall extend until the coordination items defined within the agreement are complete.

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. 2024-277  
Re: North Clinton Avenue Milling and Resurfacing Project (Cumberland Street to East Ridge Road)

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area: Sustaining Green and Active Systems

Transmitted herewith for your approval is legislation related to the North Clinton Avenue Milling and Resurfacing Project. This legislation will appropriate \$116,000 in anticipated reimbursements from the New York State Department of Transportation (NYSDOT) to finance the replacement of street light poles along a portion of North Clinton Avenue.

The existing street light poles along North Clinton Avenue between Marietta Street and Upper Falls Boulevard have reached the end of their useful life and must be replaced in advance of the planned, upcoming street project. This work will be performed utilizing City term contracts. The funding being utilized for this work is from the same funding source (NYSDOT) that is programmed for the larger street project.

MWBE goals are below:

<b>Contract Type</b>	<b>Aggregate Annual Award</b>	<b>Aggregate Annual Award: Minorities</b>	<b>Aggregate Annual Award: Women</b>
Commodity Contracts after July 1, 2020	30%	15%	15%

Construction of the larger street project is anticipated to begin in spring 2026. A request to appropriate funds for construction and resident project representation services will be made at a later date.

The replacement of existing street light poles is anticipated to be complete in spring 2025 and will result in the creation and/or retention of the equivalent of 1.3 full-time jobs.

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-187

Ordinance No. 2024-277  
(Int. No. 344)

**Authorizing appropriation for the North Clinton Avenue Milling and Resurfacing Project**

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

Section 1. The Council hereby appropriates \$116,000 in anticipated reimbursements from the New York State Department of Transportation to fund the replacement of street light poles along a portion of North Clinton Avenue as part of the North Clinton Avenue Milling and Resurfacing Project.

Section 2. This ordinance shall take effect immediately

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2024-278  
Re: 2025 LED Upgrades and Pole Replacement Project

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area: Sustaining Green and Active Systems

Transmitted herewith for your approval is legislation authorizing the issuance of bonds totaling \$1,000,000 and the appropriation of the proceeds thereof to finance the 2025 LED Upgrades and Pole Replacement Project.

The Project will replace high pressure sodium post top luminaires with full cutoff LED post top luminaires. It will also include the spot replacement of fiberglass poles and installation of Philips CityTouch Smart Controls.

The Project limits are listed below:



<u>Name</u>	<u>Location</u>
Alexander St.	Mt. Hope Ave. to S. Clinton Ave.
Ashland St.	Averill Ave. to Hickory St.
Averill Ave.	Mt. Hope Ave. to End off Monroe
Berry St.	E. Main St. to Cedarwood Ter.
Bixby Pl.	Alexander St. to Dead End
Breck St.	Palmer St. to Herkimer St.
Burkhard Pl.	South Ave. to Dead End
Cedarwood Ter.	Federal St. to Belgard St.
Chamberlain St.	Garson Ave. to Grand Ave.
Cypress St.	Mt. Hope Ave. to South Ave.
Ferndale Cr.	N. Goodman St. to Webster Ave.
Garson Ave.	Peck St. to Culver Rd.
Grand Ave.	Webster Ave. to Merchants Rd.
Gregory St.	Mt. Hope Ave. to S. Clinton Ave.
Hamilton St.	Mt. Hope Ave. to S. Clinton Ave.
Herkimer St.	E, Main St. to Leighton Ave.
Hickory St.	Mt. Hope Ave. to South Ave.
Kingston St.	E. Main St. to Cedarwood Ter.
Lawton St.	Meigs St. to Dead End
Linden St.	Mt. Hope Ave. to S. Clinton Ave.
Linwood Pl.	Monroe Ave. to Priem St.
Macbeth St.	Culver Rd. to Durham St.
Priem St.	Monroe Ave. to Linwood Pl.
Quincy St.	Cedarwood Ter. to Garson Ave.
Rhona Pl.	Stanford St. to Dead End.
Rosewood Ter.	Webster Ave. to Culver Rd.
Sauer Pl.	Sanford St. to Dead End
Stebbins St.	Alexander St. to Hamilton St.
Sumner Pk.	Monroe Ave. to Richard St.
Van St.	Alexander St. to Hamilton St.
Wilcox St.	Monroe Ave. to Richard St.
Winston Pl.	Berkeley St. to Dead End
Van St.	Alexander St. to Hamilton St.

The total Project cost is \$1,000,000.

MWBE goals are below:

<b>Contract Type</b>	<b>Aggregate Annual Award</b>	<b>Aggregate Annual Award: Minorities</b>	<b>Aggregate Annual Award: Women</b>
Commodity Contracts after July 1, 2020	30%	15%	15%

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

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-188

Ordinance No. 2024-278  
(Int. No. 345)

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$1,000,000 Bonds of said City to finance 2025 LED Upgrades and Pole 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"), is hereby authorized to finance the costs of the 2025 LED Upgrades and Pole Replacement Project to replace high pressure sodium post top luminaires with full cutoff light emitted diode ("LED") luminaires on the street lights located along the street segments specified on the attached Project Location List ("Exhibit A") ("Project"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,000,000. The plan of financing includes the issuance of \$1,000,000 bonds of the City, which amount is hereby appropriated for the Project, and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the City in the principal amount of \$1,000,000 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 \$1,000,000. 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. 40 of the Law, is three (3) 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 Location List**

The Project entails replacing the post top luminaires on the street lights located along the following street segments:

<b>Street</b>	<b>Segment</b>
Alexander St.	Mt. Hope Ave. to S. Clinton Ave.
Ashland St.	Averill Ave. to Hickory St.
Averill Ave.	Mt. Hope Ave. to End off Monroe
Berry St.	E. Main St. to Cedarwood Ter.
Bixby Pl.	Alexander St. to Dead End
Breck St.	Palmer St. to Herkimer St.
Burkhard Pl.	South Ave. to Dead End
Cedarwood Ter.	Federal St. to Belgard St.
Chamberlain St.	Garson Ave. to Grand Ave.
Cypress St.	Mt. Hope Ave. to South Ave.
Ferndale Cr.	N. Goodman St. to Webster Ave.
Garson Ave.	Peck St. to Culver Rd.
Grand Ave.	Webster Ave. to Merchants Rd.

Gregory St.	Mt. Hope Ave. to S. Clinton Ave.
Hamilton St.	Mt. Hope Ave. to S. Clinton Ave.
Herkimer St.	E, Main St. to Leighton Ave.
Hickory St.	Mt. Hope Ave. to South Ave.
Kingston St.	E. Main St. to Cedarwood Ter.
Lawton St.	Meigs St. to Dead End
Linden St.	Mt. Hope Ave. to S. Clinton Ave.
Linwood Pl.	Monroe Ave. to Priem St.
Macbeth St.	Culver Rd. to Durham St.
Priem St.	Monroe Ave. to Linwood Pl.
Quincy St.	Cedarwood Ter. to Garson Ave.
Rhona Pl.	Stanford St. to Dead End.
Rosewood Ter.	Webster Ave. to Culver Rd.
Sauer Pl.	Sanford St. to Dead End
Stebbins St.	Alexander St. to Hamilton St.
Sumner Pk.	Monroe Ave. to Richard St.
Van St.	Alexander St. to Hamilton St.
Wilcox St.	Monroe Ave. to Richard St.
Winston Pl.	Berkeley St. to Dead End
Van St.	Alexander St. to Hamilton St.

Passed unanimously.

**TO THE COUNCIL**

Ladies and Gentlemen:

Ordinance No. 2024-279

Re: Agreement – Plan Architectural Studio P.C. – Rochester Public Market Shed C Replacement

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 Rochester Public Market Shed C Replacement Project. This legislation will:

1. Authorize the appropriation of American Rescue Plan Act (ARPA) funding totaling \$1,000,000 to finance design services for the Project; and,
2. Establish \$1,000,000 as maximum compensation for a professional services agreement with Plan Architectural Studio P.C. (Mark A. Pandolf AIA, LEED, C.E.O., 250 South Avenue Suite 100, Rochester, New York), for architectural and engineering services for the Project.

The Project includes, but is not limited to, the design of a new market facility to replace the existing Shed C, which is currently an open-air shed. The new facility will include three separate areas: The first is an enclosed vendor space. The second is a conditioned space with a basement for enhanced vendor spaces, elevators, restrooms, and storage. The third is a second floor that will house a demonstration kitchen, market offices, meeting spaces, and an open-air rooftop event space.

Plan Architectural Studio P.C. was selected for preliminary design and final design services 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. The final design and related estimates will be utilized to pursue future construction funding.

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.

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

MWBE goals are below:

<b>Contract Type</b>	<b>Aggregate Annual Award</b>	<b>Aggregate Annual Award: Minorities</b>	<b>Aggregate Annual Award: Women</b>
Public Works Construction Projects	30%	20%	10%
Public Works Consultants	30%	15%	15%
Professional Services Consultants	30%	15%	15%

Design is anticipated to begin in fall 2024 and continue through spring 2026. The professional services agreement will result in the creation and/or retention of the equivalent of 10.8 full-time jobs.

The term of the agreement shall be until the City’s acceptance of the final design documents or by June 30, 2026.

Respectfully submitted,  
 Malik D. Evans  
 Mayor

Attachment No. AX-189

Ordinance No. 2024-279  
 (Int. No. 346)

**Appropriating American Rescue Plan Act funds and authorizing an agreement for the Rochester Public Market Shed C Replacement Project**

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

Section 1. The Council hereby appropriates the sum of \$1,000,000 provided by the United States Treasury pursuant to the American Rescue Plan Act of 2021 (ARPA) to fund design services for the Rochester Public Market Shed C Replacement Project (Project).

Section 2. The Mayor is hereby authorized to enter into a professional services agreement with Plan Architectural Studio P.C. to provide architectural and engineering services for the Project. The services provided for therein may include preliminary and final design, 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 \$1,000,000, which shall be funded from the ARPA funds appropriated in Section 1 herein. The term of the agreement shall continue until the City's acceptance of final design documents or June 30, 2026, whichever occurs sooner.

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. 2024-280

Re: Grant Application – United States Environmental Protection Agency – Environmental and Climate Justice Community Change Grants Program

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

Comprehensive Plan 2034 Initiative Area: Sustaining Green and Active Systems; Reinforcing Strong Neighborhoods; Fostering Prosperity and Opportunity

Transmitted herewith for your approval is legislation related to the United States Environmental Protection Agency (USEPA) Environmental and Climate Justice Community Change (ECJCC) Grants Program. This legislation will:

1. Authorize the Mayor to apply for up to \$20 million in USEPA ECJCC Grant funds; and,
2. Authorize the Mayor to enter into any necessary agreement with the USEPA for the receipt and use of funding.

The 2022 Inflation Reduction Act established the Environmental and Climate Justice Community Change (ECJCC) Grants Program to provide funding for projects between \$10 and \$20 million to eligible applicants to support community-driven climate action and pollution reduction strategies to improve the environmental, climate, and resilience conditions affecting disadvantaged communities. The ECJCC Program aims to increase community resilience and reduce greenhouse gas (GHG) emissions through climate action strategies; reduce local pollution to improve public health; and support robust community engagement. Furthermore, the ECJCC Program prioritizes building

community strength so that investments benefit disadvantaged residents and communities who are disproportionately impacted by climate change, already face socio-economic hardships and have limited means to recover.

Projects to be included in the application will focus on investing in disadvantaged communities by reducing fossil fuel usage, utilizing renewable energy and clean energy technology and providing training for careers in clean energy and pollution reduction fields. These projects strongly align with GHG reduction and clean energy strategies included in the City of Rochester Community-wide Climate Action Plan.

The planned ECJCC Program application includes three components. The first is funding for energy-efficient, all-electric new single and multi-family homes located in low income/disadvantaged communities incorporating clean heating and cooling technology, solar photovoltaic systems, battery storage and electric vehicle charging stations into the construction. The housing development projects anticipated to be assisted through this award are a mix of affordable rental and homeownership, including the Rochester Housing Authority's multi-family rental project at Fernwood, the First Genesis Senior Housing and Single Family Housing projects, and the Marketview Heights Homeownership development. Secondly, a grants program will be included for not-for-profit community entities working in disadvantaged neighborhoods to make sustainable improvements to their facilities, such as solar, battery storage, geothermal, or other energy efficiency improvements that contribute to community resiliency. Thirdly, the application allocates funding for the development and implementation of a pilot workforce development program, modeled after the City's successful REJob and BEST brownfield job training program, that provides participants from disadvantaged communities a pathway to gain life and technical skills training and job placement in careers related to clean energy and GHG emissions/pollution reduction.

If USEPA ECJCC grant funding is awarded, no City matching funds are required and applicable MWBE requirements will be applied upon receipt of a USEPA Cooperative Agreement. Awards are anticipated to be made by USEPA in March 2025 and the term of the grant agreement is three years.

Respectfully submitted,  
Malik D. Evans  
Mayor

Ordinance No. 2024-280  
(Int. No. 347)

### **Authorizing an agreement and appropriation related to the Environmental and Climate Justice Community Change Grants 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 the United States Environmental Protection Agency (USEPA) Environmental and Climate Justice Community Change (ECJCC) Grants Program to obtain a grant of up to \$20,000,000 to fund eligible projects under the ECJCC Grants Program.

Section 2. The Mayor is hereby authorized to enter into an agreement with the USEPA and to execute such other documents as are necessary for the receipt and use of grant funds awarded under the ECJCC Grants Program. The term of the agreement shall be for a maximum of three years.

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. 2024-281

Re: Agreement – Ramboll Americas Engineering Solutions, Inc. – Hemlock Filtration Plant Filter Rehabilitation Project

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area: Sustaining Green and Active Systems

Transmitted herewith for your approval is legislation establishing \$50,000 as maximum compensation for a professional services agreement with Ramboll Americas Engineering Solutions, Inc. (Thomas A. Nowlan, C.E.O., 751 Arbor Way, Suite 200, Blue Bell, PA), for preliminary design services for the Hemlock Filtration Plant Filter Rehabilitation Project. The cost of the agreement will be funded from the 2023-24 Cash Capital Budget.

The Hemlock Filtration Plant Filter Rehabilitation Project includes the rehabilitation of the water treatment plant's eight filter beds. The Hemlock Filtration Plant was commissioned in 1993 and has operated continuously since then, typically producing between 33 and 40 million gallons of treated water a day. Preventative maintenance activities have identified issues with the existing filtration system and the City has performed repairs on four of the eight filter beds since 2012. This Project will restore the filtration bed system and repair or replace hardware to achieve “like new” performance.

Ramboll Americas Engineering Solutions, Inc. was selected for preliminary design through a request for proposal process, which is described in the attached summary.

MWBE goals are below:

<b>Contract Type</b>	<b>Aggregate Annual Award</b>	<b>Aggregate Annual Award: Minorities</b>	<b>Aggregate Annual Award: Women</b>
Public Works Construction Projects	30%	20%	10%
Public Works Consultants	30%	15%	15%
Professional Services Consultants	30%	15%	15%



Preliminary design is anticipated to begin in fall 2024. The professional services agreement will result in the creation and/or retention of the equivalent of 0.5 full-time jobs.

The term of the agreement shall be until the City's acceptance of the final engineering report.

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-190

Ordinance No. 2024-281  
(Int. No. 348)

**Authorizing an agreement for the Hemlock Filtration Plant Filter Rehabilitation 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 Ramboll Americas Engineering Solutions, Inc. for preliminary design services for the Hemlock Filtration Plant Filter Rehabilitation Project. The maximum compensation for the agreement shall be \$50,000, which shall be funded from 2023-24 Cash Capital. The term of the agreement shall continue to the City's acceptance of the final engineering report.

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. 2024-282  
Re: Agreement – Arcadis of New York, Inc. – FFY22 Bipartisan Infrastructure Law – Lead Service Line Replacement Project

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area: Sustaining Green and Active Systems

Transmitted herewith for your approval is legislation establishing \$2,300,000 as maximum compensation for a professional services agreement with Arcadis of New York, Inc., (John Perriello, President, 100 Chestnut Street, Suite 1020, Rochester, NY) for engineering services for the FFY22 Bipartisan Infrastructure Law – Lead Service Line Replacement Project (BIL - LSLR). The cost of the agreement will be funded by grant funding authorized by Ord No. 2024-128.

The FFY22 BIL - LSLR Project includes the replacement of 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.

Arcadis of New York, Inc. was selected for design, bid, award, construction administration, and resident project representation services through a request for proposal process, which is described in the attached summary.

MWBE goals are below:

<b>Contract Type</b>	<b>Aggregate Annual Award</b>	<b>Aggregate Annual Award: Minorities</b>	<b>Aggregate Annual Award: Women</b>
Public Works Construction Projects	30%	20%	10%
Public Works Consultants	30%	15%	15%
Professional Services Consultants	30%	15%	15%

Design is anticipated to begin in fall 2024. Construction is anticipated to begin in summer 2025 and be substantially complete in summer 2027. The professional services agreement will result in the creation and/or retention of the equivalent of 25.0 full-time jobs.

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

Respectfully submitted,  
 Malik D. Evans  
 Mayor

Attachment No. AX-191

Ordinance No. 2024-282  
 (Int. No. 349)

**Authorizing an agreement for engineering services 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 enter into a professional services agreement with Arcadis of New York, Inc. to provide engineering services for the Bipartisan Infrastructure Law – Lead Service Line Replacement Project (Project). The maximum compensation for the agreement shall be \$2,300,000, which shall be funded by the grant funding appropriated to the Project by Ordinance No. 2024-128. The term of the agreement shall extend until three months after the 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. 2024-283

Ordinance No. 2024-284

Re: Bond Authorization – Conduit Modernization Project 2024 – Phases 1 & 2

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area: Sustaining Green and Active Systems

Transmitted herewith for your approval is legislation related to the Conduit Modernization Project 2024 (Project). This legislation will:

1. Authorize the issuance of additional City bonds in the amount of \$2,495,000 to finance the completion of Phase 1 of the Project; and
2. Authorize the issuance of bonds totaling \$350,000 and appropriating the proceeds thereof to partially finance Phase 2 of the Project.

The City's water supply conduit transmission system consists of three large diameter pipes (Conduits No. 1, No. 2 and No. 3, ranging in size from 24 inches to 42 inches in diameter) that convey treated water from the Hemlock Filtration Plant to Highland and Cobbs Hill Reservoirs. The pipes were installed in phases between 1874 through 1918 and have been rehabilitated in phases over the years.

The Project includes the installation of a conduit interconnection valves within certain segments of State Route 15A (East Henrietta Road) between the Rush Reservoir and I-390. This interconnection will enhance operational flexibility and overall reliability of the City's water transmission system. The scope of work for Phase 1 includes acquiring and installing eight 24-inch valves and eight 36-inch valves in or near East Henrietta Road's right-of way at Fall Creek Trail and at Valiant Drive. Ordinance No. 2024-62 authorized the issuance of \$671,000 in City bonds to finance a portion of Phase 1. Additional bonds in the amount of \$2,495,000 are needed to finance the remainder of Phase 1 work, including the installation of four 24-inch valves and four 36-inch valves at Valiant Drive.

The scope of work for Phase 2 includes the acquisition and installation of two 36-inch replacement valves at Palamino Drive intersection of East Henrietta Road, which requires the issuance of \$350,000 in bonds to finance a portion of the work.

Project design and construction administration/inspection will be performed by Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C. as authorized by Council Ordinance

No. 2022-381. Bids for construction were received on August 6, 2024. The apparent low bid of \$2,845,000 was submitted by Villager Construction Inc. (Timothy O Lawless, President, 425 Old Macedon Center Road, Fairport, NY).

The stages of the Phase 1 Project, including resident project representation (RPR), will be funded as follows:

	<b>Design</b>	<b>RPR</b>	<b>Construction</b>	<b>Total</b>
2019-20 Cash Capital	\$149,000	\$0	\$0	\$149,000
2020-21 Cash Capital	0	203,000	0	203,000
Bonds authorized in Ordinance No. 2024-62	0	0	671,000	671,000
Phase 1 Bonds authorized herein	0	0	2,495,000	2,495,000
<b>Total</b>	<b>\$149,000</b>	<b>\$203,000</b>	<b>\$3,166,000</b>	<b>\$3,518,000</b>

The Phase 2 Project will be funded as follows:

	<b>Design</b>	<b>RPR</b>	<b>Construction</b>	<b>Total</b>
2019-20 Cash Capital	\$45,000	\$0	\$0	\$45,000
2020-21 Cash Capital	0	39,000	0	39,000
Phase 2 Bonds authorized herein	0	0	350,000	350,000
<b>Total</b>	<b>\$45,000</b>	<b>\$39,000</b>	<b>\$350,000</b>	<b>\$434,000</b>

MWBE goals are below:

<b>Contract Type</b>	<b>Aggregate Annual Award</b>	<b>Aggregate Annual Award: Minorities</b>	<b>Aggregate Annual Award: Women</b>
Public Works Construction Projects	30%	20%	10%
Public Works Consultants	30%	15%	15%
Professional Services Consultants	30%	15%	15%

Construction is anticipated to begin in fall 2024 and be substantially complete in spring 2025. The bonds authorized herein for the construction of the Project will result in the creation and/or retention of the equivalent of 30.9 full-time jobs.

Respectfully submitted,  
 Malik D. Evans  
 Mayor

Attachment No. AX-192

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$2,495,000 Bonds of said City to finance a portion of the City's Conduit Modernization Project 2024 – Phase 1**

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance the cost of the City's Conduit Modernization Project 2024 – Phase 1, which includes the installation of approximately 16 interconnection valves within the City's three large-diameter pipes known as Conduits No. 1, No. 2 and No. 3 that convey treated water to the city from the Hemlock Filtration Plant within two segments thereof located in the vicinity of NYS Route 15A's intersections with each of Fall Creek Trail and with Valiant Drive (the "Project"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$3,518,000. The plan of financing includes the issuance of \$2,495,000 bonds of the City, which amount is hereby appropriated for the Project, \$671,000 in the proceeds of bonds appropriated in Ordinance No. 2024-62, \$149,000 in 2019-20 Cash Capital, \$203,000 in 2020-21 Cash Capital and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the City in the principal amount of \$2,495,000 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 \$2,495,000. 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.

Passed unanimously.

Ordinance No. 2024-284  
(Int. No. 351)

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$350,000 Bonds of said City to finance a portion of the City's Conduit Modernization Project 2024 – Phase 2**

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance the cost of the City's Conduit Modernization Project 2024 – Phase 2, which includes the installation of approximately two interconnection valves within the City's three large-diameter pipes known as Conduits No. 1, No. 2 and No. 3 that convey treated water to the city from the Hemlock Filtration Plant within two segments thereof located in the vicinity of NYS Route 15A's intersection with Palamino Drive (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 \$434,000. The plan of financing includes the issuance of \$350,000 bonds of the City, which amount is hereby appropriated for the Project, \$45,000 in 2019-20 Cash Capital, \$39,000 in 2020-21 Cash Capital and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the City in the principal amount of \$350,000 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 \$350,000. 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.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2024-285

Re: Agreement – Verona Street Animal Society

Council Priority: Creating & Sustaining a Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation authorizing an agreement with Friends of Verona Street Animal Shelter, d/b/a Verona Street Animal Society (VSAS), (Mary Jones, Executive Director, 184 Verona Street, Rochester, NY 14608) for the receipt and use of \$81,555 to fund one full-time position at Rochester Animal Services. The term of the agreement will be from July 1, 2024 through June 30, 2025. These funds were anticipated and included in the 2024-25 Budget of the Department of Recreation and Human Services and the Budget of Undistributed Expenses.

This position, Foster Care and Transfer Associate, coordinates the recruitment, placement, orientation, training, and monitoring of foster care volunteers as well as managing relationships with local rescue groups to transfer animals out of the shelter.

This is the fourth year that VSAS has provided this funding to Rochester Animal Services for this position.

Respectfully submitted,  
Malik D. Evans  
Mayor

Ordinance No. 2024-285  
(Int. No. 352)

**Authorizing an agreement relating to the employment of a Foster Care and Transfer Associate for Rochester Animal Services**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with Friends of the Verona Street Animal Shelter Inc. for the receipt and use of \$81,555 to fund the employment of one



full-time Foster Care and Transfer Associate for Rochester Animal Services. The term of the agreement shall be July 1, 2024 through June 30, 2025.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2024-286

Re: Authorizing Agreement – Dr. Jason Corburn, PhD

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation establishing \$60,000 as maximum annual compensation for an agreement with Dr. Jason Corburn, PhD, Consultant, (1310 Haskell St. Suite B, Berkeley, CA 94702) for data analysis and program evaluation of the Peacemaker Fellowship® program. The term of the agreement will be for one year, with the option to renew for one additional year. The cost of the first year of the agreement will be funded from the 2024-25 Budget of the Office of the Mayor and the optional renewal period will be funded from the 2025-26 Budget of the Office of the Mayor, contingent upon approval. Initial funding for the Peacemaker Fellowship® program was from the American Rescue Plan Act (ARPA), as authorized in Ord. 2021-334. These ARPA funds will be used to fund the first year of this agreement, while the extension will be funded with City funding due to Treasury funding deadlines for expenditures.

The Peacemaker Fellowship® program is a transformative mentoring program which enrolls the highest risk individuals into a high-touch, personalized and structured cohort for a 12-month period. A program evaluation component was provided for the first two years of program operation through a contract with Advance Peace, who partnered with Dr. Jason Corburn, PhD. Going forward the City will enter into a direct agreement for program evaluation services with Jason Corburn.

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-193

Ordinance No. 2024-286  
(Int. No. 353)

**Authorizing an agreement relating to the Peacemaker Fellowship 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 Dr. Jason Corburn, PhD for data analysis and program evaluation of the Peacemaker Fellowship program. The term of the agreement shall be one year with the option to renew for one additional year. The maximum annual compensation for the agreement shall be \$60,000, which shall be funded from the 2024-25 Budget of the Office of the Mayor for the initial year and from the 2025-26 Budget of the Office of the Mayor for the optional renewal period, 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:

Ordinance No. 2024-287

Re: Agreement – A Gamers Nostalgia

Council Priority: Creating and Sustaining a Culture of Vibrancy; Support the Creation of Effective Educational Systems

Comprehensive Plan 2034 Initiative Area: Sustaining Green and Active Systems Transmitted herewith for your approval is legislation establishing \$50,000 as maximum compensation for an agreement with Christopher James Deon Williams d/b/a A Gamers Nostalgia (1150 University Avenue, Rochester NY 14607) for coordination of developing and maintaining DRHS E Sports Program from September 2024 – August 2025 and the term of the agreement will be one year, with the option to renew for two additional one-year periods. The cost of this agreement will be funded from 2024-25 Budget of Undistributed Expenses and subsequent renewals will be funded at \$50,000 maximum annual compensation from the future Budgets of Undistributed Expenses contingent upon approval.

The E Sports industry is a rapidly emerging cultural phenomenon that has grown out of a newer generation's combined love for video games and watching great competition. It offers a fresh form of entertainment that appeals to an increasingly global audience, and has the potential to generate significant revenue over the coming years.

A Gamers Nostalgia has provided E Sports and video game tournaments to thousands of youth in Rochester. A Gamers Nostalgia has been working closely with DRHS and the Mayor's Office on a number of initiatives and programs, most recently The Mayors Tekken (an Esports event), and the 2K Invitational in June.

A Gamers Nostalgia will establish gaming clubs at R Centers, run Citywide E Sport Tournaments, and coordinate the development of a premier DRHS E Sport hub/site.

A Gamers Nostalgia was selected for these services based on our past and current collaborations and a response to the recent DRHS RFQ.

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-194

Ordinance No. 2024-287  
(Int. No. 354)

**Authorizing an agreement relating to the Department of Recreation and Human Services  
E Sports 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 Christopher James Deon Williams to coordinate the development and maintenance of the Department of Recreation and Human Services (DRHS) E Sports Program from September 2024 through August 2025. The term of the agreement shall be one year with the option to renew for two additional one-year periods. The maximum annual compensation of the agreement shall be \$50,000, which shall be funded from the 2024-25 Budget of Undistributed Expenses for the initial term and from the future years' Budgets of Undistributed Expenses for the optional renewal periods, 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:

Ordinance No. 2024-288  
Re: Crisis Intervention Services call center: Technical amendment to Ord. No. 2024-136

Council Priority: Public Safety

Rochester 2034 Initiative: Planning for Action

Transmitted herewith for your approval is legislation to correct the acronym used for the Department of Recreation and Human Services (Department). The original ordinance authorizing a professional services agreement to obtain call center services for the Crisis Intervention Services unit of the Department used the acronym "DHRM" as opposed to DRHS. This technical amendment substitutes the correct acronym, DRHS, for the incorrect acronym.

Respectfully submitted,  
Malik D. Evans  
Mayor

Ordinance No. 2024-288  
(Int. No. 355)

**Amending Ordinance No. 2024-136 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. Section 1 of Ordinance No. 2024-136, authorizing an agreement for call center services for the Crisis Intervention Services unit, is hereby amended to read 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 (~~DHRMDRHS~~). 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 ~~DHRMDRHS~~; \$200,850 for the optional second year, funded from the 2025-26 Budget of ~~DHRMDRHS~~; and \$206,875.50 for the optional third year, funded from the 2026-27 Budget of ~~DHRMDRHS~~, all contingent upon the approval of future year budgets.

Section 2. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underline.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2024-289  
Re: Agreement – Farmspread, LLC

Council Priority: Creating and Sustaining a Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area: Provide Economic Viability

Transmitted herewith is legislation authorizing an agreement with Farmspread, LLC, DE Corporation (Principal, Daniel Westervelt, P.O. box 127, Crestwood, Kentucky, 40014), for the continued provision of a market cloud service-based management platform and associated specified software support services for the Rochester Public Market and its vendors. The maximum compensation for the first year of this agreement is \$7,700. The term of this agreement will be one year with an option to extend for three additional years.

This amount may be increased in future years with the agreement of both parties but total compensation in any one year shall not exceed \$10,000. The agreement will be funded from the 2024-25 Budget of the DRHS and future Budgets of DRHS contingent upon approval.

In 2022, market and other City staff, researched providers to replace an existing proprietary market management software and accounting system. This system was outdated and could no longer be supported. Farmspread LLC, a platform that is utilized by a number of the national and international produce, farmers and flea markets, including the Eastern Market in Detroit and the Central NY Farmers Market amongst many others, was chosen to provide this service. The City entered into a one-year agreement with Farmspread in September 20, 2023, to provide this platform.

The platform greatly enhances and automates the Market's vendor billing, payment and stall assignment system, provides a dashboard of market metrics and has the capability to create for customers a real time map of participating vendors and locations and to host an online ordering and sales platform for vendors.

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-195

Ordinance No. 2024-289  
(Int. No. 356)

**Authorizing an agreement for a market management platform and software support services for the Public Market**

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 Farmspread, LLC for the continued provision of a cloud-based market management platform and associated specified software support services for the Rochester Public Market and its vendors. The term of the agreement shall be one year with the option to extend for up to three additional one-year periods. The maximum annual compensation for the first year of the agreement shall be \$7,700, which shall be funded from the 2024-25 Budget of the Department of Recreation and Human Services (DRHS). The maximum annual compensation for the optional renewal periods shall not exceed \$10,000, to be funded from future years' Budgets of DRHS, 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:

Ordinance No. 2024-290

Re: Grant Application – US Department of Commerce (USDOC) National Telecommunications & Information Administration (NTIA) – Digital Equity Competitive Grant Program

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

Comprehensive Plan 2034 Initiative Area: Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation related to the United States Department of Commerce (USDOC) National Telecommunications & Information Administration (NTIA) Digital Equity Competitive Grant Program. This legislation will:

1. Authorize the Mayor to apply for up to \$12 Million in USDOC-NTIA Digital Equity Competitive Grant Program funds; and
2. Authorize the Mayor to enter into any necessary agreement with the USDOC-NTIA for the Receipt and use of funding.

The 2022 Infrastructure Investment and Jobs Act, also known as the Bipartisan Infrastructure Law, established the \$1.25 billion Digital Equity Competitive Grant Program to address barriers to digital equity among low-income individuals, seniors, members of racial or ethnic minority groups, individuals with disabilities, and people who are learning English, among other covered populations. Disparities in digital access and literacy exacerbate existing inequalities and limit the ability of marginalized groups to fully participate in the digital economy and access essential services. The program provides funding for a range of projects that support efforts to achieve digital equity, promote digital inclusion activities, and spur greater adoption and use of broadband among covered populations.

Projects to be included in the City's application are anticipated to include, but are not limited to, expanding the wireless community broadband network within the City of Rochester; improving broadband access through libraries in all quadrants of the City; and workforce development training for jobs related to reducing the digital divide. Projects will focus on their potential to aid disadvantaged communities and populations covered by the grant program and alignment with the Rochester 2034 Comprehensive Plan's recommendations to increase access to high-speed internet.

There is a minimum 10% match required; however, USDOC-NTIA will consider waivers for communities that demonstrate financial need. The Department of Environmental Services (DES) will consider a waiver request pending review of the requirements. Applications are due September 23, 2024. Awards are expected to be made on a rolling basis from late 2024 through April 2025. Recipients are required to expend grants funds within four years of award.

Respectfully submitted,  
Malik D. Evans  
Mayor

Ordinance No. 2024-290  
(Int. No. 357)

**Authorizing an application and agreements for funding Digital Equity Competitive Grant Program initiatives**

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 U.S. Commerce Department’s National Telecommunications & Information Administration (NTIA) for a grant of up to \$12,000,000 through the Digital Equity Competitive Grant Program (Program) to fund City initiatives that promote digital equity and inclusion for those most impacted by digital divides.

Section 2. The Mayor is hereby authorized to enter into such agreement or agreements with NTIA as may be necessary for the receipt and use of Program funds in an amount of up to \$12,000,000 to fund the City digital equity initiatives that NTIA authorizes for Program funding (Program Agreement).

Section 3. If the Program Agreement requires match funding, the match shall be provided from the City Budget, the City Capital Improvement Plan or third party contributions allocated for digital equity purposes, from in-kind contributions of services or other non-cash resources, or from some combination thereof.

Section 4. The application and 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.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2024-291

Re: Blue Cross Arena Ice Plant Replacement

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 amending section 1 of Ordinance No. 2023-66, which established funding for an agreement with Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C. for architectural and engineering services related to this project, by reducing \$219,973.66 of American Rescue Plan Act (ARPA) funds authorized in Ordinance 2022-311 and replacing those funds with \$219,973.66 of 2022-23 Cash Capital.

The Blue Cross Arena at the War Memorial was constructed in the 1950’s with a major expansion in the 1990’s and other expansion work in 2020. It is home to the Rochester Americans AHL hockey team and hosts many other sports and events throughout the year. The ice plant chiller system creates and maintains the ice sheet. The system was installed in the early 1990’s and has far exceeded its operating life expectancy. Additionally, the antiquated system utilizes R 22 refrigerant

which is now discontinued. The project includes design and installation of a modern replacement ice chiller plant utilizing an allowable refrigerant type.

ARPA funding is being moved out of the Blue Cross Arena project due to the timing in which the ARPA funding needs to be encumbered in a contract. As the engineering design has progressed, numerous complex issues have been identified that require additional time and funding to resolve. Challenges include, but are not limited to, RG&E participation for upgraded electrical services to the facility, equipment availability and lead times, and review of bidding options for construction phasing.

This change in funding will ensure that the ARPA funds are best positioned to be encumbered and expended by the federally mandated deadlines of December 31, 2024 and December 31, 2026, respectively. This does not represent a cancellation of the BCA project.

Design services began in summer 2023 and is being performed in phases. The last phase is anticipated to be complete in 2025.

Respectfully submitted,  
Malik D. Evans  
Mayor

Ordinance No. 2024-291  
(Int. No. 358)

**Amending Ordinance No. 2023-66 relating to an agreement for the Blue Cross Arena at the War Memorial Ice Plant Replacement project**

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

Section 1. Ordinance No. 2023-66, Authorizing agreement for the Blue Cross Arena at the War Memorial Ice Plant Replacement project, is hereby amended to read as follows:

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C. to provide architectural and engineering services for the Blue Cross Arena at the War Memorial Ice Plant Replacement (the Project). The maximum compensation for the agreement shall be \$400,000, which shall be funded as follows:

- A. \$180,026.34 from a portion of the American Rescue Plan Act of 2021 (ARPA) funds appropriated to the Project in Ordinance No. 2022-311-; and
- B. \$219,973.66 from 2022-23 Cash Capital.

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

Section 2. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underline.

Passed unanimously.



TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2024-292

Ordinance No. 2024-293

Re: Goodman Firehouse Priority Facility Improvements

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 Goodman Firehouse Priority Facility Improvements Project. This legislation will:

1. Authorize the appropriation of American Rescue Plan Act (ARPA) funding totaling \$2,814,000 to partially finance the construction of the project; and,
2. Amend bond Ordinance No. 2024-231 which authorized the issuance of \$5,985,000 of bonds to finance a portion of the Goodman Firehouse Priority Facility Improvements project by reducing the total bonds authorized by \$2,814,000 to a total of \$3,171,000 and replacing with ARPA funds appropriated herein.

The Goodman Firehouse was constructed in 1960. The Project scope incorporates high priority facility improvements that include, but are not limited to, a small building addition to accommodate gender-neutral bathrooms and bunkrooms, building system upgrades, general facility renovation, code compliance and site improvements.

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 additional \$2,814,000 in ARPA funding is being re-appropriated from a portion of the \$3,000,000 in ARPA funds originally appropriated to the Blue Cross Arena at the War Memorial Ice Plant Replacement project in Ordinance No. 2022-311. ARPA funding is being moved from the Blue Cross Arena project because of the complex issues being addressed in the design of the project, the coordination that has to be done with RG&E, and the requirement to get ARPA funds encumbered in a contract. This change in funding will ensure that the ARPA funds are best positioned to be encumbered and expended by the federally mandated deadlines of December 31, 2024 and December 31, 2026, respectively. This does not represent a pause or a slowdown in the BCA project.

Construction is anticipated to begin in summer 2024 and be substantially complete in late 2025.

Respectfully submitted,  
Malik D. Evans  
Mayor

Ordinance No. 2024-292

(Int. No. 359)

## **Appropriating ARPA funds for the Goodman Firehouse Priority Facility Improvements**

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

Section 1. The Council hereby appropriates \$2,814,000 provided by the United States Treasury pursuant to the American Rescue Plan Act of 2021 (ARPA) to fund the Goodman Firehouse Priority Facility Improvements.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

Ordinance No. 2024-293  
(Int. No. 360)

### **Amending Bond Ordinance No. 2024-231 of the City of Rochester, New York**

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

Section 1. Bond Ordinance No. 2024-231 Bond Ordinance of the City of Rochester, New York, authorizing the issuance of \$5,985,000 Bonds of said City to finance the Goodman Firehouse Priority Facility Improvements, is hereby amended in the title and in Sections 1, 2 and 3 thereof as follows:

#### **Bond Ordinance of the City of Rochester, New York authorizing the issuance of ~~\$5,985,000~~ \$3,171,000 Bonds of said City to finance the costs of the Goodman Firehouse Priority Facility Improvements**

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 Goodman Firehouse Priority Facility Improvements which include but are not limited to a small building addition to accommodate gender neutral bathrooms and bunkrooms, building system upgrades, general facility renovation, code compliance and site improvements at the firehouse located at 736 North Goodman Street (collectively, the "Project"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$9,625,000. The plan of financing includes the issuance of ~~\$5,985,000~~ \$3,171,000 bonds of the City, which amount is hereby appropriated therefor, \$2,814,000 in American Rescue Plan Act of 2021 ("ARPA") funds appropriated in a concurrent ordinance, \$2,800,000 in United States Treasury funds provided pursuant to the American Rescue Plan Act of 2021 ("ARPA") and appropriated in Ordinance No. 2022-313, \$240,000 from 2021-22 Cash Capital, \$600,000 from 2023-24 Cash Capital and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the City in the principal amount of ~~\$5,985,000~~ \$3,171,000 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 ~~-\$5,985,000~~ \$3,171,000. This Ordinance is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 2. For the amended Bond Ordinance, the City shall remain authorized to issue bonds to finance the Project specified therein with bonds in a principal amount equal to \$3,171,000 and the financing shall proceed in all other respects in accordance with the provisions specified in the original Bond Ordinance.

Section 3. This Ordinance shall take effect immediately, and the City Clerk is hereby authorized and directed to publish a summary of the foregoing Ordinance, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in "The Daily Record," a newspaper published in Rochester, New York, having a general circulation in the City and hereby designated the official newspaper of said City for such publication.

Strikeout indicates deleted text, new text is underlined

Passed unanimously.

Councilmember Patterson introduced a motion to return Int. No. 361 to Committee, 2<sup>nd</sup> by Councilmember Lupien

Motion Failed by the following vote:

Ayes - Vice President Harris, Councilmembers Patterson, Lupien - 3.

Nays - President Meléndez, Councilmembers Gruber, Lightfoot, Martin, Monroe - 5.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2024-294

Re: Site Agreement – Livingston Energy Group

Council Priority: Creating and Sustaining a Culture of Vibrancy

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

Transmitted herewith for your approval is legislation authorizing a site agreement with Livingston Energy Group, LLC (2345 Maxon Rd. Ext. Suite 1, Schenectady, NY12308) providing license and access rights to install, own and operate Direct Current Fast Charging (DCFC) electric vehicle charging stations at Cobbs Hill Park and the Thomas P. Ryan R Center.

Livingston Energy Group (LEG) was awarded funding from the New York State Energy Research and Development Authority (NYSERDA) to install, own and operate DCFC electric vehicle charging stations in and around the greater Rochester area. DCFC charging stations provide electric vehicle owners with a “fast charging” option which, depending on the capacity of the electric vehicle, can provide an up to 80% full charge in approximately 20-30 minutes. The City provided multiple locations for LEG to consider siting the DCFC stations. Cobbs Hill and the Ryan R Center were selected by LEG because they satisfy the requirements set forth in the grant agreement between LEG and NYSERDA, which include proximity to amenities, public access, and potential for usage. At least one DCFC station was required to be located in a disadvantaged community, and it is anticipated that four (4) charging ports will be installed at each site.

No City funds are required for the installation, operation or maintenance of the DCFC stations. The term of the agreement is five (5) years, with the option to renew for consecutive five (5) year terms upon mutual consent.

Respectfully submitted,  
Malik D. Evans  
Mayor

Ordinance No. 2024-294  
(Int. No. 361)

**Authorizing an agreement related to installation of Direct Current Fast Charging electric vehicle charging stations**

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 Livingston Energy Group, LLC to provide license and access rights to install, own, and operate Direct Current Fast Charging (DCFC) electric vehicle charging stations at Cobbs Hill Park and the Thomas P. Ryan Center. The term of the agreement shall be five years with the option to renew upon mutual consent for additional five-year periods.

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 - 6.

Nays - Vice President Harris, Councilmember Patterson - 2.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2024-295

Re: Agreements – New York State Department of Health, Comprehensive Adolescent Pregnancy Prevention 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 Comprehensive Adolescent Pregnancy Prevention (Adore Crenshaw-Rucker, Administrator, NYSDOH, ESP Corning Towers, 8<sup>th</sup> floor, Room 821, Albany, NY 12237) Grant program to address unintended teen pregnancy. This legislation will:

1. Authorize a grant agreement with the New York State Department of Health (NYSDOH) for the receipt and use of an annual award of \$530,000 for the period of July 1, 2024 – June 30, 2025.
2. Appropriate \$232,876 in grant funding to the Teenage Pregnancy Prevention Special Revenue Fund. These funds will be utilized for professional services agreements (\$152,590) and to support non-personnel program expenses such as educational supplies, printing, youth development programming, and professional development (\$80,286).
3. Establish maximum compensation for agreements with the following organizations to provide related services from July 1, 2024 to June 30, 2025 to be funded by the grant appropriated herein:

Anthony Jordan Health Center	\$20,000
Society for the Protection and Care of Children	72,590
Young Women’s Christian Association (YWCA) of Rochester and Monroe County	<u>60,000</u>
TOTAL	\$152,590

The goal of this program is to significantly reduce the rate of pregnancy among teenagers in targeted areas. The attached document shows the teen birth rates from 2016 – 2022, as provided by Metro Council for Teen Potential (MCTP). The primary goals of the program are to:

- Implement evidence-based curricula in Rochester area schools
- Reduce adolescent pregnancy rates in Monroe County
- Improve high school graduation rates in Monroe County

The remaining grant funds (\$297,124) were anticipated and included in the 2024-25 Budgets of the Department of Recreation and Human Services (\$195,100) and Undistributed Expenses (\$102,100) for project personnel salaries and fringe benefit expenses.

The program has been awarded by NYSDOH for a five-year term from July 1, 2023 to June 30, 2028, authorized by Ordinance No. 2023-260. In year one of the grant (2023-24), this program served 1,307 youth.

Respectfully submitted,  
Malik D. Evans  
Mayor

**Authorizing agreements and appropriations for the Comprehensive Adolescent Pregnancy Prevention 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 City to receive and use Comprehensive Adolescent Pregnancy Prevention program (Program) grants during a five-year term of July 1, 2023 through June 30, 2028, to include \$530,000 to fund the Program for the period of July 1, 2024 through June 30, 2025.

Section 2. The sum of \$232,876 from the Program grant authorized in Section 1 is hereby appropriated to the Teenage Pregnancy Prevention Special Revenue Fund to fund the Program as follows: \$152,590 to compensate Program service providers as authorized in Section 3 herein; and \$80,286 for non-personnel Program expenses such as educational supplies, printing, youth development programming and professional development.

Section 3. The Mayor is hereby authorized to enter into a professional services agreement with each of the following organizations to provide Program services for the period of July 1, 2024 through June 30, 2025 for a maximum compensation amount specified for each provider as follows:

Anthony L. Jordan Health Corporation	\$20,000
Society for the Protection and Care of Children	\$72,590
Young Women’s Christian Association of Rochester and Monroe County	\$60,000
TOTAL	\$152,590

The agreements shall be funded from the service provider allocation of the Program grant appropriated in Section 2 herein.

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.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2024-296  
Re: Grant Application – US Department of Transportation – Reconnecting Communities Pilot Discretionary Grant Program

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

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

Transmitted herewith for your approval is legislation related to the United States Department of Transportation's (USDOT) Reconnecting Communities Pilot (RCP) Discretionary Grant Program. This legislation will:

1. Authorize the Mayor to apply for up to \$125 Million in RCP funds to advance the Inner Loop North Transformation Project; and
2. Authorize the Mayor to enter into any necessary agreement with the USDOT for the receipt and use of funding.

The 2022 Infrastructure Investment and Jobs Act, also known as the Bipartisan Infrastructure Law, established the RCP Program. Its purpose is to advance community-centered transportation connection projects, with a priority for projects that benefit disadvantaged communities, improve access to daily needs, and foster equitable development and restoration. The RCP Program provides grant funding and technical assistance for planning and capital construction to address infrastructure barriers, restore community connectivity, and improve peoples' lives.

Following the successful completion of the Inner Loop East Transformation Project in 2017, the City of Rochester has been working with its state, federal and county partners to redesign and reconstruct the remaining 1.5-mile northern section of the Inner Loop Expressway. Following an extensive community engagement process that included 10 public workshops, the City completed the Inner Loop North (ILN) Transformation Planning Study in September 2022 and identified a preferred design concept for the corridor that best meets the community's vision and needs. Overall, the ILN project seeks to consolidate ILN's travel lanes, parallel service roads, and on- and off-ramps into at-grade, traffic-calmed streets incorporating auxiliary turn lanes and on-street parking as appropriate, with safety-focused, dedicated pedestrian and bicycle facilities throughout the corridor. The project will provide a transportation network that better meets the needs of all users; reconnect neighborhoods to Rochester's downtown; and open parcels for equitable redevelopment and green space.

Per Ordinance No. 2023-192, the City entered an agreement with Stantec Consulting Services Inc. in 2023 to provide project scoping and preliminary engineering design services to advance the ILN project. A public meeting was held on March 12, 2024, to introduce the current phase of the project. A draft Project Scoping Report for ILN was released for public review and comment on August 19, 2024, the City held public meetings to present the draft report on August 21, 2024 (in person) and August 22, 2024 (virtual). The draft report indicates the cost estimate for the project has increased from an initial estimate of \$100 million in 2021 to more than \$200 million in 2028 dollars. The majority of the increase is due to construction cost escalation since the original estimate was developed, as well as project elements not identified during the Planning Study, including but not limited to improvements to sewer infrastructure, the ILN bridge over the Genesee River, and Interstate 490 within the project area. The Department of Environmental Services intends to submit an RCP capital construction grant application to continue advancing this crucial, transformative project. The City is committed to an extensive and inclusive engagement process to gather community input on preliminary design over the coming year.

RCP capital construction grants may not exceed 50% of the total cost of the project for which the grant is awarded; however, additional federal funds can be used to bring the total federal share up to

80% of the total project cost. New York State has already committed \$100 million toward the project, which could include state and federal funds. This is anticipated to help achieve the maximum federal share along with State funds also able to be counted toward the non-federal match requirement.

The submission deadline for RCP applications is Monday, September 30, 2024.

Respectfully submitted,

Malik D. Evans

Mayor

Ordinance No. 2024-296

(Int. No. 377)

**Authorizing an application for a Reconnecting Communities Pilot Discretionary Grant for the Inner Loop North Transformation 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 United States Department of Transportation (USDOT) for a grant of up to \$125,000,000 through USDOT's Reconnecting Communities Pilot Discretionary Grant program to advance the Inner Loop North Transformation Project.

Section 2. The Mayor is hereby authorized to enter into an agreement with USDOT and to execute such other documents as are necessary for the receipt and use of grant funds awarded under the Reconnecting Communities Pilot Discretionary Grant program.

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.

By Councilmember Gruber

September 24, 2024

To the Council:

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

Int. No. 362	Appropriating funds and authorizing an amendatory agreement for subrecipient monitoring and evaluation services for programs funded by the American Rescue Plan Act
Int. No. 364	Authorizing an amendatory agreement and amending the 2024-25 Budget to support the Office of Financial Empowerment



Int. No. 365	Authorizing an agreement relating to the Kiva Rochester program
Int. No. 366	Amending the 2024-25 Budget for the Children's Savings Account program
Int. No. 367	Authorizing an amendatory agreement for the Children's Savings Account program
Int. No. 368	Authorizing an agreement for the Sunday Game Tailgate event
Int. No. 369	Authorizing an agreement for the 2024 Roc Holiday Village event
Int. No. 370	Amending the 2024-25 Budget to fund Information Technology Networking Upgrades
Int. No. 371	Authorizing an agreement for a New York State Education Department for library construction grant funds
Int. No. 372	Authorizing the cancellation or refund of erroneous taxes and charges
Int. No. 378	Authorizing amendatory agreement relating to Infor Asset Management Solution licensing for the Water Bureau
Int. No. 382	Appropriating funds, amending the 2024-25 Budget and authorizing an agreement for the New American Collaborative
Int. No. 383	Local Law amending the City Charter with respect to the Director of Purchasing and Assistant Director of Purchasing offices
Int. No. 384	Amending Chapters 8, 8A, 10 and 106 of the Municipal Code with respect to the Director of Purchasing and Assistant Director of Purchasing offices

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

Int. No. 363	Appropriating funds and amending the 2024-25 Budget relating to the Financial Empowerment Center
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Respectfully submitted,  
 Mitch Gruber  
 Stanley Martin  
 Bridget Monroe  
 LaShay D. Harris (*absent for Int. No. 362*)  
 Miguel A. Meléndez, Jr.  
**BUDGET, FINANCE, & GOVERNANCE COMMITTEE**

Received, filed and published.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2024-297

Re: Appropriation - American Rescue Plan Act and Agreement Amendment, Subrecipient Monitoring and Evaluation Services

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 related to performance and compliance monitoring services for City projects and programming funded by the American Rescue Plan Act (ARPA). This legislation will:

1. Appropriate \$415,216 in ARPA funds to support monitoring and evaluation of ARPA-funded projects and subrecipients. This project is an eligible use of ARPA funding under the Final Rule Expenditure Category 7.1 Administrative Expenses.
2. Authorize an amended agreement with Bronner Group, LLC (Don Davis, Director of Professional Services, Chicago, Illinois) for continued technical assistance, subrecipient monitoring, trainings, and assistance with the annual audit. The original agreement had a term of two years and a total maximum compensation of \$454,090. The amendment shall extend the contract through March 2027 for a total new term of three years and ten months. The U.S. Treasury has issued new guidance to allow expenses for award close out such as legal, monitoring, and administrative costs, to extend to March 2027. The cost of the agreement will be increased by \$415,216 to a new total maximum compensation of \$869,306. The amended term will be funded with ARPA allocations from the 2024-25 Budget of the Mayor's Office.

The City has continued to appropriate ARPA funds for approximately 60 projects, and many of these projects utilize multiple external agencies as implementation partners or subrecipients. Bronner Group, LLC has provided technical assistance, subrecipient monitoring, site visits, and trainings for the City of Rochester since June 2023. Services provided include an inventory of subrecipients for ARPA-funded projects; quantitative and qualitative data analysis to evaluate compliance and program achievements; and regular reporting with analysis of subrecipient program achievements and impacts, and recommendations for subrecipient or program improvement where appropriate. The original agreement was authorized by Ordinance No. 2023-96.

Respectfully submitted,  
Malik D. Evans  
Mayor

Ordinance No. 2024-297  
(Int. No. 362)

**Appropriating funds and authorizing an amendatory agreement for subrecipient monitoring and evaluation services for programs funded by the American Rescue Plan Act**

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

Section 1. The Council hereby appropriates \$415,216 in funds provided to the City by the United States Treasury pursuant to the American Rescue Plan Act of 2021 (ARPA) to monitor, evaluate, and measure the results of programs funded with ARPA dollars, including those programs involving subrecipient agencies (the Project).

Section 2. The Mayor is hereby authorized to enter into an amendatory professional services agreement with Bronner Group, LLC to implement the Project. The amendatory agreement shall amend the existing agreement authorized by Ordinance No. 2023-96 to extend the term of the agreement through March 2027 and increase the total maximum compensation by \$415,216 to a new total of \$869,306. The amendatory compensation shall be funded from the 2024-25 Budget of the Office of the Mayor.

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. 2024-298

Re: Grant Agreement Amendment – Cities for Financial Empowerment

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area: Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation related to grant funding for the City's Office of Financial Empowerment. This legislation will:

- 1) Authorize an amendatory grant agreement with Cities for Financial Empowerment Fund, Inc. (Jonathan Mintz, Executive Director, 44 Wall St #1050, New York, NY). This amendment will extend the grant agreement by 7 months and authorize the receipt and use of an additional \$20,000 for the purpose of supporting the Office of Financial Empowerment.
- 2) Amend the 2024-25 Budget of the Office of the Mayor by \$20,000 for the funding from Cities for Financial Empowerment Fund as outlined above.

The original grant agreement was authorized in Ord No. 2022-179 to support the launch of the Office of Financial Empowerment. This amendatory grant agreement will provide additional funding to support the sustainability and funding strategies of the Office of Financial Empowerment with a particular focus on funding strategies for the Children Savings Account initiative.

Respectfully submitted,  
Malik D. Evans  
Mayor

Ordinance No. 2024-298  
(Int. No. 364)

**Authorizing an amendatory agreement and amending the 2024-25 Budget to support the Office of Financial Empowerment**

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

Section 1. The Mayor is hereby authorized to enter into an amendatory agreement with Cities for Financial Empowerment Fund, Inc. to support the Office of Financial Empowerment (the Project). The amendatory agreement shall amend the existing agreement authorized by Ordinance No. 2022-179 to authorize the receipt and use of an additional \$20,000 and to extend the term of the existing agreement by seven months.

Section 2. Ordinance No. 2024-200, the 2024-25 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Budget of the Office of the Mayor by \$20,000 to reflect the receipt of grant funds authorized herein, which are hereby appropriated to support 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. 2024-299

Re: Agreement - Kiva Microfunds

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area: Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation related to the Kiva Rochester program. This legislation will authorize an agreement with Kiva Microfunds (Neville Crawley, CEO, 986 Mission Street, San Francisco, California) to provide 0% interest crowdfunded small business loans to Rochester entrepreneurs. The term is three years and the maximum total compensation is \$44,000. The cost will be funded as follows: \$14,667 paid from the 2025-26 Budget of the Mayor's Office, \$14,667 paid from the 2026-27 Budget of the Mayor's Office, and \$14,666 from the 2027-28 Budget of the Mayor's Office, contingent on the future budgets' approval.

The current agreement was authorized in Ordinance No. 2022-93 and will expire December 31, 2024. Day to day operations of Kiva Rochester are performed by staff of the Office of Financial Empowerment. Kiva provides 0% interest small business loans to small businesses in Rochester that may not qualify for traditional sources of capital. Launched in 2016, Kiva Rochester has since

administered over a million dollars in loans to more than 200 small businesses. The No RFP Justification Statement is attached.

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-196

Ordinance No. 2024-299  
(Int. No. 365)

**Authorizing an agreement relating to the Kiva Rochester program**

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with Kiva Microfunds to provide 0% interest crowdfunded small business loans for Rochester entrepreneurs. The maximum compensation for the agreement shall be \$44,000, which shall be funded in the amounts of \$14,667 from the 2025-26 Budget of the Office of the Mayor (Mayor's Budget), \$14,667 from the 2026-27 Mayor's Budget, and \$14,666 from the 2027-28 Mayor's Budget, contingent on the approval of said budgets. The term of the agreement shall be three years.

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. 2024-300  
Re: 2024-25 Budget Amendment

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area: Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation related to the design and implementation of the Children's Savings Accounts (CSA). This legislation will amend the 2024-25 Budget of the Office of the Mayor by \$30,800 as a result of unspent 2023-24 grant funding from ESL. The grant funding will be used for marketing, branding, focus groups, and other necessary services as the City prepares to launch the CSA.

The original grant agreement with ESL was authorized in Ord No 2023-271. The Office of Financial Empowerment anticipates fully launching the CSA in the fall of 2025 with the next 6-12 months

focused on selecting vendors, identifying funding sources, and executing data sharing agreements to launch the CSA.

Respectfully submitted,  
Malik D. Evans  
Mayor

Ordinance No. 2024-300  
(Int. No. 366)

**Amending the 2024-25 Budget for the Children’s Savings Account program**

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

Section 1. Ordinance No. 2024-200, the 2024-25 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Budget of the Office of the Mayor by \$30,800 allocated from a portion of the funds appropriated by Ordinance No. 2023-271 to design and implement the Children’s Savings Account program.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2024-301  
Re: Agreement – Excelsior Performance Group

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area: Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation to authorize an amendatory agreement with Excelsior Performance Group LLC. (Takiyah Butler, 620 Park Avenue Unit 169, Rochester, NY) to facilitate additional community focus groups and provide technical assistance related to the design of Rochester’s Children Savings Account program. The original agreement, authorized in Ordinance No. 2024-47 established a maximum compensation of \$50,000 and a six month term. This amendment will extend the contract by one year and increase the maximum compensation by \$50,000 for a total of \$100,000.

This amendatory agreement will be funded from the 2024-25 Budget of the Office of the Mayor utilizing a portion of the \$244,000 Children Savings Account Planning grant from ESL Foundation, authorized under Ord. 2023-271.

Excelsior Performance Group, LLC will assist the community engagement portion of the Children Savings Account planning phase. The Office of Financial Empowerment will convene community

leaders, residents, financial institutions, and community based organizations to design a city-wide Children Savings Account initiative with automatic enrollment as children enter Kindergarten.

Respectfully submitted,  
Malik D. Evans  
Mayor

Ordinance No. 2024-301  
(Int. No. 367)

**Authorizing an amendatory agreement for the Children’s Savings Account 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 Excelsior Performance Group LLC to provide additional community engagement and technical assistance to design the Children’s Savings Account program. The original agreement authorized by Ordinance No. 2024-47 shall be amended to extend the term by one year and to increase the maximum compensation by \$50,000 to a new total of \$100,000. The amendatory compensation for the agreement shall be funded from the 2024-25 Budget of the Office of the Mayor.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2024-302  
Re: Agreement – The Springut Group, Inc.- Sunday Game Tailgate  
Comprehensive Plan 2034 Initiative Area: Creating and Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation establishing \$3,000 as maximum compensation for an agreement with The Springut Group (Jeff Springut, Principal, 26 S. Goodman Street, Rochester, 14607) for sponsorship of the 2024 Sunday Game Tailgate event. The cost of the agreement will be funded from the 2024-2025 Budget of Communications. The term of the agreement will be one year.

The Sunday Game Tailgate will bring the community together to celebrate passion for the local football team. This unique event will take place in the East End neighborhood during the October 27 game (another date may be selected if weather or other circumstances require it). A portion of East Avenue will be closed for a festival-like atmosphere featuring a large screen for game viewing, a stage with live music during halftime, food trucks, vendors, and more. The event will be low-cost and open to the public.

The Springut Group, Inc. is producing the event on behalf of the East and Alex neighborhood association, the group that created the concept and whose member businesses and restaurants are in support of it. Council authorization is required for this agreement because The Springut Group already has a professional services agreement with the City for the production of the Party in the Park series.

The Sunday Game Tailgate is an event that applied for support through the annual Special Events Funding Application (SEFA) process that provides City sponsorships to events on public spaces that meet defined criteria. The City is enhancing its support of all events receiving SEFA funding with in-kind equipment rental and in-kind public safety services, which will be determined by City staff during the special event permitting and planning process.

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-197

Ordinance No. 2024-302  
(Int. No. 368)

**Authorizing an agreement for the Sunday Game Tailgate event**

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 Springut Group, Inc. for sponsorship of the 2024 Sunday Game Tailgate event. The maximum compensation for the agreement shall be \$3,000, which shall be funded from the 2024-25 Budget of Communications. The term of the agreement shall be one year.

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. 2024-303  
Re: Agreement – Jolly Roc, LLC– Roc Holiday Village event

Council Priority: Creating and Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation establishing \$60,000 as maximum compensation for an agreement with Jolly Roc, LLC (Jenna Knauf and Kelli Marsh, Principals, 351



Bay Village Drive, Rochester, 14609) for the 2024 Roc Holiday Village. The cost of the agreement will be funded from the 2024-2025 Budget of Communications. The term of the agreement will be one year.

The Roc Holiday Village, started in 2018, transforms Dr. Martin Luther King, Jr. Park into a holiday shopping and entertainment destination complex. City sponsorship will help defray operational costs and keep admission free to the Village as well as bolstering a diverse and culturally inclusive slate of holiday programming. In addition to admission, City support, along with the help of other community partners like Wegmans, will allow for the continuation of free ice skating and skate rentals, free visits and photos with Santa, and free crafts.

In 2023, the festival saw record-setting attendance of 185,000 people over 17 days. Tens of thousands of people ice skated, 2,300 took photos with Santa, 6,500 made crafts, more than 950 wrote letters to Santa, and more than 60 retail businesses and 27 food and beverage vendors were present. This year, the sixth Roc Holiday Village at Dr. Martin Luther King, Jr. Park will take place from December 6-29 and will be open 17 days.

In 2023, an agreement for \$60,000, was authorized by Ord. No 2023-221. Roc Holiday Village is an event that applied for support through the annual Special Events Funding Application (SEFA) process that provides City sponsorships to events on public spaces that meet defined criteria. The City is enhancing its support of all events receiving SEFA funding with in-kind equipment rental and in-kind public safety services, which will be determined by City staff during the special event permitting and planning process.

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-198

Ordinance No. 2024-303  
(Int. No. 369)

### **Authorizing an agreement for the 2024 Roc Holiday Village event**

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 Jolly Roc, LLC for the 2024 Roc Holiday Village event. The maximum compensation for the agreement shall be \$60,000, which shall be funded from the 2024-25 Budget of Communications. The term of the agreement shall be one year.

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. 2024-304

Re: IT Networking Upgrades – 2024-25 Budget Amendment for ARPA funds

Comprehensive Plan 2034 Initiative Area: Planning for Action

Transmitted herewith for your approval is legislation to amend the 2024-25 Budget of the Department of Information Technology by \$16,000 of ARPA funding that was unspent in the 2023-24 Budget of the Department of Technology. The funding will accommodate the expansion of the City's wireless network and additional security network infrastructure. This funding was initially authorized in Ordinance No 2022-40.

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). The initiative to replace end-of-life and soon-to-be-end-of-life network infrastructure and increase broadband capacity at R-Centers was included in the City of Rochester's Strategic Equity and Recovery Plan, shared with City Council on September 29, 2021. This Project is an eligible use of ARPA funding per the following Treasury Interim Guidelines Expenditure Category (6.1) Provision of Government Services.

The funds will be used to accommodate the continuing growth of the City of Rochester critical technology infrastructure, ensuring the ability to continue to provide sufficient, secure connectivity for residents, stakeholders, and others. Projects include replacing end-of-life video infrastructure, modernizing city network infrastructure, and an overhaul of Wi-Fi infrastructure at and near City facilities.

Respectfully submitted,  
Malik D. Evans  
Mayor

Ordinance No. 2024-304  
(Int. No. 370)

**Amending the 2024-25 Budget to fund Information Technology Networking Upgrades**

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

Section 1. Ordinance No. 2024-200, the 2024-25 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 Information Technology (IT Budget) by \$16,000, which amount is hereby appropriated from unspent funds in the 2023-24 IT Budget to fund the expansion of the City's wireless network and additional security network infrastructure.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2024-305

Re: Library Construction Grants

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 the receipt and use of New York State Education Department, Division of Library Development (NYSED) construction grant funds in the amount of \$1,599,700 for several Rochester Public Library (RPL) projects.

The Maplewood Community Library shall undergo a comprehensive renovation and expansion. The project will provide a secure outdoor play space, new parking lot (from site acquisition), new exterior fencing and lighting, separate spaces for classes and tutoring, a new community meeting room, updated restrooms, and a continuing focus on youth and family services. A building addition in the former parking area will add 2,666 square feet of public space. A new roofing system will tie the new addition to the existing structure. The renovation will also incorporate innovative materials to update the exterior and provide for a new, ADA-accessible Dewey Avenue entrance. We are requesting NYSED construction funding of \$776,500 with ARPA funding and Library debt as match. Construction began this month with completion in early 2026.

Exterior repairs, replacement and restoration of the Rundel Memorial Library building's masonry and windows, with a focus on the parapet and west façade, has been under design since 2020. The project will reconstruct and restore of critical areas of the limestone and brick masonry parapets, roofing, flashings, original bronze windows, with limited structural steel framing repairs. We are requesting NYSED construction funding of \$500,000 with ARPA funding and Library debt as match. The grant supports alternate window work on the west/river facade frontage and additional masonry repairs in the central light court. A concurrent Council transmittal requests additional debt and ARPA appropriations. Construction began in summer 2024 with completion in early 2026.

The Lincoln library roof project will provide a 10-year warrantied roof coating for the main roof and roof over the Toy Library, as well as a new curb build over the existing rooftop HVAC unit which has experienced recent leakage. The estimated cost for the project is \$248,400 and we are requesting 90% NYSED construction funding with \$24,840 in 2023-24 cash capital as match. Construction is anticipated in spring 2025.

The Rochester City School District is under an Energy Performance Contract with Wendel Energy Services, LLC at the Thomas P. Ryan Community Center/School 33 and Anna Murray Douglass Academy/School 12. The Sully branch library and Douglass Community Library, respectively, have participated in the design process to replace interior and exterior lighting at these locations as part of this energy efficiency project. The cost for the library's portion of this work is \$110,800 and we are requesting 90% NYSED construction funding with \$12,000 in 2023-24 cash capital as match. Construction is scheduled for fall 2024.

The Monroe County Library System receives a formula portion of NYSED Aid for Library Construction projects, with over \$1.7million available for member libraries in 2024-25.

Respectfully submitted,  
Malik D. Evans  
Mayor

Ordinance No. 2024-305  
(Int. No. 371)

**Authorizing an agreement for a New York State Education Department for library construction grant funds**

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 Education Department, Division of Library Development for the receipt and use of construction grant funds in the amount of \$1,599,700 to support several Rochester Public Library projects.

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. 2024-306

Re: Cancellation or Refund of Erroneous Taxes and Charges

Transmitted herewith for your approval is legislation approving the cancellation or refund of taxes and charges totaling \$224,290.11.

The property located at 16 Cairn Street was part of a combination with an adjacent property. Due to a clerical error, when processing the other special districts such as street cleaning and road plowing, the number of units for single family refuse was erroneously made the same as the other districts and put at 90 when it should have been one.

The property located at 240 East Avenue is owned by a not for profit organization and historically has been 100% tax exempt. The property is in the taxable portion of the assessment roll or Roll section 1 when it should have been in the wholly exempt section or Roll Section 8. During the reassessment, the value was increased. However, the exempt value was not increased to match the total assessed value.

The property located at 306 Alphonse Street was purchased by the Rochester Land Bank, a not for profit entity. The property was made tax exempt, but due to a clerical error, the special district charges remained on the assessment roll when they should have been deactivated.

The properties located at 298-304 Selye Terrace; 67 Gorsline Street; 28 Wren Street; and 759 Dewey Avenue are owned by Rochester Refugee Resettlement Services, a not for profit entity. They filed exemption applications in December of 2023. Due to a clerical error, the applications were filed with their renewal applications and not processed.

The properties located at 140 West Avenue; 664 South Plymouth Avenue; and 401 Seneca Manor Drive are owned by Rochester Housing Authority, a tax exempt organization. The properties are in Roll Section 1 on the assessment roll which is the taxable/partially taxable section. This is due to a portion of the assessment being taxable due to taxable cellular equipment on the property. During the reassessment, the value was increased. However, the exempt portion of the value was not increased

If these cancellations are approved, total cancellations thus far for 2023-24 will be as follows:

	<u>Accounts</u>	
City Council	10	\$224,290.11
Administrative	<u>76</u>	<u>\$35,070.04</u>
Total	86	\$259,360.15

These cancellations represent 0.09% of the tax receivables as of July 1, 2024.

Respectfully submitted,  
 Malik D. Evans  
 Mayor

Attachment No. AX-199

Ordinance No. 2024-306  
 (Int. No. 372)

**Authorizing the cancellation or refund of erroneous taxes and charges**

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

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

<b>A) S.B.L. #</b>	<b>Class</b>	<b>Address</b>	<b>Tax Year</b>	<b>Cancelled</b>
120.53-1-6.001	H	16 Cairn Street	2025	\$35,511

A. Due to a clerical error while processing the special district assessments for this parcel, the number of units assessed for a single family refuse assessment, which should have been 1, was erroneously set at 90, a number which is based on the lot's linear feet of frontage, which is the basis for setting the assessments for street cleaning and road plowing. Reducing the refuse assessment number to 1 yields the excess of \$35,511.

**SUBTOTAL A** **\$35,511.00**

<b>B) S.B.L. #</b>	<b>Class</b>	<b>Address</b>	<b>Tax Year</b>	<b>Cancelled</b>
121.25-1-31.1	N	240 East Avenue	2025	\$1,138.50

B. This property is owned by a not for profit organization and historically has been 100% tax exempt. The property is in the taxable portion of the assessment roll or Roll section 1 when it should have

been in the wholly exempt section or Roll Section 8. This is due to the fact that, during the property value reassessment, the assessed value was increased without increasing the property's exempt value to match.

**SUBTOTAL B** **\$1,138.50**

C) S.B.L. #	Class	Address	Tax Year	Cancelled
106.33-2-19	H	306 Alphonse St	2025	\$1,034.00

C. This property was purchased by the Rochester Land Bank, a not for profit entity. Upon purchase, the property was made tax exempt, but due to a clerical error, the special district charges remained on the assessment roll when they should have been deactivated.

**SUBTOTAL C** **\$1,034.00**

D) S.B.L. #	Class	Address	Tax Year	Cancelled
090.81-1-34	N	298-304 Selye Ter	2025	\$1,732.50
090.52-3-8	H	67 Gorsline Street	2025	\$2,038.88
090.80-2-17	H	28 Wren Street	2025	\$1,087.18
105.26-2-78	H	759 Dewey Avenue	2025	\$1,221.55

D. The listed properties are owned by Rochester Refugee Resettlement Services, a not for profit entity. The exemption applications in December of 2023. Due to a clerical error, the applications were filed with their renewal applications and not processed.

**SUBTOTAL D** **\$6,080.11**

E) S.B.L. #	Class	Address	Tax Year	Cancelled
120.41-1-60	N	140 West Avenue	2025	\$113,231.25
121.61-2-28	N	664 S. Plymouth Av	2025	\$24,007.50
091.48-1-12	N	401 Seneca Manor	2025	\$43,287.75

E. The listed properties are owned by the Rochester Housing Authority, a tax exempt entity. The properties are in Roll Section 1 on the assessment roll, which is the taxable/partially taxable section. This is due to the fact that a portion of the assessed value of each of these properties is taxable due to the presence of taxable cellular communications equipment on the properties' roofs. During the reassessment, the entire increase in assessed value for each parcel was categorized as taxable, when only the increase in the assessed value of the taxable cellular communications equipment should have been. The cancellation accounts for transferring the increase in assessed value for the non-cellular portion of the property from the taxable to the non-taxable category.

**SUBTOTAL E** **\$180,526.50**

**TOTAL** **\$224,290.11**

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2024-307

Re: Amendment to Appropriation - Amendatory Agreements, Infor Asset Management Solution Licensing for Water Bureau

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 related to license procurement for the first phase of the Enterprise Asset Management Mainframe Replacement Project. The first phase of this project will be utilized by the City's Water Bureau for management of service requests, dispatch, and work orders on critical water infrastructure in the City. This legislation will:

1. Authorize an amendatory agreement that adds \$212,890 to the maximum compensation of the existing Software as a Service (SaaS) agreement with Infor Public Sector, Inc. (Infor) [Kevin Samuelson, CEO, 641 Avenue of the Americas, New York, NY 10011] as authorized pursuant to Ordinance No. 2021-265 and amended in Ordinance No. 2022-361, 2023-97 and 2023-135. This amendment will modify the agreement's scope of work to provide licenses in the City's Infor Public Sector Platform for Water Bureau personnel to fulfill work orders and service requests and will increase the maximum authorized compensation of the agreement from \$2,461,729 to \$2,674,619. The term of the agreement will be unchanged, with an initial agreement date of 9/23/2021 and an expiration date of 9/22/2026. The cost of this increase will be funded as follows:
  - \$106,445 from the 2024-25 IT operating budget
  - \$106,445 from the future 2025-26 IT operating budget, contingent upon approval

These funds will be used to procure licensing in the City's Infor Public Sector Platform for forty-five users in the City's Water Bureau to fulfill work orders and service requests on City of Rochester water assets. These licenses provide staff with use of both the back-office and mobile versions of the Infor system, to allow technicians to manage work in the field as well as the office. Additional licensing requests will occur for subsequent phases of the project, including DES Building Services, Stock Inventory, and Operations and Dispatch.

Infor will provide the licenses to the City to set up user accounts in preparation for the implementation of the currently in-development solution. This solution will replace one critical Mainframe system and three Microsoft Access databases and is anticipated to launch in production by December 2024.

The balance of the appropriation will be included in future budgets of the Department of Information Technology, contingent upon their approval, for maintenance costs.

Respectfully submitted,  
Malik D. Evans  
Mayor

Ordinance No. 2024-307  
(Int. No. 378)

**Authorizing amendatory agreement relating to Infor Asset Management Solution licensing for the Water Bureau**

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 Infor Public Sector, Inc. to provide Infor Asset Management Solution licensing for the Water Bureau. The amendatory agreement shall modify the existing agreement, as originally authorized in Ordinance No. 2021-265, and subsequently amended pursuant to Ordinance No. 2022-361, Ordinance No. 2023-97 and Section 1 of Ordinance No. 2023-135, by adding to the scope of work the provision of Infor Asset Management Solution licensing and managed services to enhance the Water Bureau's to coordination and fulfillment of work orders and service requests, and by increasing the agreement's maximum compensation by \$212,890 to a new total of \$2,674,619. The amendatory compensation shall be funded in the amounts of \$106,445 from the 2024-25 Budget of Information Technology (IT Budget) and \$106,445 from the 2025-26 IT-Budget, contingent on the approval of the latter budget.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2024-308

Re: New American Collaborative – Appropriation and Professional Services Agreement

Council Priority: Creating and Sustaining a Culture of Vibrancy

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

Transmitted herewith for your approval is legislation relating to a New American Collaborative between Mary's Place Refugee Outreach, Inc. (MP) and Rochester Refugee Resettlement Services, Inc. (RRRS) to provide critical services to Rochester's immigrants and refugees from the Mary's Place outreach center located at 414 Lexington Avenue (the Collaborative). This legislation will:

- 1) Add \$25,000 to the 2024-25 Budget of the Office of the Mayor with funds appropriated from Fund Balance that this Council previously committed to Emerging Community Initiatives in Resolution No. 2024-28.
- 2) Authorize a professional services agreement with MP to work with Rochester Refugee Resettlement Services, Inc. (RRRS), as part of a New American Collaborative (Collaborative),



to evaluate and report on the need for translation services and case management amongst the New American Community in the City of Rochester. The Collaborative shall also provide direct case management and translation services for city migrants and refugees and shall provide thereafter a report to the City that summarizes the Collaborative's progress, including the number of New Americans served. The maximum compensation for the agreement will be \$25,000, funded by the 2024-25 Budget of the Office of the Mayor from the funds authorized above.

The term for the direct case management and translation services shall extend to December 31, 2024, and the deadline for providing all reporting shall be June 30, 2025.

MP has a well-established program of extended case management for refugees seeking help on an open-door basis from the Mary's Place outreach center at 414 Lexington Avenue. There are no restrictions on a client's length of residency or what primary agency referred them, which is important for people who find it difficult to make the transition to living in a new country and find themselves outside the scope of services provided by other agencies. While some client visits arise from crisis situations, such as domestic abuse or addiction, the majority of inquiries involve the loss of or denial of public benefits or school or landlord-related issues. Based on the pace of visits this year, MP and RRRS expect to service 105 clients with 514 separate visits over the agreement's approximate 3-month term.

The funding will allow RRRS to assist MP to continue the provision of extended case management services for New Americans. The funding will support the salary and benefits for a social worker employed by RRHS, who can understudy to MP's personnel who are already experienced and accredited to manage and advocate for clients seeking asylum or requiring other immigration-related services.

The City's funding also will allow Mary's Place outreach center to continue using the Language Line, a special telephone translation service that offers translators for every language that Mary's Place has encountered. This essential service is expensive. Given the demand and at \$.86/minute, the average monthly cost is approximately \$3,000.

Assisting migrants and refugees to become a part of our community serves a public purpose. Rochester is a Sanctuary City "that is welcoming and inclusive of all, is united and strengthened by our diversity and committed to upholding and protecting the civil and human rights of all individuals that come within its borders, including immigrants and refugees..." Resolution No. 2017-5. The reporting services will provide concrete, up-to-date information to help the City Administration and this Council to discern how the City can best live up to its Sanctuary City principles.

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

Mitch Gruber  
Councilmember At-Large

Ordinance No. 2024-308  
(Int. No. 382)

**Appropriating funds, amending the 2024-25 Budget and authorizing an agreement for the New American Collaborative**

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

Section 1. Ordinance No. 2024-200, the 2024-25 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Budget of the Office of the Mayor by \$25,000, which amount is hereby appropriated from a portion of the remaining Fund Balance of the 2023-24 Budget of City Council & Clerk that Council committed to emerging community needs in Resolution No. 2024-28.

Section 2. The Mayor is hereby authorized to enter into a professional services agreement with Mary's Place Refugee Outreach, Inc. (MP) to work with Rochester Refugee Resettlement Services, Inc. (RRRS), as part of a New American Collaborative (Collaborative) to evaluate and report on the need for translation services and case management amongst the New American Community in the City of Rochester. The Collaborative shall also provide direct case management and translation services for city migrants and refugees and shall provide thereafter a report to the City that summarizes the Collaborative's progress, including the number of New Americans served. The term for the direct case management and translation services shall extend to December 31, 2024, and the deadline for providing all reporting shall be June 30, 2025. The maximum compensation for the agreement shall be \$25,000, which shall be funded from the 2024-25 Budget of the Office of the Mayor.

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:

**Local Law No. XXXX (pending NYS approval)**

Ordinance No. 2024-309

Re: Director and Assistant Director of Purchasing

Transmitted herewith for your approval is legislation that changes the job title of the City's Purchasing Agent to Director of Purchasing and that acknowledges and names the position of Assistant Director of Purchasing.

The current title of Purchasing Agent comes from General City Law§ 20-a, a state statute enacted 103 years ago and not amended since. That law requires each city purchasing department or bureau to "consist of a purchasing agent, who shall be its head, and such assistants and with such salaries as the [city council] may from time to time authorize."

Director of Purchasing is a better title for the head of the City's Bureau of Purchasing because it more clearly conveys the officer's supervisory function. Indeed, many other cities in New York already have adopted the Director of Purchasing job title.

The legislation also acknowledges the establishment of the position of Assistant Director of Purchasing. Consistent with the assistant director positions for other City bureaus and departments, the legislation adds Assistant Director of Purchasing to the list of City officers who are required to file financial disclosures under the City Ethics Code.

Respectfully submitted,  
Malik D. Evans  
Mayor

Local Law No. XXXX  
(Int. No. 383)

**Local Law amending the City Charter with respect to the Director of Purchasing and Assistant Director of Purchasing offices**

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

Section 1. Chapter 755 of the Laws of 1907, entitled "An Act Constituting the Charter of the City of Rochester", as amended, is hereby further amended:

- A. By revising Section 2-18 of the City Charter, Code of Ethics, in a segment of its subsection G(1) list of City positions requiring the filing of a financial disclosure form as follows:

Parking Director  
Assistant Director of Parking  
~~Purchasing Agent~~  
Director of Purchasing  
Assistant Director of Purchasing  
Commissioner of Neighborhood and Business Development  
Neighborhood Service Centers Director

- B. By revising the following sections of City Charter Article VI, Department of Finance, to substitute "Director of Purchasing" for the phrase "Purchasing Agent" in each place that it appears therein:

§ 6-7. Bureau of Purchasing  
§ 6-33. Competition on purchases and sales.  
§ 6-34. Contracts exceeding one year.  
§ 6-36. Emergency repairs.

- C. And by revising the following section of City Charter Article XIII, Local Improvements, to substitute "Director of Purchasing" for the phrase "Purchasing Agent" in each place that it appears therein:

§13-7. Contracts for local improvements.

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

Passed unanimously.

Ordinance No. 2024-309  
(Int. No. 384)

**Amending Chapters 8, 8A, 10 and 106 of the Municipal Code with respect to the Director of Purchasing and Assistant Director of Purchasing offices**

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

Section 1. The following sections of Municipal Code Chapter 8, Department of Finance, are hereby amended by substituting “Director of Purchasing” for the phrase “Purchasing Agent” in each place that it appears therein:

§ 8-3. Fiscal agent.

§ 8-12. Purchases without competition.

§ 8-14. Sales without competition.

§ 8-25. Sale of publications.

Section 2. Municipal Code Chapter 8A, Purchasing and Property Management, is hereby amended:

A. By revising the definitions list in Section 8A-2, Definitions, as follows

**AGENCY HEADS** — The head or the deputy head of any City department, agency or commission, and shall mean the head or the deputy head of any bureau reporting directly to the Mayor.

**CITY** — The City of Rochester, New York.

**CITY COUNCIL or COUNCIL** — The Council of the City of Rochester.

**CONTRACTS** — All types of agreements and orders for the procurement or sale of supplies or services. It includes awards, notices of award, letter contract, purchase orders, leases, rentals and bills of sale.

**CONTRACTUAL SERVICES** — All public works, including the construction, repair and maintenance of buildings, roadways, equipment, machinery and other City-owned real and personal property, and also all telephone, gas, water, electric light, power, cleaning and similar services. The term shall not include professional or other personal services which are in their nature unique and not subject to competition.

**DIRECTOR OF PURCHASING** — The designated purchasing agent of the City of Rochester.

**EXCESS PROPERTY** — Any property under the control of any using agency which is not required for its needs and the discharge of its responsibilities as determined by the head thereof.

**INVITATION FOR BIDS** — Includes the advertisement for bids and all of the proposed contract documents, including any plans and specifications, instructions to bidders, proposals, contract agreements and addenda thereto.

**MINOR INFORMALITY OR IRREGULARITY IN A BID** — An informality or irregularity which is merely a matter of form and not of substance or which pertains to some immaterial or inconsequential defect or variation of a bid from the exact

requirements of the invitation for bids, the correction or waiver of which would not be prejudicial to other bidders. The defect or variation in the bid is "immaterial and inconsequential" when its significance as to price, quantity, quality or delivery is trivial or negligible when contrasted with the total cost or scope of the supplies or services being procured.

PERSON (and the masculine pronoun as used throughout this chapter) — Includes any individual, association, partnership, corporation, firm, trust, estate or other entity.

~~PURCHASING AGENT — The designated purchasing agent of the City of Rochester.~~

SUPPLIES — All supplies, materials and equipment and other personal property.

SURPLUS PROPERTY — Any excess personal property not required for the needs and the discharge of the responsibilities of all using agencies in the City government, as determined by the ~~Purchasing Agent~~ Director of Purchasing.

USING AGENCY — Any department, agency, commission, bureau, establishment or other unit in the City government which derives its support wholly or in part from the City and which uses supplies or procures contractual services.

B. By revising Section 8A-3, Purchasing Agent; powers and duties, as follows:

§ 8A-3. ~~Purchasing Agent~~ Director of Purchasing; powers and duties.

A. ~~The Purchasing Agent~~ Director of Purchasing shall have the powers and duties prescribed by law, by this chapter and by any rules or regulations as may be prescribed by the Mayor.

B. Scope of purchasing authority. ~~The Purchasing Agent~~ Director of Purchasing shall have the power and it shall be his or her duty to enter into purchase rental and lease contracts for supplies and to enter into contracts for public work and other contractual services, except professional and other personal services which are in their nature unique and not subject to competition, needed by any using agency in the City government and to sell surplus property and other personal property owned by the City.

C. ~~The Purchasing Agent~~ Director of Purchasing shall assume charge and control of, and be responsible for, the general conduct of the business of his or her office and for the faithful discharge of the duties of his or her deputy and other persons under his or her direct supervision and control. Provided he or she remains so responsible, ~~the Purchasing Agent~~ Director of Purchasing may designate the Assistant Director of Purchasing or other persons under his or her ~~the~~ direct supervision and control of the Director of Purchasing to place orders for the purchase of supplies and contractual services.

D. Except as herein provided and except for persons under the direct supervision and control of the ~~Purchasing Agent~~ Director of Purchasing, it shall be unlawful for any City officer or employee or any using agency to order the purchase of any supplies or make any contract within the purview of this chapter other than through the ~~Purchasing Agent~~ Director of Purchasing. Any purchase ordered or contract made

contrary to the provisions hereof shall not be approved by the City officials, and the City shall not be bound thereby.

E. Other powers and duties. In addition to the purchasing authority conferred in Subsection B of this section, and in addition to any other powers and duties conferred by this chapter, the ~~Purchasing Agent~~ Director of Purchasing shall:

- (1) Act to procure for the City the highest quality in supplies and contractual services at the least expense or best value to the City.
- (2) Seek to establish uniform specifications for the City where practical, so that the City may obtain favorable quantity and volume pricing.
- (3) Discourage uniform bidding and endeavor to obtain full and open competition on all purchases and sales.
- (4) Prescribe rules and regulations for the implementation of this chapter, including policies and methods relating to procurement, storage and use of goods and services.
- (5) Prescribe and maintain such forms as he or she shall find reasonably necessary to the operation of this chapter.
- (6) Cooperate with the Department of Finance so as to secure for the City the maximum efficiency in budgeting and accounting.
- (7) Maintain a list of bidders from which to seek bids for supplies, products and services.

C. By revising Section 8A-9, Negotiated contracts, as follows:

§ 8A-9. Negotiated contracts.

A. Except as provided in Subsection B of this section, contracts negotiated on behalf of the City by the ~~Purchasing Agent~~ Director of Purchasing may be of any type which in the opinion of the ~~Purchasing Agent~~ Director of Purchasing will promote the best interests of the City. The ~~Purchasing Agent~~ Director of Purchasing shall determine that the method of contracting for a negotiated contract is likely to be less costly than other methods, that the prospective vendor is responsible, that the supplies or contractual services to be provided are of the kind and quality required by the City and that the price is fair and reasonable.

B. The cost-plus-a-percentage-of-cost system of contracting shall not be used, and in the case of a cost-plus-a-fixed-fee contract, the fee shall not exceed 15% of the estimated cost of the contract, exclusive of the fee, as determined by the ~~Purchasing Agent~~ Director of Purchasing at the time of entering into such contract. The ~~Purchasing Agent~~ Director of Purchasing, the ~~Assistant Director of Purchasing~~ Assistant Director of Purchasing or ~~his or her~~ the Director's designate, shall have the right to inspect the plans and to audit the books and records of any prime contractor or subcontractor engaged in the performance of a cost or cost-plus-a-fixed-fee contract.

C. All contracts negotiated pursuant to authority contained in this section shall include a clause to the effect that the ~~Purchasing Agent~~ Director of Purchasing or his or her duly authorized representative shall until the expiration of three years after final payment have access to and the right to examine any directly pertinent books, documents, papers and records of the contractor or any of his or her subcontractors engaged in the performance of and involving transactions related to such contracts or subcontracts. Such clause may be omitted from contracts where the ~~Purchasing Agent~~

Director of Purchasing determines, after taking into account the price and availability of the property of services from other sources, that the public interest would be best served by the omission of such clause.

D. By substituting “Director of Purchasing” for the phrase “Purchasing Agent” in each place that it appears in the following sections:

- § 8A-4 Requisitions and estimates.
- § 8A-5 Encumbrance of funds.
- § 8A-7 Formal contract procedure.
- § 8A-8 Open market procedure for purchases and sales.
- § 8A-10 Performance and payment security.
- § 8A-11 Storerooms.
- § 8A-12 Emergency purchases.
- § 8A-13 Inspections and testing.
- § 8A-14 Cooperative purchasing.
- § 8A-15 Excess property.
- § 8A-16 Exchange of surplus property.
- § 8A-17 Disposal of surplus property.

Section 3. Municipal Code Chapter 10, Improvements, Municipal and Local, is hereby amended by substituting “Director of Purchasing” for the phrase “Purchasing Agent” in each place that it appears in the following sections:

- § 10-13. Extra work.
- § 10-26. Compliance with Labor Law.

Section 4. Municipal Code Chapter 106, Telecommunications in the Right-Of-Way, is hereby amended by substituting “Director of Purchasing” for the phrase “Purchasing Agent” in Section 106-21, Abandonment of telecommunications facilities and accessory equipment.

Section 5. This ordinance shall take effect on July 1, 2017 or on the effective date of an accompanying local law that changes the titles and responsibilities of certain Department of Neighborhood and Business Development officials as provided herein, whichever occurs later.

Passed unanimously.

By Councilmember Lightfoot  
September 24, 2024

To the Council:

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

- Int. No. 373 Amending the 2024-25 Budget to carry over unspent grant funds for the Police Department
- Int. No. 374 Authorizing an agreement for a Law Enforcement Technology Grant

Int. No. 375 Authorizing a grant agreement, appropriating matching funds and amending the 2024-25 Budget for the 2023 Assistance to Firefighters Grant Program

Respectfully submitted,  
 Willie J. Lightfoot  
 Mitch Gruber  
 Mary Lupien  
 Stanley Martin (*voted against Int. No. 374*)  
 Bridget Monroe  
 Michael A. Patterson  
 Kimberly Smith (*absent*)  
 LaShay D. Harris  
 Miguel A. Meléndez, Jr.  
**PUBLIC SAFETY COMMITTEE**

Received, filed & published.

TO THE COUNCIL  
 Ladies and Gentlemen:

Ordinance No. 2024-310  
 Re: Budget Amendment – 2024-25 Budget of the Police Department and Undistributed

Council Priority: Public Safety

Transmitted herewith for your approval is legislation amending the 2024-25 Budget of the Police Department by \$181,200 and Undistributed by \$35,300 to reflect the balance of carryover funds from existing grants. The funds are itemized below, and will be used for their original intended purpose.

<b>GRANT</b>	<b>RPD Carryover</b>	<b>Undist. Carryover</b>
Pedestrian Safety Grant – 4th year	\$44,000	\$0
Improving Criminal Justice Response to Domestic Violence, Dating Violence, Sexual Assault, and Stalking Grant – more than 10 years	\$7,600	\$2,800
FY2022 State Law Enforcement Terrorism Prevention Program grant – 9th year	\$8,600	\$3,100
2024 Stop DWI – over 10 years	\$8,200	\$2,800
2024 High Visibility Engagement Campaign – more than 10 years	\$4,400	\$0
Project Safe Neighborhoods	\$73,400	\$26,600
Lyell Otis	\$35,000	\$0
<b>Total</b>	<b>\$181,200</b>	<b>\$35,300</b>

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



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

The State Law Enforcement Terrorism Prevention Program grant is used to enhance and maintain the capabilities of the Police Department’s special teams. These funds will be used to pay for overtime and fringe for officers to participate in departmental training conducted by the SWAT team.

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

The High Visibility Engagement Campaign grant provides overtime for police officers and, as necessary, for police experts to detect drug abuse in drivers during busy seasons and holiday weekends.

Project Safe Neighborhoods provides funds for police overtime which will be used on efforts to intervene in violent retaliatory gang-involved disputes.

The Lyell Otis Neighborhood Safety Improvement Project provides funds for police overtime to conduct security surveys with businesses and residents in the neighborhood and fund improvements in lighting and other structural or environmental changes to enhance security.

Respectfully submitted,  
 Malik D. Evans  
 Mayor

Ordinance No. 2024-310  
 (Int. No. 373)

**Amending the 2024-25 Budget to carry over unspent grant funds for the Police Department**

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

Section 1. Ordinance No. 2024-200, the 2024-25 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Budget of the Police Department by the sum of \$181,200, and by increasing the revenue estimates and appropriations to the Budget of Undistributed Expenses by the sum of \$35,300, which amounts are hereby appropriated from unspent grant and project funds appropriated in previous budgets as shown below. Said funds shall be used for their original purposes.

<b>GRANT</b>	<b>RPD Carryover</b>	<b>Undist. Carryover</b>
Pedestrian Safety Grant – 4 <sup>th</sup> year	\$44,000	\$0
Improving Criminal Justice Response to Domestic Violence, Dating Violence, Sexual Assault, and Stalking Grant – more than 10 years	\$7,600	\$2,800
FY2022 State Law Enforcement Terrorism Prevention Program grant – 9 <sup>th</sup> year	\$8,600	\$3,100

2024 Stop DWI – over 10 years	\$8,200	\$2,800
2024 High Visibility Engagement Campaign – more than 10 years	\$4,400	\$0
Project Safe Neighborhoods	\$73,400	\$26,600
Lyell Otis	\$35,000	\$0
<b>Total</b>	<b>\$181,200</b>	<b>\$35,300</b>

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2024-311

Re: Grant Agreement – New York State Division of Criminal Justice Services, Law Enforcement Technology grant

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation authorizing an agreement with the New York State Division of Criminal Justice Services for the receipt and use of \$10,000,000 for a Law Enforcement Technology (LETECH) grant.

This grant will be used to purchase new technology and to upgrade existing systems. The largest expenditure will be a complete upgrade and overhaul of the aged “blue-light” surveillance camera system. Equipment and technology to be purchased, including estimated costs are:

- \$8,000,000 – Blue light camera system overhaul/upgrade
- \$480,000 – Portable personnel towers for festival and event monitoring
- \$465,000 – Body-worn camera Digital Evidence Management System (DEMS) integration with CAD (Hexagon) and RMS (New World) and DEMS enhancements
- \$250,000 – Portable camera light towers
- \$250,000 – Shotspotter system
- \$180,000 – Bucket truck for blue light camera installation and maintenance
- \$90,000 – Unmanned aerial vehicles (drones)
- \$75,000 – Laptop computers
- \$55,000 – Risk Terrain Modeling software for hotspots identification
- \$40,000 – Crash data retrieval kit and software
- \$40,000 – Silent radio alarms for motor vehicle thefts and burglaries
- \$35,000 – Forensic analysis software and training
- \$35,000 – Video enhancing software
- \$5,000 – 3D printer for camera housings

This is the first time RPD has received this grant. No matching funds are required. The City’s application was approved in Ordinance No. 2023-343.

The term of the agreement is April 1, 2024 through March 31, 2025, but there is no term limit on fund expenditures.

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-200

Ordinance No. 2024-311  
(Int. No. 374)

**Authorizing an agreement for a Law Enforcement Technology Grant**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the New York State Division of Criminal Justice Services for the receipt and use of a Law Enforcement Technology grant in the amount of \$10,000,000, which is hereby appropriated to purchase new technology and upgrade existing systems utilized by the Rochester Police Department. The term of the agreement shall be April 1, 2024 through March 31, 2025.

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

Section 3. This ordinance shall take effect immediately.

Passed by the following vote:

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

Nays - Councilmembers Lupien, Martin - 2.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2024-312

Re: Grant Agreement and Budget Amendment – 2023 Assistance to Firefighters Grant Program

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the Assistance to Firefighters Grant project. This legislation will:

1. Authorize the receipt and use of a \$710,318.39 grant from the Federal Emergency

Management Agency (FEMA) for the 2023 Assistance to Firefighters Grant Program to support the Rochester Fire Department Officer and Instructor Authorization projects. The term of the grant will be from July 15, 2024 to July 14, 2026.

2. Amend the 2024-25 budget of the Rochester Fire Department by \$500,000 to reflect the grant received herein.
3. Amend the 2024-25 budget of the Rochester Fire Department by transferring \$71,000 from Contingency funds to the Fire Department budget for the required 10% local matching funds.

The purpose of the Assistance to Firefighters Grant program is to protect the health and safety of the public and firefighting personnel against fire and fire-related hazards. The last time the Rochester Fire Department was awarded an Assistance to Firefighters Grant Program Award to assist with training overtime was in 2015.

This Grant will benefit the Rochester Fire Department with overtime and backfill funds to support professional development training in the following topics:

- Officer Development Training, including Fire Officer 1, Fire Instructor 1, Fire Investigation for the Line Officer and Tactical Fire Ground Simulations.
- Instructor Development Training for NYS Instructor Authorizations to ensure future RFD Recruit Class Programs.

Funding for benefits are not included as part of this grant award. The remaining grant award funds totaling \$210,318.39 are anticipated and included in the 2025-26 budget of the Rochester Fire Department.

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-201

Ordinance No. 2024-312  
(Int. No. 375)

**Authorizing a grant agreement, appropriating matching funds and amending the 2024-25 Budget for the 2023 Assistance to Firefighters 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 Federal Emergency Management Agency (FEMA) for the receipt and use of \$710,318.39 in funding through the 2023 Assistance to Firefighters Grant Program to support professional development training for Rochester Fire Department personnel and recruits (the Program). The agreement shall obligate the City to appropriate \$71,031.84 of its funds to the Program as a 10% match.

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

Section 3. Ordinance No. 2024-200, the 2024-25 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Budget of the Fire Department by \$571,000, which amount is hereby appropriated to support the Program in the amounts of:

- a) \$500,000 from the FEMA grant funds authorized in Section 1 herein; and
- b) \$71,000 transferred from the Budget of Contingency to fund the City's 10% match authorized in Section 1 herein.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

By President Meléndez  
September 24, 2024

To the Council:

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

Int. No. 379 Resolution confirming the appointment of the Fire Chief

Int. No. 380 Resolution confirming the appointment of the Chief Technology Officer

Respectfully submitted,  
Miguel A. Meléndez, Jr.  
LaShay D. Harris  
Willie J. Lightfoot  
Mitch Gruber  
Mary Lupien  
Stanley Martin  
Bridget Monroe  
Michael A. Patterson  
Kimberly Smith (*absent*)

**COMMITTEE OF THE WHOLE**

Received, filed & published.

TO THE COUNCIL

Ladies and Gentlemen:

Resolution No. 2024-49

Resolution No. 2024-50

Re: Confirming appointments of Fire Chief and Chief Technology Officer

Transmitted herewith for your approval is legislation correcting a clerical error by formally reappointing Stefano Napolitano to the position of Fire Chief and Harriet Fisher to the position of Chief Technology Officer.

Both Chief Napolitano and Ms. Fisher were previously appointed to these positions by the Mayor and confirmed by City Council (in Resolution Nos. 2023-29 and 2024-38, respectively) in accordance with Charter Section 2-3. Due to a clerical oversight, however, neither Chief Napolitano nor Ms. Fisher was given notice of the need to formally take the oath of office and file an oath card with the Rochester City Clerk and, to date, have not done so. Public Officers Law Section 30 provides that an appointed office becomes vacant by operation of law where the appointee does not file an oath within 30 days of appointment. Accordingly, it is now too late for Chief Napolitano and Ms. Fisher to sign their oath cards, and they must be reappointed to their positions.

While this is a mere formalism, it is required under the law. As to the time that Chief Napolitano and Ms. Fisher have served in their positions thus far, they have both enjoyed the support of both Mayor and City Council as demonstrated by the original appointment and confirmation. Their acts in office are and shall be legitimate, as if they had held interim or acting positions before a final appointment and confirmation had taken place, which is customary.

The Law Department is working with the City Clerk's office to ensure that a similar clerical error does not occur in the future.

Respectfully submitted,  
Malik D. Evans  
Mayor

Resolution No. 2024-49  
(Int. No. 379)

### **Resolution confirming the appointment of the Fire Chief**

WHEREAS, the Mayor has appointed Stefano Napolitano to the position of Fire Chief, subject to confirmation by the City Council; and

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

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Rochester hereby confirms the appointment of Stefano Napolitano as Fire Chief.

This resolution shall take effect immediately.

Adopted unanimously.

Resolution No. 2024-50  
(Int. No. 380)

### **Resolution confirming the appointment of the Chief Technology Officer**

WHEREAS, the Mayor has appointed Harriet T. Fisher to the position of Chief Technology Officer, subject to confirmation by the City Council; and

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

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Rochester hereby confirms the appointment of Harriet T. Fisher as Chief Technology Officer.

This resolution shall take effect immediately.

Adopted unanimously.

The meeting was adjourned at 7:21pm.

HAZEL L. WASHINGTON  
City Clerk