

ROCHESTER CITY COUNCIL

REGULAR MEETING

February 18, 2020

Present –President Scott, Councilmembers Evans, Gruber, Lightfoot, Lupien, Ortiz, Patterson, Peo – 8.

President Scott requested the Council to rise for a Moment of Silence.

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

Special Recognition:

League of Women Voters -100th Anniversary

Ronald McDonald House Charities – 30th Anniversary

Retirement:

DES:

*Donna Alloco

*Teresa McEntee

*Anthony Nelson

ECD:

*Albert H. Klopf

NBD:

*Matthew McCarthy

RPD:

*Leonard Carfley III

*Steven E. Rice

*Aaron Springer

*Timothy Wright

RPL:

*Margaret Paris

**Not attending meeting*

APPROVAL OF THE MINUTES

By Councilmember Evans

RESOLVED, that the minutes of the Organizational Meeting on January 2, 2020 and the Regular Meeting on January 21, 2020 be approved as published in the official sheets of the Proceedings.

Adopted unanimously.

February 18, 2020

COMMUNICATIONS FROM THE MAYOR, COUNCIL PRESIDENT, CORPORATE OFFICERS AND OTHERS.

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

Quarterly Reports – NBD Loan and Grant Report – December 31, 2019
Quarterly Reports – Schedule of Revenue and Expenditures – December 31, 2019

The Council submits Disclosure of Interest Forms from Councilmember Gruber on Int. No. 56, Councilmember Harris on Int. No. 61, Int. No. 63 and Int. No. 64.

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

-None Presented

THE COUNCIL PRESIDENT --- RECEIVED AND FILED.

NO PUBLIC HEARINGS.

REPORTS OF STANDING COMMITTEES
AND ACTION THEREON

By Councilmember Evans
February 18, 2020

To the Council:

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

- | | |
|-------------|---|
| Int. No. 31 | Authorizing an amendatory agreement for independent legal counsel |
| Int. No. 32 | Amending Bond Ordinances of the City of Rochester, New York |
| Int. No. 33 | Authorizing an agreement for a supervisory skills training program |
| Int. No. 34 | Authorizing an agreement for computer training services |
| Int. No. 35 | Authorizing an agreement for the 2020 Rochester International Jazz Festival |
| Int. No. 36 | Authorizing an agreement for the Gus Macker 3-on-3 tournament |

February 18, 2020

- Int. No. 37 Authorizing an amendatory booking and production services agreement for the 2020 Roc Summer Soul Music Festival
- Int. No. 38 Authorizing an amendatory agreement to provide for sound, lighting, staging, and power production services for the 2020 Roc Summer Soul Music Festival
- Int. No. 63 Amending Bond Ordinance No. 2020-3 to finance the costs of improvements to specified City School District schools
- Int. No. 64 Amending Bond Ordinance No. 2018-381 to finance the costs of improvements to specified City School District Schools

Respectfully submitted,
Malik Evans
LaShay D. Harris
Michael A. Patterson
Willie J. Lightfoot
Loretta C. Scott
FINANCE COMMITTEE

Received, filed and published.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2020-19
Re: Amendatory Agreement – Emery, Celli,
Brinkerhoff & Abady, LLP – Legal services
relating to PAB

Transmitted herewith for your approval is legislation establishing \$50,000 as maximum compensation for an amendatory agreement with Emery, Celli, Brinkerhoff & Abady, LLP, New York, NY (principal – Andrew Celli) for legal services relating to the pending lawsuit regarding the Police Accountability Board (PAB) legislation.

The original agreement for \$50,000 was authorized by Ordinance 2019-113 for general legal counsel regarding the PAB legislation. This amendment will increase total compensation to \$100,000. This amendatory agreement will be funded by the 2019-20 Budget of the City Council and Clerk.

A justification statement for awarding an agreement without a request for proposals is attached.

Respectfully submitted,
Loretta C. Scott
President

AT-13

Ordinance No. 2020-19
(Int. No. 31)

February 18, 2020

Authorizing an amendatory agreement for independent legal counsel

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

Section 1. Pursuant to City Charter § 5-21(D), the Council President is hereby authorized to enter into an amendatory professional services agreement with Emery Celli Brinckerhoff & Abady LLP to continue to provide independent legal counsel relating to the establishment and operation of a police accountability board. The maximum compensation for the agreement originally authorized in Ordinance 2019-113 is hereby increased by \$50,000 to a total amount of \$100,000. The amendatory compensation amount shall be funded from the 2019-20 Budget of City Council and Clerk.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-20

Re: Rescinding Authorization of Previous Bonds

City Council Priority: Deficit Reduction and Long Term Financial Stability

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

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

<u>Ordinance</u>	<u>Original Authorization</u>	<u>Amount to Deauthorize</u>	<u>Original Project</u>
2013-334	\$ 300,000	\$175,000	Water –Midtown Redevelopment
2015-044	300,000	18,000	Street -Driving Pk Bridge Prev Maint
2015-045	600,000	147,000	Bridge –Driving Pk Bridge Prev Maint
2015-233	223,000	21,000	Library –Rundel Memorial Building
2015-363	200,000	30,000	Edgerton Park Rec Center
2016-053	158,000	34,000	HVAC at City’s Indoor Pistol Range
2016-197	252,000	18,000	Street -2016 Prev Maint Group #2
2016-207	440,000	1,000	Street –Center City Two Way Conv
2016-272	650,000	89,000	Street -2016 Prev Maint Group #3
2016-311	165,000	19,000	Water -2016 Kilmar St Group
2016-340	1,111,000	155,000	Street –Cobbs Hill Dr Reconstruction
2016-341	236,000	24,000	Water –Cobbs Hill Dr Reconstruction
2016-345	261,000	24,000	Street –Street Lighting Upgrades
2016-378	78,000	22,000	Water -2016 RMR Program Phase I
2017-034	331,000	176,000	Street -2017 Prev Maint Group 5
2017-039	185,000	14,000	Campbell Rec Center Water Park
2017-095	65,000	27,000	CVMF Bldg Heat Recovery Unit
2017-183	102,000	3,000	Water –Flower City Pk & Parkdale Ter
2017-336	352,000	112,000	GVP Sewage Pump Station Replace
2018-238	327,000	22,000	Street –Street Lighting Upgrades

February 18, 2020

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

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2020-20
(Int. No.32)

Amending Bond Ordinances of the City of Rochester, New York

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby directed to reduce the principal amounts of bonds of the City that were authorized to be issued in prior Bond Ordinances as follows:

Ordinance No.	Original Authorization	Amended Authorization	Project
2013-334	\$ 300,000	\$125,000	Water –Midtown Redevelopment
2015-044	300,000	282,000	Street -Driving Pk Bridge Prev Maint
2015-045	600,000	453,000	Driving Pk Bridge Prev Maint
2015-233	223,000	202,000	Library –Rundel Memorial Building
2015-363	200,000	170,000	Edgerton Park Rec Center
2016-053	158,000	124,000	HVAC at City’s Indoor Pistol Range
2016-197	252,000	234,000	Street -2016 Prev Maint Group #2
2016-207	440,000	439,000	Street –Center City Two Way Conv
2016-272	650,000	561,000	Street -2016 Prev Maint Group #3
2016-311	165,000	146,000	Water -2016 Kilmar St Group
2016-340	1,111,000	956,000	Street –Cobbs Hill Dr Reconstruction
2016-341	236,000	212,000	Water –Cobbs Hill Dr Reconstruction
2016-345	261,000	237,000	Street –Street Lighting Upgrades
2016-378	78,000	56,000	Water -2016 RMR Program Phase I
2017-034	331,000	155,000	Street -2017 Prev Maint Group 5
2017-039	185,000	171,000	Campbell Rec Center Water Park
2017-095	65,000	38,000	CVMF Bldg Heat Recovery Unit
2017-183	102,000	99,000	Water –Flower City Pk & Parkdale Ter
2017-336	352,000	240,000	GVP Sewage Pump Station Replace

February 18, 2020

2018-238 327,000 305,000 Street –Street Lighting Upgrades

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

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

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Re: Ordinance No. 2020-21
Agreement – The Jackman Group, LLC.,
Supervisory Skills Training Programs

Council Priority: Jobs and Economic
Development

Comprehensive Plan 2034 Initiative Area:
Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation establishing \$170,000 as maximum compensation for an agreement with The Jackman Group, LLC. (Patrick Jackman, Principal) of Brockport, New York, for the design and delivery of a supervisory skills training program for approximately 150 City employees hired or promoted into first and second line supervisory positions and a series of professional development workshops to serve as a next-level of supervisory skills training for supervisors who have completed the initial supervisor skills training program. The term of the agreement will be for three (3) years and will be funded from the 2019-20 (\$28,334), 2020-21 (\$56,666), 2021-22 (\$56,666) and 2022-23 (\$28,334) Budgets of Undistributed Expenses, contingent upon approval of future budgets.

Since 2012, the City has required all employees in first and second line supervisory positions to complete supervisor skills training. To date, 281 employees have completed this training. Training modules include, but are not limited to, leadership development, supervising a diverse team/workforce, effective time management, delegating, decision-making and problem-solving, coaching for supervisors, effective communication, developing high performing employees, establishing and achieving desired performance goals, and assessing employee performance and development. In addition, employees within this program will receive training by City staff on relevant City policies and procedures of labor relations, grievance and disciplinary procedures, sexual harassment and workplace violence, employee safety, civil service.

This will be the first time that The Jackman Group, LLC. has provided this service for the City and were selected through a request for proposal process described in the attached summary.

February 18, 2020

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AT-14

Ordinance No. 2020-21
(Int. No. 33)

Authorizing an agreement for a supervisory skills training program

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with The Jackman Group, LLC for the design and delivery of a supervisory skills training program. The maximum compensation for the agreement shall be \$170,000, which shall be funded by \$28,334 from the 2019-20 Budget of Undistributed Expenses, \$56,666 from the 2020-21 Budget of Undistributed Expenses, \$56,666 from the 2021-22 Budget of Undistributed Expenses, and \$28,334 from the 2022-23 Budget of Undistributed Expenses, contingent upon the latter three budgets' approval. The term of the agreement shall be three years.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2020-22
Re: Agreement – Logical Operations, Inc.,
Computer Training Services

Council Priority: Jobs and Economic
Development

Comprehensive Plan 2034 Initiative Area:
Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation establishing \$52,500 as total maximum compensation for an agreement with Logical Operations, Inc., (Zev Rosenthal, CEO) of Rochester, New York, to provide in-class computer training for City employees. The term of the agreement will be for three (3) years and will be funded from the 2019-20 (\$8,750), 2020-21 (\$17,500), 2021-22 (\$17,500) and 2022-23 (\$8,750) Budgets of Undistributed Expenses, contingent upon approval of future budgets.

Logical Operations, Inc. has provided computer training to City staff since 2010 and is the only local vendor that provides instructor led, on-site customized computer training classes, and is therefore a local sole-source provider of these services. Training topics include multiple levels of Microsoft Office applications, e.g., Excel, Power Point and Outlook as well as Adobe Photoshop. Participants receive a training book with detailed lessons of the class and also have access to a variety of online training

February 18, 2020

resources during and following completion of the classes. Participants are also allowed a second training class on the same topic free of charge within six months of their original training.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AT-15

Ordinance No. 2020-22
(Int. No. 34)

Authorizing an agreement for computer training 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 Logical Operations, Inc. to provide computer training to City employees. The agreement shall have a three year term. The maximum total compensation for the agreement shall be \$52,500. The cost of the agreement shall be funded in the amounts \$8,750 from the 2019-20 Budget of Undistributed Expenses, \$17,500 from the 2020-21 Budget of Undistributed Expenses, \$17,500 from the 2021-22 Budget of Undistributed Expenses, and \$8,750 from the 2022-23 Budget of Undistributed Expenses, contingent upon approval of the latter three budgets.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-23

Re: Agreement - Rochester International
Jazz Festival

Council Priority: Creating and Sustaining a
Culture of Vibrancy

Transmitted herewith for your approval is legislation establishing \$243,000 as the annual maximum compensation for an agreement with Rochester International Jazz Festival LLC (principal: Marc Iacona) to designate the City of Rochester as the lead government sponsor of the 2020 Rochester International Jazz Festival (RIJF). The cost of this agreement will be funded from the 2019-20 Budget of the Bureau of Communications. The term of the agreement is one year.

The 19th annual festival will be held June 19- June 27 and will include more than 347 shows at 19 diverse indoor and outdoor city venues within walking distance of each other in the East End Cultural District. The City's contribution to the festival will underwrite free, outdoor events, including 14 headliner shows

February 18, 2020

that take place on the weekends during the festival at the East Avenue and Chestnut Street stage, Parcel 5 stage, and more than 35 regional and local shows that take place daily on the Jazz Street (Gibbs Street) stage. The Jazz Street stage includes performances by local high schools and continuing education music programs. The festival also provides an additional 30 free performances, jam sessions, and children's workshops in both indoor and outdoor venues throughout the course of the nine days. These events are designed to attract approximately 15,000-25,000 visitors each night of the festival. In the last few years, overall festival attendance estimates have been close to 200,000.

In addition to the direct city funding, the Rochester International Jazz Festival LLC will be given the opportunity to generate additional revenue to support the free public performances by offering its sponsors advertising opportunities on nearby City assets through the City's pilot asset advertising program. The festival will work closely with the City's Advertising Committee for approval on each potential advertisement and the subsequent terms of the sales. The festival will be required to remit 50% of each advertisement that it sells back to the City.

In 2019, 2018, and 2017, City Council approved agreements with the festival in each year for \$243,000 in direct funding. In 2016 and 2015, City Council approved agreements with the festival for \$175,000 in direct funding and \$68,000 in in-kind services.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AT-16

Ordinance No. 2020-23
(Int. No. 35)

Authorizing an agreement for the 2020 Rochester International Jazz Festival

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

Section 1. The Mayor is hereby authorized to enter into an agreement with Rochester International Jazz Festival LLC to designate the City as the lead government sponsor for the 2020 Rochester International Jazz Festival. The maximum compensation for the agreement shall be \$243,000, which shall be funded from the 2019-20 Budget of the Bureau 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 to be appropriate.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

February 18, 2020

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-24
Re: Agreement – Gus Macker 3-on-3
Rochester Youth Sports Foundation

Council Priority: Creating and Sustaining a
Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation establishing \$50,000 as maximum compensation for an agreement with Rochester Youth Sports Foundation (president: Anthony Jordan) to produce the fourth annual Gus Macker 3-on-3 basketball tournament in Downtown Rochester. The cost of this agreement will be financed from the 2019-20 Budget of the Bureau of Communications. The term will be for one year.

The Gus Macker 3-on-3 basketball tournament is a national tournament that began in 1987. The Tournament is designed so anyone can play: men, women, adults, and youth, experienced, or not experienced. Since 1987, more than 2.2 million players, and more than 23 million spectators have enjoyed watching this driveway-style, outdoor basketball tournament. Last year, the tournament drew more than 170 teams and 7,000 spectators. The event features more than just basketball- it produces family fun in a festival atmosphere with a youth entertainment stage and food vendors.

This is the fourth year the Gus Macker tournament will be held in Rochester. It will take place Downtown on June 13-14, 2020 near the corner of Court and Exchange streets.

The City's investment helps to cover, among other items, equipment costs, security, police services, and other site infrastructure items. The City will be recognized as a presenting sponsor on all marketing materials and the investment will also allow for 15 city-based teams to enter the tournament free of charge.

In addition to the direct city funding, the Rochester Youth Sports Foundation will be given the opportunity to generate additional revenue to support the event by offering its sponsors advertising opportunities on nearby City assets through the City's pilot asset advertising program. The event will work closely with the City's Advertising Committee for approval on each potential advertisement and the subsequent terms of the sales, and will be required to remit 50% of each advertisement that it sells back to the City.

City Council approved \$50,000 in funding for the event in 2019, 2018, and 2017.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AT-17

Ordinance No. 2020-24
(Int. No. 36)

February 18, 2020

Authorizing an agreement for the Gus Macker 3-on-3 tournament

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 in the maximum amount of \$50,000 with the Rochester Youth Sports Foundation to support the 2020 Gus Macker 3-on-3 basketball tournament in downtown Rochester. Said amount, or so much thereof as may be necessary, shall be funded from the 2019-20 Budget of the Bureau 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 to be appropriate.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-25

Re: Amendment- Xperience Live LLC

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 a current agreement with Xperience Live LLC (principal: Varick Baiyina), National Harbor, Maryland, from \$200,000 to \$225,000 to book additional regional artists and produce an enhanced version of the Roc Summer Soul Music Festival for its 25th anniversary in 2020. The cost of this amendment will be financed from the 2020-21 Budget of the Bureau of Communications, pending approval.

The original agreement with Xperience Live authorized in December 2017 via ordinance 2017-383 provided a maximum annual compensation of \$200,000. It had a term of one year with four, one year renewal options. We are currently in the third year of the agreement. This \$25,000 amendment to the agreement will be a one-time occurrence that will help to create a special celebration for the event's 25th anniversary.

The festival will take place at Frontier Field on August 28 and 29. Night one will feature local and regional talent. Day two will offer a community block party event during the day and feature free back-to-school giveaways and services. At night, the weekend's musical headliners will converge for the main anniversary concert. Local food and drink will be sold.

Roc Summer Soul Music Festival, formerly Rochester MusicFest, is a legacy event that has been a part of our community's rich festival scene for 25 years now. It began in 1995 with the intention of creating a culturally diverse, accessible music festival. Though the duration and venues have varied throughout the decades that it has been in existence, the event continues to provide the community with an opportunity to Rochesterians together to celebrate a mutual love of music.

In addition to the direct city funding, Xperience Live will be given the opportunity to generate additional revenue to support the event by offering its sponsors advertising opportunities on nearby City assets

February 18, 2020

through the City's pilot asset advertising program. The event will work closely with the City's Advertising Committee for approval on each potential advertisement and the subsequent terms of the sales. Xperience Live will be required to remit 50% of each advertisement that it sells back to the City.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AT-18

Ordinance No. 2020-25
(Int. No. 37)

Authorizing an amendatory booking and production services agreement for the 2020 Roc Summer Soul Music Festival

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

Section 1. The Mayor is hereby authorized to enter into an amendatory professional services agreement with Xperience Live LLC to provide additional booking and enhanced production services for the 2020 Roc Summer Soul Music Festival. The amendment shall increase the maximum total compensation of the existing agreement authorized by Ordinance No. 2017-383 by \$25,000 to a total amount of \$225,000. The cost of this amendment shall be funded by the 2020-21 Budget of the Bureau of Communications, contingent upon approval.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2020-26
Re: Amendment to an Agreement –
Northeastern Production Systems, Inc.,
Special Event Production Services

Council Priority: Creating and Sustaining a
Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation amending an agreement with Northeastern Production Systems, Inc., (principal: Ray DiBiase), Rochester, New York, for the sound, lighting, staging, and power production services at City-produced special events.

February 18, 2020

In December 2017, the City entered into a 5 year agreement with Northeastern Production Systems via ordinance 2017-382. Maximum compensation in year 3 (fiscal year 2020-2021) was projected to be \$120,686, but in order to provide extra sound, lighting, and staging support for the City's Roc Summer Soul Music Festival's 25th anniversary in August 2020, the planned not-to-exceed amount of \$120,686 will be increased by \$20,000 to \$140,686.

The authorized amounts for years 4 and 5 will remain the same per the original ordinance.

Funding will be available in the 2020-2021 Budget of the Bureau of Communications, pending its approval.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AT-19

Ordinance No. 2020-26
(Int. No. 38)

Authorizing an amendatory agreement to provide for sound, lighting, staging, and power production services for the 2020 Roc Summer Soul Music Festival

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

Section 1. The Mayor is hereby authorized to enter into an amendatory professional services agreement with Northeastern Production Systems, Inc., to provide additional sound, lighting, staging, and power production services for the 2020 Roc Summer Soul Music Festival. The amendment shall increase by \$20,000 the maximum compensation for the third year of the existing agreement authorized in Ordinance 2017-382 to a total amount of \$140,686. The amended compensation for the third year shall be funded by the 2020-21 Budget of the Bureau of Communications, contingent upon approval.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2020-27
Ordinance No. 2020-28
Re: Amend - Capital Improvement Program –
City School District

City Council Priority: Deficit Reduction and
Long-Term Financial Stability, Support the
Creation of Effective Educational Systems

February 18, 2020

Transmitted herewith for your approval is legislation relating to the Capital Improvement Program (CIP) of the Rochester City School District. This legislation will:

1. Authorize the issuance of an additional \$1,578,000 in bonds and appropriate the proceeds thereof to finance capital improvements to existing school buildings and support facilities in the school district.
2. Amend Ordinance 2020-3 which previously authorized \$16,380,000 of bonds to increase the bond amount by \$772,000 to a new total of \$17,152,000.
3. Amend Ordinance 2018-381 which previously authorized \$18,795,000 bonds to increase the bond amount by \$806,000 for a new total of \$19,601,000.

The additional borrowing is necessary due to higher than estimated bid pricing to complete proposed work at the Flint Street R-Center, fund playground improvements at School #20, and fund bid alternates at School of the Arts and School #46.

By City Council Policy, borrowing in any fiscal year may not exceed the principal on outstanding debt redeemed for that year. This amendment remains within the City Council Policy and does not exceed the aggregate debt limit for borrowing for the district for the 18-19 and 19-20 fiscal years. *Attachment A* is a projection of the School District debt to be repaid over the current and next four fiscal years.

For cities with dependent school districts, the NY State Constitutional Debt Limit is established at 9.0% of the 5-year average full valuation. As specified in the City Charter, Rochester splits this limit into 5.5% for the City and 3.5% for the School District. This split provides the District with a remaining borrowing capacity of \$71,806,295 (*Attachment B*).

In accordance with the City Council Policy adopted April 20, 2016, bonding for schools in the CIP will not include schools in a current phase of the Facilities Modernization Program unless for reasons of health and safety; the RCSD will use cash capital as defined by New York State Finance law.

Attachment C is a letter from the School District detailing the planned uses of the new bonds and the use of cash capital as well as a copy of the Board of Education Resolution approving the capital plan.

Attachment D is Ordinance 2020-3 which previously authorized \$16,380,000 of bonds.

The New York State Education Department, by letter dated September 18, 2019 has confirmed the RCSD has met the Maintenance of Effort (MOE) requirement for 2019-20. When the City issues this debt the repayments will be structured to the extent possible to continue meeting the MOE requirements, while remaining within the constraints of Local Finance Law.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AT-20

Ordinance No. 2020-27
(Int. No. 63)

Amending Bond Ordinance No. 2020-3 to finance the costs of improvements to specified City School District schools

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

Section 1. Ordinance No. 2020-3 authorizing the issuance of City bonds to finance improvements to specified City School District buildings is hereby amended in its title, sections 1, 2 and 3 and Exhibit A thereof as follows:

Bond Ordinance of the City of Rochester, New York authorizing the issuance of ~~\$16,380,000~~ \$17,152,000 Bonds of said City to finance the costs of improvements to specified City School District schools

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance ~~\$16,380,000~~ \$17,152,000 of the costs of the City School District 2019-20 Capital Improvement Program, including the costs of the design, renovation and improvement of the City School District schools indicated on the attached Exhibit A (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 ~~\$16,380,000~~ \$17,152,000, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of ~~\$16,380,000~~ \$17,152,000 bonds of the City to finance said appropriation and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the City in the principal amount of ~~\$16,380,000~~ \$17,152,000 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. The principal of the Bonds authorized by this Ordinance does not exceed the principal of the Bonds being redeemed on behalf of the School District during the City's 2019-20 Fiscal Year. The proceeds of the Bonds authorized herein shall not be applied to any School District facility in the current phase of the School District Facilities Modernization Program.

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 ~~\$16,380,000~~ \$17,152,000. This Ordinance is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Exhibit A
2019-20 CONSTRUCTION PROJECTS

School Name	Project Description	Budget
School #5 John Williams	Relocate and reconstruct playground. Relocate ball diamond. Repoint masonry and dean decorative stonework at front entry. Complete other BCS masonry items. Construct parking along Verona Street west of the school. Construct canopy over loading dock area. Install door from music room to adjacent Instrument storage room.	\$ 1,068,000
School #12 Anna Murray- Douglass Rec Academy	Renovations to Douglass Rec Center. This construction work is to be completed in 2021.	\$ 1,980,000

School #20 Henry Lomb	Reconstruct playground. Replace damaged precast lintels, deteriorated steel lintels and repaint masonry. Window replacement with dual glazed system and integral blinds. Mill and resurface bus drive and replace fencing at main parking lot. Replace emergency generator and relocate unit to roof of boiler room. Replace boilers, heating system zone pumps, convert pneumatic controls to electronic, replace boiler room lighting and other mechanical work within the boiler room. Replace inaccessible lights in stair towers with LED fixtures.	\$ 2,625,000 <u>\$ 2,925,000</u>
School #23 Francis Parker	Reconstruct cupola and replace original weather vane. Masonry reconstruction, building cleaning and handicap (HC) ramp railing replacement. Reconstruct front interior steps. Adjust front walk for HC accessible route. Add HC lift. Replace front doors. Window replacement with dual glazed system and integral blinds. Install HC lift for stage access on front of stage. Replace clock system. Reconstruct classroom used as a cafeteria. Provide storage area, DOH required sinks and cooler with freezer. Reconstruct Pre-K classroom with a toilet. Replace toilet partitions in boys' toilet rooms. Provide bus pull-off on Barrington Street. Provide infill of tree lawn along Milburn street at bus drop off areas.	\$ 3,117,000
School #106 RISE Community	Replace generator and relocate unit to boiler room roof. Replace PA system. Complete boiler room concrete floor, wall and roof structure reconstruction. Replace rooftop ventilators, louvers and controls. Replace pneumatic controls. Reconstruct roof structure in gym area classrooms on third floor.	\$ 970,000
School #46 Charles Carroll	Complete parking lot extension and site lighting. Replace PA system. Construct security vestibule at north entry with new HC lift. Alter front reception counter in main office. Reconstruct former locker room areas into student support service offices. Remove partition wall between former toilet rooms adjacent to library and improve for pull-out spaces. Replace stage curtains. Upgrade elevator and create exterior vestibule receiving space.	\$ 1,556,000 <u>\$ 1,797,000</u>
Rochester Early Childhood Education Center	Extend playground green space and provide additional fencing. Remove existing abandoned toilet area in basement and reconstruct area. Reconstruct second floor toilet area. Remove asbestos and reconstruct corridor wall in basement service area. Replace PA system and clocks.	\$ 1,750,000
Charlotte Campus	Redirect funds for Athletic field improvements to complete additional masonry reconstruction in various areas. Masonry repairs on grounds storage building, replace lighting, replace overhead and entry doors.	\$ 730,000
School of the Arts	Skylight base flashing reconstruction and cap plate replacement. Replace boiler, draft fans, supply and return loop pumps. Replace domestic hot water tank.	\$ 1,410,000 <u>\$ 1,641,000</u>

February 18, 2020

Joseph C. Wilson Foundation Academy	Redirect funds for Athletic field improvements from press box to athletic area toilet improvements. Replace pool filtration system. Add water fountains to 2 nd floor wings.	\$ 389,000
Service center	Replace transportation building bus lift and complete other BCS items. Replace guard booth. Replace bus wash system.	\$ 785,000
Total 2019-20 RCSD CIP Bond Request		<u>\$16,380,000</u> <u>\$17,152,000</u>

Section 2. 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.

Ordinance No. 2020-28
(Int. No. 64)

Amending Bond Ordinance No. 2018-381 to finance the costs of improvements to specified City School District schools

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

Section 1. Ordinance No. 2018-381 authorizing the issuance of City bonds to finance improvements to specified City School District buildings is hereby amended in its title, sections 1, 2 and 3 and Exhibit A thereof as follows:

Bond Ordinance of the City of Rochester, New York authorizing the issuance of ~~\$18,795,000~~ \$19,601,000 Bonds of said City to finance the costs of improvements to specified City School District schools

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 ~~\$18,795,000~~ \$19,601,000 of the costs of the City School District 2018-19 Capital Improvement Program, including the costs of the design, renovation and improvement of the City School District schools indicated on the attached Exhibit A (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 ~~\$18,795,000~~ \$19,601,000, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of ~~\$18,795,000~~ \$19,601,000 bonds of the City to finance said appropriation and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

February 18, 2020

Section 2. Bonds of the City in the principal amount of ~~-\$18,795,000~~ \$19,601,000 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. ~~The principal of the Bonds authorized by this Ordinance does not exceed the principal of the Bonds being redeemed on behalf of the School District during the City's 2018-19 Fiscal Year.~~ The proceeds of the Bonds authorized herein shall not be applied to any School District facility in the current phase of the School District Facilities Modernization Program.

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 ~~\$18,795,000~~ \$19,601,000. This Ordinance is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Exhibit A
2018-19 CONSTRUCTION PROJECTS

School Name	Project Description	Budget
School #9 / Dr. Martin Luther King Jr./Clinton-Baden Rec Center	Develop community spaces and provide secure entrance to building. Parking lot sidewalk reconstruction and doorway reconstruction for HC accessibility. Stairwell heating unit replacement. Replace pneumatic smoke dampers with electronic actuated dampers.	\$ 670,000
School #19 / Dr. Charles T. Lunsford	Flint Street Rec Center renovations for the City. This work is scheduled for 2020.	\$ 1,850,000 <u>\$ 2,656,000</u>
School #25 / Nathaniel Hawthorne	Reconstruct playground. Concrete sidewalk and exterior classroom stair replacement work. Parking lot construction and partial main lot reconstruction. Roof replacement and roof drains reconstruction. Electrical upgrades to add more receptacles. Replace windows, blinds, security screens. Rebuild and replace deteriorated structure and ornamentation at south entry. Develop hybrid kitchen.	\$ 3,760,000
School #33 / John James Audubon	Replace roof.	\$ 2,160,000
School #41 / Kodak Park	Relocate main office to create secure entrance. Renovate existing office space to a classroom. Cafeteria reconstruction/kitchen enlargement, and add toilets In adjacent area.	\$ 1,800,000
School #44 / Lincoln Park	Partial roof replacement and drain reconstruction. Masonry repairs. Fire alarm replacement. Add automatic transfer switch. Gym floor replacement.	\$ 1,930,000
School #52 Frank Fowler Dow	Masonry renovations to tower, parapets, and elevator shaft. Install new louvers, screens and door at bell tower. Selective slate roof replacement and yankee gutter reconstruction. Develop hybrid kitchen. Install cafeteria acoustics and construct accessible toilets. Install lockdown security hardware on classroom doors and rekey the building. Replace PA system.	\$ 1,625,000

February 18, 2020

School #57 / Early Childhood School of Rochester	Repair masonry step cracks and repaint under windows. Add security screens to windows.	\$ 290,000
Franklin	Sidewalk replacement. Masonry restoration on west wall of gym and window sills. Reconstruct toilets. Gym rooftop unit replacement/ relocation to balconies.	\$ 1,730,000
Wilson Foundation	Floor slab replacement. Valve replacement, VAV upgrades, replace building heat pumps, and replace domestic HW. Masonry wall cap and waterproofing.	\$ 1,740,000
District Wide - 45, 52, ECEC	Fire alarm replacement project at School #52. Fire alarm device upgrades at Early Childhood Education Center. Fire alarm device upgrades at School #45.	\$ 1,240,000
Total 2018-19 RCSD CIP Bond Request		\$18,795,000 <u>\$19,601,000</u>

Section 2. 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.

By Councilmember Patterson
February 18, 2020

To the Council:

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

- Int. No. 39 Authorizing the sale of real estate
- Int. No. 40 Authorizing agreements for the Asset Control Area program
- Int. No. 41 Authorizing a lease agreement for a portion of 835-855 West Main Street
- Int. No. 42 Resolution approving appointment to the Zoning Board of Appeals
- Int. No. 43 Authorizing a lead agency agreement between the City Council and the Mayor regarding Environmental Review
- Int. No. 44 Authorizing agreements and funding for the Cities RISE program

February 18, 2020

Respectfully submitted,
Michael A. Patterson
Mary Lupien
Jacklyn Ortiz
Willie J. Lightfoot
Loretta C. Scott
NEIGHBORHOOD & BUSINESS DEVELOPMENT COMMITTEE

Received, filed and published.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2020-29
Re: Sale of Real Estate

Council Priority: Rebuilding and
Strengthening Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

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

The properties are listed on the attached spreadsheet under the heading, I. Negotiated Sale – Vacant Land. The first property is being sold to the adjacent owner to provide additional green space. The second property is being sold to the adjacent owner who intends to construct a single family home. The purchaser intends to lease the property following construction.

The first year projected tax revenue for these two properties, assuming full taxation, current assessed valuations and current tax rates, is estimated to be \$801.

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

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AT-21

Ordinance No. 2020-29
(Int. No. 39)

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 parcels of vacant land:

Address	SBL#	Lot Size	Sq. Ft.	Price	Purchaser
297 Fourth St	106.51-2-24	40 x 120	4,800	\$425	Ben Bouiye, Jr.
1124 Genesee St	135.42-2-36	40 x 99.5	4,570	\$425	Atlas Contractors, LLC

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. 2020-30
Re: Asset Control Area Program – Agreement
Renewal

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 for the continuation of the Asset Control Area Program (ACA) program with the United States Department of Housing and Urban Development (HUD), through February 28, 2022.

The ACA program allows local government and not-for-profit developers to enter into agreements with HUD to purchase the inventory of HUD-owned residential properties at a discount in HUD designated areas. The discount allows the City to acquire properties at lower prices and reduce the amount of subsidy required for rehabilitation of each property, thus maximizing the number of vacant homes that can be addressed. The City’s ACA Program is a component of the Home Rochester Program which is managed by the Greater Rochester Housing Partnership/Rochester Housing Development Fund Corporation. A program description and a map of the census tract areas are attached.

As a condition of the agreement, the City is required to purchase all single-family properties in the HUD designated census tract areas. Once acquired, each property is fully rehabilitated and sold to first time homebuyers, who will be owner occupants and have incomes at or below 120% of the Area Median Income. The buyers must agree to live in the property for a period of 15 years.

Since the initiation of the program in 2004, 487 properties have been acquired, rehabilitated and sold to income eligible first time homebuyers. The most recent 2 year agreement was approved by City Council on

February 18, 2020

February 20, 2018, via Ordinance No. 2018-30. During the past five (5) years, 45 properties have been acquired through this program.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AT-22

Ordinance No. 2020-30
(Int. No. 40)

Authorizing agreements for the Asset Control Area program

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the United States Department of Housing and Urban Development (HUD) to permit the continued participation of the City in the Asset Control Area (ACA) program, which provides for the acquisition and redevelopment of vacant residential properties in certain HUD designated census tracts of the City. The term of the agreement may extend through February 28, 2022.

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

Section 3. The Mayor is hereby authorized to execute such other agreements and other documents as may be necessary to effectuate the agreement authorized herein.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2020-31
Re: Lease Agreement 835-855 West Main St

Council Priority: Creating and Sustaining a
Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation authorizing a lease agreement between the City and University of Rochester (Holly G. Crawford, Senior VP for Administration and Finance, Rochester, NY). The applicant will lease approximately 10,000 square feet of space in 835-855 West Main Street (Bull's Head Plaza), along with 60 parking spots. The monthly rental amount will be \$6,666.67 calculated at a rate of \$8 per square foot annually which is supported through an independent appraisal performed by Jay Loson, MAI, of Midland Appraisal Associates, Inc. as of August 2019. The term of the lease will be three

February 18, 2020

(3) years commencing January 1, 2020 and ending December 31, 2022 with an option for either party to terminate the lease early with a minimum of 12 months advance notice.

University of Rochester has occupied the space at 835 West Main Street since 1980 for the purposes of running a health care clinic in association with Monroe County Department of Public Health. The City took ownership of the property in 2018 and assumed the leases that were in place at the time of acquisition. This lease extends their use and occupancy while a suitable replacement location is found for the clinic.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AT-23

Ordinance No. 2020-31
(Int. No. 41)

Authorizing a lease agreement for a portion of 835-855 West Main Street

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

WHEREAS, the City of Rochester has received a proposal from the University of Rochester for the lease of approximately 10,000 square feet of space in Bull's Head Plaza located at 835-855 West Main Street; and

WHEREAS, the Council affirmatively finds that the proposed lease authorized herein is in the public interest because it will allow the University of Rochester to continue its long-time use of the leased space to operate a health care clinic in conjunction with the Monroe County Department of Public Health.

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

Section 1. The Mayor is hereby authorized to enter into a lease agreement with the University of Rochester for use of approximately 10,000 square feet of interior building space along with 6 parking spots per 1,000 square feet of building space in the Bull's Head Plaza located at 835-855 West Main Street. The agreement shall have a term of 3 years, with an option for either party to terminate the lease sooner upon a minimum of 12 months advance notice.

Section 2. The monthly rental amount shall be \$6,666.67.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

February 18, 2020

TO THE COUNCIL
Ladies and Gentlemen:

Resolution No. 2020-12
Re: Appointment to the Zoning Board of Appeals

Council Priority: Creating and Sustaining a Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation confirming the appointment of one full-time member to the Zoning Board of Appeals (ZBA).

Laurene Jennings, 520 East Avenue, Apt. #103, 14607 will be joining the ZBA as a full-time member. Ms. Jennings is currently an alternate on the Board and has been since 2016. She will be replacing Mimi Tilton and will serve out the remainder of Ms. Tilton's term which expires on May 31, 2020.

Ms. Jennings' resume is on file with the City Clerk.

Respectfully submitted,
Lovely A. Warren
Mayor

Resolution No. 2020-12
(Int. No. 42)

Resolution approving appointment to the Zoning Board of Appeals

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

Section 1. The Council hereby approves the appointment of Laurene Jennings, 520 East Avenue, Apt. #103, Rochester, NY 14607, to the Zoning Board of Appeals as a regular member for a term that shall expire on May 31, 2020.

Section 2. This resolution shall take effect immediately.

Adopted unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2020-32
Re: Agreement – Environmental Review Lead Agency

Council Priority: Creating and Sustaining a Culture of Vibrancy

February 18, 2020

Comprehensive Plan 2034 Initiative Area:
Planning for Action

Transmitted herewith for your approval is legislation authorizing an agreement between the City Council and the Mayor for the coordination of environmental review actions in which both parties are involved.

The requirement for environmental review of certain actions is specified by the New York State Environmental Quality Review Act, and Chapter 48 of the City Code. When more than one governmental body is involved in actions covered under these laws and associated regulations, a lead agency must be designated to conduct the review.

Since 1987 Council has authorized agreements designating the Administration as the lead agency for such actions, with the provision that gives the Council President 10 days to assume the lead agency designation, if desired.

Under the agreement, the Mayor will continue to notify the Council when an environmental review is required and that the review will be conducted by the Administration as lead agency. Upon receipt of notification, the President will advise the Council in writing of the proposed action and request comments within 10 days. The President may, within the 10-day period, notify the Mayor that the provisions of the lead agency agreement will not apply and that formal consideration of the designation of a lead agency by the Council will instead be required.

Consistent with past practice, the proposed agreement will have a term of two years.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2020-32
(Int. No. 43)

Authorizing a lead agency agreement between the City Council and the Mayor regarding Environmental Review

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

Section 1. The President of the Council is hereby authorized to enter into an agreement with the Mayor for a term of two years, to create a coordinated environmental lead agency review procedure pursuant to Article 8 of the New York State Environmental Conservation Law and Chapter 48 of the Municipal Code, for actions which involve discretionary decisions by the City Council and the Mayor.

Section 2. The agreement shall contain such additional terms and conditions as the Mayor and the City Council deem to be appropriate.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

February 18, 2020

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2020-33
Re: Cities RISE Grant

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 implementation of Phase III of the Cities RISE grant agreement with Enterprise Community Partners.

This legislation will:

- 1) Authorize an agreement with the Enterprise Community Partners, Inc. (Priscilla Almodovar, Chief Executive Officer, 1 Whitehall St 11th floor, New York, NY 10004) for the receipt and use of a \$900,000 grant. The term of the agreement is not to exceed three years.
- 2) Amend the 2019-20 Budget to reflect the receipt and use of a portion of the grant funds as follows:
 - a. Cash Capital by \$300,000 towards software to be used for the Land Management project. The software vendor will be selected this spring and the funding will be used for a future contract, which is subject to City Council approval.
- 3) Appropriate the use of the remaining grant funds as follows:
 - a. \$175,000 authorizing maximum compensation for an agreement with Rochester Refugee Resettlement Services, Inc. (Michael Coniff, Executive Director, located at 393 Lexington Avenue, 14613). A Justification Statement for not issuing an RFP is attached. The term of the agreement will be for two years.
 - b. \$200,000 as seed funds to provide hazard remediation services for privately-owned tenant-occupied properties.
 - c. \$125,000 to be included in the 2020-21 NBD Budget contingent upon its approval to be used to offset staff costs associated with the establishment of the Property Manager Licensing Program. This new program will require legislation which will be developed and presented to Council for consideration in the coming year.
 - d. \$100,000 to be included in the 2020-21 Mayor's Office Budget contingent upon its approval to be used as additional funding towards the Financial Empowerment Center.

The Cities RISE program was launched by the NYS Attorney General's Office in 2017 to build the capacity of municipalities to use data and community input to strategically transform properties affected by the housing crisis. In Phase I of the program, the City entered into an agreement with Enterprise Community Partners to obtain a subscription to Building Blocks, which is a data platform designed to integrate

disparate information. In Phase II of the program, the City was selected to participate in training, technical support, and community outreach efforts to understand local circumstances and then develop innovative strategies designed to deliver more equitable and strategic code enforcement. To carry out these efforts, the City extended the agreement with Enterprise Community Partners and entered a grant agreement with the NYS Attorney General’s Office to offset the staff cost associated with developing the application for Phase III.

In 2019, the City conducted community outreach efforts with our harder-to-reach tenant populations, and worked with IBERO, RRRS, and the Tenants’ Union in doing so. Through this effort, we developed a suite of programs designed to fill-in gaps and strengthen programs to better serve our City residents. The five program areas developed in Phase III are summarized below:

Land Management System: this project includes the development of a modern software system to replace the legacy Building Information System used primarily by the Bureau of Buildings and Zoning.

Refugee Housing Education: this project will result in the development of an innovative, in-home training program for healthy housing for refugee tenants who may be unfamiliar with North American style housing. This program includes the development of a pictorial guide and reliance on translators to ensure culturally sensitive training.

	Year 1	Year 2	Total
Guidebook, including translation	\$22,500	\$22,500	\$45,000
Cleaning materials	\$5,000	\$5,000	\$10,000
Coordinator (part-time)	\$30,000	\$30,000	\$60,000
Interpreters	\$30,000	\$30,000	\$60,000

Emergency Abatement Funding: this funding will be used in accordance with City policy to make a repair to a residential property in certain emergency situations where the property owner does not respond, and consequently, the tenant would be displaced (e.g. no heat, roof or pipe leak, electrical or water heater issues). When the City makes a repair to a dwelling unit, the costs will be billed to the owner, which if not paid will be added to their tax bill. When either the bill or the taxes are paid, the money will be replenished, and it will continue to be used to address emergency situations identified in properties.

Property Manager License: licensing property managers will increase their accountability for resolving code violations and maintaining the property. Property managers will be required to renew their license annually. The City will use Building Blocks to assess and score the property manager’s responsiveness. This information will be publically available.

Financial Empowerment Center (FEC) (working together on eviction prevention): the FEC program has four financial counsellors that provide one-on-one services to City residents. This grant will provide funding for a fifth counsellor, who will be an eviction specialist and will collaborate with the Rochester Housing Authority (RHA) to identify early warning signs for eviction (e.g. late payment).

Respectfully submitted,
 Lovely A. Warren
 Mayor

Attachment No. AT-24

February 18, 2020

Ordinance No. 2020-33
(Int. No. 44)

Authorizing agreements and funding for the Cities RISE 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 Enterprise Community Partners, Inc. for the receipt and use of Cities RISE program grant funding in the amount of \$900,000. The term of the agreement shall not exceed three years. The Mayor is hereby authorized to execute such other agreements and other documents as may be necessary to effectuate this agreement.

Section 2. Ordinance No. 2019-161, the 2019-20 Budget of the City of Rochester, as amended, is hereby further amended by increasing the 2019-20 Cash Capital allocation in the amount of \$300,000 comprised of a portion of the funds authorized in Section 1 to fund a Land Management System to replace and improve upon the City's legacy Building Information System.

Section 3. The Mayor is hereby authorized to enter into a professional services agreement with Rochester Refugee Resettlement Services, Inc. to develop an in-home healthy housing training program for refugee tenants. The maximum compensation for the agreement shall be \$175,000, which shall be funded from a portion of the grant agreement funds authorized in Section 1 herein. The term of the agreement shall be two years.

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

Section 5. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Scott, Councilmembers Evans, Gruber, Lightfoot, Ortiz, Patterson, Peo-7.

Nays - Councilmember Lupien – 1.

By Councilmember Gruber
February 18, 2020

To the Council:

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

Int. No. 45 Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$1,900,000 Bonds of said City to finance a portion of the City's 2020 Water Main Cleaning and Cement Lining Project of the Distribution System Water Main Renewal Program

February 18, 2020

- Int. No. 46 Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$600,000 Bonds of said City to finance a portion of the City's 2020 Cured in Place Pipe Project of the Distribution System Water Main Renewal Program
- Int. No. 47 Authorizing a funding agreement for the Blue Cross Arena Upgrades Project
- Int. No. 48 Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$1,000,000 Bonds of said City to finance the costs of the Blue Cross Arena Upgrades Project
- Int. No. 49 Authorizing an engineering design services agreement for the 2020 Preventative Maintenance Group 11 Project
- Int. No. 50 Authorizing an engineering design services agreement for preventative maintenance repairs to the East Main Street Bridge over CSX Transportation right-of-way
- Int. No. 51 Authorizing agreements, land acquisition and funding modifications for the East Main Street Improvement Project
- Int. No. 51A Authorizing the implementation, and funding in the first instance of 100% of the federal-aid and State "Marchiselli" Program-aid eligible costs, of a transportation federal-aid project, and appropriating funds therefor: East Main Street Reconstruction (N. Goodman Street to Culver Road)
- Int. No. 52 Authorizing an amendatory agreement for designing Police Department section offices
- Int. No. 53 Authorizing an amendatory agreement with the New York State Department of Transportation for snow and ice control
- Int. No. 54 Authorizing an amendatory agreement for the ROC the Riverway Management Entity Study
- Int. No. 55 Authorizing an agreement for the illumination of High Falls
- Int. No. 56 Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$770,000 Bonds of said City to finance the costs of the Rundel Library Structural Terrace Improvements Phase IV Project

Respectfully submitted,
Mitch Gruber
Malik Evans
Jose Peo
Willie Lightfoot
Loretta C. Scott
PARKS & PUBLIC WORKS COMMITTEE

Received, filed and published.

February 18, 2020

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2020-34
Re: Bond Authorization - 2020 Water Main
Cleaning and Cement Lining Project of
the Distribution System Water Main
Renewal Program

Comprehensive Plan 2034 Initiative Area:
Sustaining Green & Active Systems

Transmitted herewith for your approval is legislation authorizing the issuance of bonds totaling \$1,900,000 and the appropriating of funds to a portion of the 2020 Water Main Cleaning and Cement Lining Project of the Distribution System Water Main Renewal Program.

The project will rehabilitate approximately 5.2 miles of City water mains. This rehabilitation method consists of mechanically cleaning the interior of the existing water mains and installing a corrosion-resistant cement lining to restore hydraulic capacity, improve available fire flows and water quality and to extend the useful life of the mains.

The cost to rehabilitate a water main by cement lining is approximately 20% of the cost required to replace a water main.

The total cost of the project is estimated to be \$2,300,000. The \$400,000 balance will be funded by the 2019-20 Cash Capital.

Project inspection will be performed by Water Bureau personnel.

A list of the affected streets and a map of the area are attached.

Construction is scheduled to begin in spring 2020 and completed by fall 2020. This project results in the creation and/or retention of the equivalent of 25 full-time jobs.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AT-25

Ordinance No. 2020-34
(Int. No. 45)

Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$1,900,000 Bonds of said City to finance a portion of the City's 2020 Water Main Cleaning and Cement Lining Project of the Distribution System Water Main Renewal Program

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 rehabilitating, mechanically cleaning and installing an anti-corrosion lining

for approximately 5.2 miles of water mains through the City's 2020 Water Main Cleaning and Cement Lining Project of the Distribution System Water Main Renewal Program, including the mains beneath portions of those streets designated on the attached Schedule A (the "Project"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$2,300,000. The plan of financing includes the issuance of \$1,900,000 bonds of the City, which amount is hereby appropriated for the Project, \$400,000 in 2019-20 Cash Capital and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the City in the principal amount of \$1,900,000 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 \$1,900,000. 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.

Schedule A

Street	From	To	Dist. (lf)	Size (in.)
Archer St.	Selye Ter.	Selye Ter.	20	6
Archer St.	Driving Park Av.	Bryan St.	1155	8
Argo St.	Lake View Pk.	Dead End	798	8
Augustine St.	Dove St.	Conrail	892	8
Avis St.	Aster St.	Dewey Av.	1571	6
Avis St.	Dewey Av.	No. 140	392	6
Avis St.	No. 140	Primrose St.	1027	8
Bardin St.	Primrose St.	Minder St.	445	8
Bidwell St.	Driving Park Av.	Lake View Pk.	553	6
Bidwell St.	Lake View Pk.	dead end	799	8
Bidwell St.	Lake View Pk.	Lake View Pk.	33	12
Birr St.	Dove St.	Conrail	885	8
Bryan St.	No. 210	Lark St.	413	8
Desmond St.	W. Ridge Rd.	Palm St.	315	6
Dove St.	Driving Park Av.	Augustine St.	1929	8
Emerson St.	Mt. Read Blvd.	Conrail	2563	8
Kislingbury St.	Dewey Av.	Lark St.	1556	6
Knickerbocker St.	Summit Grove	Aster St.	747	6
Knickerbocker St.	Marigold St.	Summit Grove	1328	8
Lark St.	Driving Park Av.	Lake View Pk.	561	6
Lark St.	Lake View Pk.	Dead End	834	8
Luckey St.	Birr St.	Augustine St.	250	4
Marigold St.	Ridgeway Av.	Knickerbocker St.	266	8
Minder St.	Ridgeway Av.	Bardin St.	265	8
Owen St.	Minder St.	Lake Av.	585	8
Rand St.	Dewey Av.	Aster St.	1625	8
Selye Ter.	Dewey Av.	Lark St.	1544	6
Steko St.	Dewey Av.	Aster St.	1650	8
Summit Grove	Knickerbocker St.	Aster St.	863	8
Sunrise St.	Knickerbocker St.	Aster St.	250	6
Walnut St.	Rte. 490	W. Broad St.	1691	8

Totals: **27805**
4"= 250
6"= 7,509
8"= 20,013
12"= 33

Passed unanimously.

TO THE COUNCIL
 Ladies and Gentlemen:

Ordinance No. 2020-35
 Re: Bond Authorization - 2020
 Water Main Cured in Place
 Pipe Project of the Distribution
 System Water Main Renewal Program

Comprehensive Plan 2034 Initiative Area:
 Sustaining Green & Active Systems

Transmitted herewith for your approval is legislation authorizing the issuance of bonds totaling \$600,000 and appropriating the proceeds thereof to fund a portion of the 2020 Cured in Place Pipe (CIPP) Project of the Distribution System Water Main Renewal Program.

The CIPP Project will structurally rehabilitate 0.9 miles of deteriorated water mains on the following streets:

Street Name	Limits	Rehabilitation Reason
Lexington Avenue	Mt Read Boulevard to 1500' E/ Mt Read Boulevard	7 Water Main Breaks Years: 1983 - 2018
Mt Read Blvd - East Outer Drive	Lexington Avenue to Dead End South	5 Water Main Breaks Years: 1989 - 2014
Perinton Street	Ridgeway Avenue to Wheatland Street	5 Water Main Breaks Years: 2000 - 2017
Chestnut Street (Holly System)	Court St to James Street	6 Water Main Breaks Years: 2004 - 2018
Aqueduct Street (Holly System)	E. Main St to Broad Street	3 Water Main Breaks Years: 2008 - 2009

This is a trenchless rehabilitation process where a certified installer inserts a felt tube impregnated with a polymer resin into the existing water main. After the material has cured, it forms a fully structural close fitting liner pipe within the existing water main, thus extending its useful life.

The total cost of this project is estimated to be \$1,800,000. Ordinance No. 2019-15 previously authorized \$607,000 in bonds to support this project. The balance of funding will be \$300,000 from 2017-18 Cash Capital and \$293,000 from 2018-19 Cash Capital.

Construction is scheduled to begin spring 2020 and completed in fall 2020.

This project results in the creation and/or retention of the equivalent of 19 full-time jobs.

February 18, 2020

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AT-26

Ordinance No. 2020-35
(Int. No. 46)

Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$600,000 Bonds of said City to finance a portion of the City's 2020 Cured in Place Pipe Project of the Distribution System Water Main Renewal Program

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 structural rehabilitation of approximately 0.9 miles of deteriorated water mains through the City's 2020 Cured in Place Pipe Project of the Distribution System Water Main Renewal Program, including mains beneath the portions of those streets designated on the attached Schedule A (the "Project"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,800,000. The plan of financing includes the issuance of \$600,000 bonds of the City, which amount is hereby appropriated for the Project, the issuance of \$607,000 bonds of the City authorized in Ordinance No. 2019-15, \$300,000 in 2017-18 Cash Capital, \$293,000 in 2018-19 Cash Capital and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the City in the principal amount of \$600,000 are hereby authorized to be issued pursuant to the Constitution and laws of the State of New York, including the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), this Ordinance, and other proceedings and determinations related thereto.

Section 3. The City intends to finance, on an interim basis, the costs or a portion of the costs of said improvements for which bonds are herein authorized, which costs are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the City, pursuant to this Ordinance, in the amount of \$600,000. This Ordinance is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 4. The period of probable usefulness of said class of objects or purposes described in Section 1 of this Ordinance, within the limitations of 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.

Schedule A

Street Name	Limits
Lexington Avenue	Mt Read Boulevard to 1500' East of Mt Read Boulevard
Mt Read Blvd - East Outer Drive	Lexington Avenue to Dead End South
Perinton Street	Ridgeway Avenue to Wheatland Street
Chestnut Street (Holly System)	Court St to James Street

February 18, 2020

Aqueduct Street
(Holly System)

E. Main St to Broad Street

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-36

Ordinance No. 2020-37

Re: Grant Authorization – Blue Cross Arena
Upgrades Project

Council Priority: Creating and Sustaining a
Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area:
Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation related to the Blue Cross Arena Upgrades Project.
This legislation will:

- 1) Authorize the issuance of bonds totaling \$1,000,000 and the appropriation of the proceeds thereof to partially finance the Project; and,
- 2) Authorize the receipt and use of \$3,500,000 in Dormitory Authority of the State of New York (DASNY) funds for construction of Blue Cross Arena Upgrades project.

The DASNY Grant for \$3,500,000 in funds authorized herein were secured through sponsorship of Senator Joseph E. Robach and Senator Rich Funke. A DASNY Grant for \$3,500,000 was also authorized in Ordinance No. 2018-242 as secured through sponsorship of Assemblyman Harry B. Bronson and Assemblyman Joseph D. Morelle.

The estimated total cost of the project including construction, engineering and design services, and resident project representation services is \$8,702,180 and will be funded as follows:

	Design and RPR	DASNY Grant Authorized by	DASNY Grant Authorized herein	Contingency	TOTAL

February 18, 2020

		Ordinance No. 2018-242 eligible Construction Costs	eligible Construction Costs		
DASNY Grant authorized by Ordinance No. 2018-242	525,000	2,600,853		374,147	\$3,500,000
DASNY Grant Authorized herein			3,500,000		\$3,500,000
2013-14 Cash Capital	193,445				\$193,445
2014-15 Cash Capital	50,000				\$50,000
2017-18 Cash Capital			54,335		\$54,335
2018-19 Cash Capital	231,555		72,445		\$304,000
2019-20 Cash Capital			100,400		\$100,400
Debt authorized herein			501,017	498,983	\$1,000,000
TOTAL	1,000,000	2,600,853	4,228,197	873,130	\$8,702,180

DASNY grant authorized by Ordinance 2018-242 construction includes public restroom, audio-visual system, and audio system upgrades. DASNY grant authorized herein construction includes an addition along Exchange Boulevard over the underutilized exterior terraced. The first floor will be reconfigured and expanded to include new optimized office space and reception areas, and an additional locker room. The second floor will provide an expanded public concession area for an optimized fan experience.

Construction is anticipated to begin in spring 2020, with anticipated completion in spring 2022.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2020-36
(Int. No. 47)

Authorizing a funding agreement for the Blue Cross Arena Upgrades Project

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the Dormitory Authority of the State of New York (DASNY) for the receipt and use of \$3,500,000 in anticipated reimbursements from that agency to fund a portion of the costs of the Blue Cross Arena Upgrades Project.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

February 18, 2020

Ordinance No. 2020-37
(Int. No. 48)

Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$1,000,000 Bonds of said City to finance the costs of the Blue Cross Arena Upgrades Project

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance a portion of the costs of the Blue Cross Arena Upgrades Project located at One War Memorial Square, including upgrades to public restrooms and the audio-visual system, construction of an addition along Exchange Boulevard, reconfiguring the first floor to include improved office and reception areas and an additional locker room, and reconfiguring the second floor on the river side of the building to expand the public concession area (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 \$8,702,180. The plan of financing includes the issuance of \$1,000,000 in bonds of the City, which amount is hereby appropriated therefor, \$3,500,000 in anticipated reimbursements from the Dormitory Authority of the State of New York (DASNY) appropriated in Ordinance No. 2018-242, \$3,500,000 in anticipated reimbursements from DASNY appropriated in an ordinance adopted concurrently herewith, \$193,445 in 2013-14 Cash Capital, \$50,000 in 2014-15 Cash Capital, \$54,335 in 2017-18 Cash Capital, \$304,000 in 2018-19 Cash Capital, \$100,400 in 2019-20 Cash Capital, and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the City in the principal amount of \$1,000,000 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 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

February 18, 2020

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. 2020-38
Re: Agreement – CSX Transportation, Inc.,
Design Services, 2020 Preventive Maintenance
Group 11 Project (Lyell Avenue)

Council Priority: Jobs and Economic
Development

Comprehensive Plan 2034 Initiative Area:
Sustaining Green & Active Systems

Transmitted herewith for your approval is legislation which will establish \$25,000 as total maximum compensation for an agreement with CSX Transportation, Inc., (Jacksonville, Florida) for engineering design services. The cost of the agreement will be funded from 2017-18 Cash Capital.

The agreement with CSX is required to provide for engineering design services for an at-grade railroad crossing on Lyell Avenue. The term of the agreement will extend until five (5) years after project completion.

Construction is anticipated to begin in the spring of 2020 and completed in fall 2020. The agreement will result in the creation and/or retention of the equivalent of 0.3 full-time jobs.

February 18, 2020

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AT-27

Ordinance No. 2020-38
(Int. No. 49)

Authorizing an engineering design services agreement for the 2020 Preventative Maintenance Group 11 Project

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with CSX Transportation, Inc. to provide engineering design services for an at-grade railroad crossing as part of the 2020 Preventative Maintenance Group 11 Project. The maximum total compensation for the agreement shall be \$25,000 and said amount, or so much thereof as may be necessary, shall be funded from 2017-18 Cash Capital. The term of the agreement shall extend until 5 years after project completion.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2020-39
Re: Agreement – CSX Transportation, Inc.,
Design Services, East Main Street Bridge
Over CSX Trans/Amtrak

Council Priority: Jobs and Economic
Development

Comprehensive Plan 2034 Initiative Area:
Sustaining Green & Active Systems

Transmitted herewith for your approval is legislation which will establish \$25,000 as total maximum compensation for an agreement with CSX Transportation, Inc., (Jacksonville, Florida) for engineering design services. The cost of the agreement will be funded from 2018-19 Cash Capital.

February 18, 2020

The agreement with CSX is required to provide for engineering design services for preventive maintenance repairs to the East Main Street Bridge over CSX Trans/Amtrak. The term of the agreement will extend until two (2) years after project completion.

Construction is anticipated to begin in the spring of 2021 and completed in fall 2021. The agreement will result in the creation and/or retention of the equivalent of 0.3 full-time jobs.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AT-28

Ordinance No. 2020-39
(Int. No. 50)

Authorizing an engineering design services agreement for preventative maintenance repairs to the East Main Street Bridge over CSX Transportation right-of-way

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with CSX Transportation, Inc. to provide engineering design services for preventative maintenance repairs to the East Main Street Bridge over the CSX Transportation railroad right-of-way. The maximum total compensation for the agreement shall be \$25,000 and said amount, or so much thereof as may be necessary, shall be funded from 2018-19 Cash Capital. The term of the agreement shall extend until 2 years after project completion.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2020-40
Resolution No. 2020-13
Re: East Main Street Improvement Project

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

Comprehensive Plan 2034 Initiative Area:
Sustaining Green & Active Systems

Transmitted herewith for your approval is legislation related to the East Main Street Improvement Project. This legislation will:

1. Authorize the Mayor to enter into agreements with the New York State Department of Transportation (NYSDOT) necessary for the City to participate in and administer the East Main Street Improvement Project (Project); and,
2. Authorize the City to compensate NYSDOT a maximum amount of \$8,000 for Right-of-Way (ROW) acquisition and related incidental services for the project, which shall be funded with \$4,625 from 2018-19 Cash Capital, and \$3,375 from the anticipated New York State Marchiselli Aid appropriated in section 5; and,
3. Authorize acquisition and transfer of property takings from the State of New York to the City of Rochester; and,
4. Amend Section 2 of Ordinance No. 2018-103 to decrease the federal aid from \$748,258 to \$726,983; and,
5. Amend Section 3 of Ordinance No. 2018-103 to increase New York State Marchiselli Aid from \$44,524 to \$139,684; and,
6. Amend Section 1 of Ordinance No. 2018-103 to decrease 2016-2017 Cash Capital funding from \$82,596 to \$12,086 and increase anticipated reimbursements from \$792,782 to \$863,292.

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

The Project includes street reconstruction of East Main Street from North Goodman Street to Culver Road. Improvements will also include new sidewalks and curb ramps, bicycle accommodations, driveway aprons, receiving basins, water main, water services, hydrants, lighting, signals, signage, pavement markings, tree plantings, and other various streetscape improvements.

The changes will be in compliance with the City's Complete Streets Policy whereas the streets will enable safe access for all users; pedestrians, bicyclists, transit users, persons with disabilities, and motorists of all ages and abilities are able to safely move along and across City streets.

The Project is being designed by Erdman, Anthony and Associates, Inc. (Curt W. Helman, P.E., CEO, 145 Culver Road, Suite 200, Rochester, NY) (Ordinance No. 2018-103).

The properties that the New York State Department of Transportation is acquiring and transferring to the City of Rochester are summarized as follows:

- A. New York State Department of Transportation is performing property takings for the Project. The property takings for ROW dedication are needed for new ADA handicap ramps. Property acquisition information can be found in the attached table.
- B. New York State must hold onto the permanent easement for three (3) years, after which they can begin a process which involves the NYS Attorney General's Office drafting a deed to transfer the easements from the State of New York to the City of Rochester.

A public meeting was held on February 28, 2019. A copy of the public meeting minutes are attached. Another public meeting is planned for early 2020 prior to going to bid and construction.

February 18, 2020

It is anticipated the design and property acquisitions will be completed in spring 2020 and construction will begin in fall 2020 with substantial completion by fall 2022.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AT-29

Ordinance No. 2020-40
(Int. No. 51)

Authorizing agreements, land acquisition and funding modifications for the East Main Street Improvement Project

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

Section 1. The Mayor is hereby authorized to enter into agreements with the New York State Department of Transportation (NYSDOT) to participate in and administer the East Main Street Improvement Project (Project).

Section 2. The Mayor is hereby authorized to enter into an agreement with NYSDOT to provide Right-of-Way (ROW) acquisition and incidental services for the Project. The maximum compensation for the agreement shall be \$8,000, which shall be funded by \$4,625 in 2018-19 Cash Capital and \$3,375 from anticipated reimbursements from NYSDOT Marchiselli Aid appropriated in Section 3 of Ordinance No. 2018-103 and as increased in Section 5 herein.

Section 3. The Council hereby authorizes the City to accept and take title to all permanent ROW property interests that the State of New York has acquired for the Project and authorizes the Mayor to execute such deeds, agreements or other instruments as may be necessary to effectuate the acquisitions authorized herein.

Section 4. The Mayor is hereby authorized to enter into an amendatory funding agreement for the receipt and use of anticipated reimbursements from the Federal Highway Administration to fund the Project. The amendatory agreement shall amend the funding agreement authorized in Section 2 of Ordinance No. 2018-103 so as to decrease the reimbursement amount by \$21,275 to a new total of \$726,983.

Section 5. The Mayor is hereby authorized to enter into an amendatory funding agreement for the receipt and use of anticipated reimbursements of NYSDOT Marchiselli Aid to fund the Project. The amendatory agreement shall amend the funding agreement authorized in Section 3 of Ordinance No. 2018-103 so as to increase the reimbursement amount by \$95,160 to a new total of \$139,684.

Section 6. Ordinance No. 2018-103, relating to design services for the Project, is hereby revised in Section 1 to read in its entirety as follows:

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with Erdman, Anthony and Associates, Inc. for design services for the East Main Street Improvement Project (Project). Maximum compensation for the agreement shall be \$1,000,000. That amount, or so much of that amount as necessary to complete the

February 18, 2020

project, shall be funded \$19,750 from 2017-18 Cash Capital, \$104,872 from 2015-16 Cash Capital, ~~\$82,596~~ \$12,086 from 2016-17 Cash Capital, and ~~\$792,782~~ \$863,292 from the anticipated reimbursements appropriated for the Project in Sections 2 and 3 herein. The term of the agreement shall continue to 6 months after completion and acceptance of the Project.

Section 7. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined

Passed unanimously.

Resolution No. 2020-13
(Int. No. 51A)

Authorizing the implementation, and funding in the first instance of 100% of the federal-aid and State "Marchiselli" Program-aid eligible costs, of a transportation federal-aid project, and appropriating funds therefor: East Main Street Reconstruction (N. Goodman Street to Culver Road)

WHEREAS, a Project for the East Main Street Reconstruction (N. Goodman Street to Culver Road), P.I.N. 4CR0.05 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80 % Federal funds and 20 % non-federal funds; and

WHEREAS, the City of Rochester desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of design, Right-of-Way (ROW) acquisition and ROW Incidentals.

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

THAT the Council of the City of Rochester hereby approves the above-subject Project;

THAT the Council of the City of Rochester Board hereby authorizes the City of Rochester to pay in the first instance 100% of the federal and non-federal share of the cost of design, ROW acquisition and ROW Incidentals work for the Project or portions thereof;

THAT the sum of \$1,008,000.00 appropriated pursuant to Ordinance No. 2018-103 and pursuant to Ordinance No. 2020-40 is made available to cover the cost of participation in the above described phase of the Project;

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

THAT the Mayor of the City of Rochester be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the City of Rochester with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-

February 18, 2020

aid and state-aid eligible Project costs and all Project costs within appropriations therefor that are not so eligible;

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

THAT this Resolution shall take effect immediately.

Adopted unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-41
Re: Amendatory Agreement – LaBella Associates, D.P.C. Rochester Police Department Section Offices

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation authorizing an amendatory agreement with LaBella Associates, D.P.C. (Steve Metzger, CEO, 300 State Street, Suite 201, Rochester, New York) to provide additional services related for Rochester Police Department Section Offices. The original agreement, authorized in June 2019 (Ordinance No. 2019-202) established maximum compensation of \$1,600,000 for the design of Rochester Police Department Lake Section and Northwest Neighborhood Service Center and Rochester Police Department Goodman Section and Southeast Neighborhood Service Center. This amendment will increase the compensation by \$670,000 to a maximum total of \$2,270,000.

This additional cost will be funded as follows:

2017-18 Cash Capital	\$ 370,355
2018-19 Cash Capital	<u>\$ 299,645</u>
TOTAL	\$ 670,000

LaBella Associates, D.P.C. will provide additional architectural and engineering services for the design of the potential renovation of 160 Clifton Street for the new Rochester Police Department Genesee Section Office.

Design phase services will begin in spring 2020. Construction funding and scheduling will be established during the design process. This amendatory agreement will result in the creation and/or retention of the equivalent of 7.3 full-time jobs.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AT-30

Ordinance No. 2020-41
(Int. No. 52)

Authorizing an amendatory agreement for designing Police Department section offices

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

Section 1. The Mayor is hereby authorized to enter into an amendatory professional services agreement with LaBella Associates, D.P.C. to provide additional design services for Rochester Police Department section offices. The agreement shall amend the professional services agreement authorized in Ordinance No. 2019-202 so as to provide additional architectural and engineering services for the design and renovation of 160 Clifton Street for a new Genesee Section Office and to increase the maximum compensation by \$670,000 to a new total of \$2,270,000. The increase in compensation shall be funded in the amounts of \$370,355 from 2017-18 Cash Capital and \$299,645 from 2018-19 Cash Capital.

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

Section 3. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Scott, Councilmembers Evans, Gruber, Lightfoot, Lupien, Ortiz, Patterson -7.

Nays - Councilmember Peo -1.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-42
Re: Amendatory Agreement - New York State
Department of Transportation, Snow & Ice
Control Services

Comprehensive Plan 2034 Initiative Area:
Sustaining Green & Active Systems

Transmitted herewith for your approval is legislation authorizing an amendment to a longstanding agreement with the New York State Department of Transportation (NYSDOT) to reimburse the City for snow and ice control activities performed during the 2018-19 winter season. The amendment is an administrative requirement by the NYSDOT to allow them to pay the final payment of \$29,231.49 for the 2018-19 season. The amendment is necessary due to the type of Fixed Lump Sum contract the City has with the NYSDOT, and was instituted by the Office of the State Comptroller and the Division of Budget to better account for and manage cash flow.

This required Amendment will not change the previous terms and conditions of the existing agreement, which was initiated in 1978 and extended periodically. Per the agreement, the City provides snow and ice control services on portions of the following State highways:

February 18, 2020

- 1) Lake Avenue, from Lyell Avenue to West Ridge Road; and,
- 2) Plymouth Avenue, from Commercial Street to Troup Street.

The most recent extension was authorized by City Council in December 2018 (Ordinance No. 2018-401), and added the 2020-21 extension period to the term of the agreement.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2020-42
(Int. No. 53)

Authorizing an amendatory agreement with the New York State Department of Transportation for snow and ice control

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

Section 1. The Mayor is hereby authorized to amend an agreement with the New York State Department of Transportation (NYSDOT) for the provision by the City of snow and ice control services on the following State highways:

Lake Avenue: From Lyell Avenue to West Ridge Road; and
Plymouth Avenue: From Commercial Street to Troup Street.

The agreement shall amend the professional services agreement last authorized to be amended in Ordinance No. 2018-401 to provide that NYSDOT shall reimburse, and the City shall accept, a final installment payment of \$29,231.49 as completing NYSDOT's obligation to compensate the City for the provision of services during the 2018-19 winter season.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2020-43
Re: Amendatory Agreement – James A. Cloar,
ROC the Riverway Management Entity Study

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

February 18, 2020

Comprehensive Plan 2034 Initiative Area:
Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation authorizing an amendatory agreement with James A. Cloar (371 Channelside Walk Way, Suite 904, Tampa, FL) for additional urban management advisory services related to the ROC the Riverway Management Entity Study. The original agreement, authorized in January 2019 (Ordinance No. 2019-13), established a maximum compensation of \$40,000. This amendment will increase the compensation by \$18,500 to a maximum total of \$58,500. The cost of the agreement will be financed as follows:

<u>Source</u>	<u>Amount</u>
Empire State Development Grant (Ordinance No. 2019-13)	\$20,000
2018-19 Undistributed Expense Budget	\$20,000
2017-18 Cash Capital	<u>\$18,500</u>
TOTAL	<u>\$58,500</u>

The ROC the Riverway Management Entity Study consists of two phases. The recently-completed first phase evaluated and recommended a preferred organizational structure for a management entity that will, at a minimum, oversee maintenance and programming of the new or enhanced public spaces along the Genesee riverfront that are included in the ROC the Riverway initiative. The second phase, for which the amendatory agreement is sought, will assist the City and project partners with the establishment and activation of the Management Entity.

The term of the amendatory agreement shall extend until six (6) months after completion of the project scope.

The project began in February 2019. It is anticipated that the project will be complete in summer 2020. The amendment will result in the creation and/or retention of the equivalent of 0.2 full time jobs.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2020-43
(Int. No. 54)

Authorizing an amendatory agreement for the ROC the Riverway Management Entity Study

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 James A. Cloar of Tampa Florida to provide additional urban management advisory services with regard to a Management Entity Study to evaluate, recommend and establish a preferred organizational structure for managing the new or enhanced public spaces to be included in the ROC the Riverway initiative. The agreement shall amend the professional services agreement authorized in Ordinance No. 2019-13 so as to increase the maximum compensation by \$18,500 to a new total of \$58,500. The increase in compensation shall be funded from 2017-18 Cash Capital.

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

Section 3. This ordinance shall take effect immediately.

February 18, 2020

Passed by the following vote:

Ayes - President Scott, Councilmembers Evans, Gruber, Lightfoot, Lupien, Ortiz, Patterson -7.

Nays - Councilmember Peo -1.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-44
Re: Agreement – Greg J. Winter DBA
WINTEK, Illumination of High Falls

Council Priority: Creating and Sustaining a
Culture of Vibrancy

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

Transmitted herewith for your approval is legislation establishing \$30,000 as maximum annual compensation for an agreement with Greg J. Winter DBA WINTEK (1330 Park Avenue, Rochester, New York) for services related to illuminating High Falls. The cost of the agreement will be financed from the 2019-20 budget of the Department of Environmental Services (DES). Subsequent renewal charges will be financed from future budgets of DES, contingent upon approval.

Since 2015 the City has operated and maintained lighting at High Falls through term professional services (Ordinance No. 2015-10), providing programmed lighting to illuminate the falls each evening. Lighting colors are regularly coordinated with recognized holidays and scheduled special events upon request.

Under the terms of the agreement, Greg J. Winter DBA WINTEK will be responsible for all operational and maintenance requirements of the lighting system at High Falls including maintaining energy to the lighting system, making adjustments and upgrades, performing maintenance and minor equipment repairs, and handling all programming needs.

Greg J. Winter DBA WINTEK was selected due to his technical experience and specialized knowledge for the system. A full justification for not issuing a request for proposal is attached.

The term of the agreement is for one (1) year with an option to renew for four (4) additional one-year periods. The project will result in the creation and/or retention of the equivalent of 0.3 full-time jobs.

Respectfully submitted,
Lovely Warren
Mayor

Attachment No. AT-31

Ordinance No. 2020-44
(Int. No. 55)

Authorizing an agreement for the illumination of High Falls

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 Greg J. Winter dba WINTEK for services related to the illumination of High Falls. The term of the agreement shall be one year with an option to renew for four additional one-year periods. The maximum annual compensation for the agreement shall be \$30,000, which shall be funded from the 2019-20 Budget of the Department of Environmental Services (DES) for the first year and subsequent years' Budgets of DES, contingent upon their approval, for any subsequent optional year.

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

Section 3. This ordinance shall take effect immediately.
Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2020-45
Re: Rundel Library Structural Terrace
Improvements Phase IV Project

Council Priority: Creating and Sustaining a
Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area:
Sustaining Green & Active Systems

Transmitted herewith for your approval is legislation authorizing the issuance of bonds totaling \$770,000 and the appropriation of the proceeds thereof to partially finance the costs of the Rundel Library Structural Terrace Improvements Phase IV project.

The estimated total cost of the project including construction, engineering and design services, resident project representation services, and a public art installation as part of the project is \$9,047,000 and will be funded as follows:

Funding Source:	Design and RPR	Construction & Site Preparation	Total:
Bonds - Ordinance No. 2016-344	1,300,000	2,157,000	\$ 3,457,000
DASNY Grants - Ordinance No. 2018-53		2,000,000	\$ 2,000,000
Bonds - Ordinance No. 2018-313		250,000	\$ 250,000
RTR / URI /ESD funding – Ordinance 2019-370		1,500,000	\$ 1,500,000
Bonds – Ordinance No. 2019-371		1,070,000	\$ 1,070,000
Additional bonds authorized herein		770,000	\$ 770,000
Total:	1,300,000	7,747,000	\$ 9,047,000

The additional bonds authorized herein will fund additional work in the project for the reconstruction of the east sidewalk along South Avenue. This will include high priority structural repairs, reconstruction of elevated sidewalk sections, infill of areaways underneath, and replacement of the existing bus shelter.

February 18, 2020

The original project includes the reconstruction of the closed north terrace and high priority structural repairs to the substructure supporting the terrace over the former subway tunnel. The overall project will create a more vibrant north terrace that celebrates the library and the history of the Erie Canal and aqueduct, improve visibility and public access to the riverfront and provide enhanced outdoor public space for gathering and library programming. Amenities will include an ADA accessible river theater and tiered seating overlooking the Genesee River, landscape architectural features, terrace lighting, and a public art installation.

Ordinances No. 2016-343 and 2018-300 authorized an agreement with LaBella Associates, D.P.C. for engineering, planning and landscape architectural services in a maximum amount of \$1,300,000. Ordinance No. 2019-9 authorized an agreement with Rochester District Hearing Cooperative, Inc. for the relocation of existing steam pipe in preparation for the project in a maximum amount of \$35,000.

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

Bids for construction were received in fall 2019. It is anticipated that construction will begin in spring 2020 with scheduled completion in fall 2021. The additional work scope will result in the creation and/or retention of the equivalent of 8.4 full-time jobs.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AT-32

Ordinance No. 2020-45
(Int. No. 56)

Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$770,000 Bonds of said City to finance the costs of the Rundel Library Structural Terrace Improvements Phase IV Project

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance a portion of the costs of the Rundel Library Structural Terrace Improvements Phase IV Project, including reconstruction of the north terrace, structural repairs to the underlying substructure, enhanced outdoor gathering spaces, improved public access and visibility to the riverfront, landscape features, terrace lighting, and, along the east sidewalk on South Avenue, reconstruction of the sidewalk and the adjacent elevated sidewalk and bus stop (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 \$9,047,000. The plan of financing includes the issuance of \$770,000 in bonds of the City, which amount is hereby appropriated therefor, the issuance of \$3,457,000 bonds of the City authorized in Ordinance No. 2016-344, \$2,000,000 in anticipated reimbursements from the Dormitory Authority of the State of New York appropriated in Ordinance No. 2018-53, the issuance of \$250,000 bonds of the City authorized in Ordinance No. 2018-313, \$1,500,000 in anticipated reimbursements from the New York State ROC the Riverway/Upstate Revitalization Initiative appropriated in Ordinance No. 2019-370, the issuance of \$1,070,000 bonds of the City authorized in Ordinance No. 2019-371, and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

February 18, 2020

Section 2. Bonds of the City in the principal amount of \$770,000 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 \$770,000. 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 by the following vote:

February 18, 2020

Ayes - President Scott, Councilmembers Evans, Lightfoot, Lupien, Ortiz, Patterson, Peo -7.

Nays - None-0.

Councilmember Gruber abstained due to a professional relationship.

By Vice-President Lightfoot
February 18, 2020

To the Council:

The **PUBLIC SAFETY, YOUTH & RECREATION COMMITTEE** recommends for **ADOPTION** the following entitled legislation:

- | | |
|-------------|--|
| Int. No. 57 | Appropriating federal forfeiture funds and authorizing an agreement to support Police Department community engagement programs |
| Int. No. 58 | Authorizing the receipt and use of grant funds and amending the 2019-20 Budget for Project CLEAN |
| Int. No. 59 | Authorizing funding agreements and amending the budget related to the ROC City Skate Park |
| Int. No. 60 | Authorizing an agreement for a tour of Historically Black Colleges and Universities for City youth |
| Int. No. 61 | Authorizing an intermunicipal agreement for My Brother's Keeper program |
| Int. No. 62 | Authorizing an amendatory agreement for the loaned use of a foam trailer and equipment for fire suppression |
| Int. No. 65 | Authorizing an agreement for a boxing demonstration program |

Respectfully submitted,
Willie J. Lightfoot
Mitch Gruber
LaShay D. Harris
Jacklyn Ortiz
Loretta C. Scott
PUBLIC SAFETY YOUTH & RECREATION COMMITTEE

Received filed and published.

February 18, 2020

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-46
Re: Appropriation – Federal Forfeiture
Funds for Community Programs

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to federal forfeited property revenues attributable to the Rochester Police Department (RPD). This legislation will:

1. Appropriate \$8,000 in RPD federal forfeiture funds to support community programs and amend the 2019-20 Budget of the Police Department by said amount.
2. Establish \$5,000 as maximum compensation for an agreement with Center for Teen Empowerment, Inc. (Director of Rochester Programs: Doug Ackley) to continue its programs to improve police and youth dialog for engagement and relationship building as a component of RPD's commitment towards community engagement and training. The cost of this agreement will be funded from the 2019-20 Budget of the Police Department and have a term of one year.

The remaining \$3,000 will be used to support the Judicial Process Commission's (JPC) Legal Action Project. This project is designed to reduce barriers to reentry for city residents involved in the criminal justice system and to help them stabilize and prepare for employment.

The appropriations requested this month will result in a balance of approximately \$841,500 in the federal forfeiture Justice fund. We have supported Teen Empowerment two times previously, and JPC four times previously with federal forfeiture funds.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2020-46
(Int. No. 57)

Appropriating federal forfeiture funds and authorizing an agreement to support Police Department community engagement programs

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

Section 1. Ordinance No. 2019-161, the 2019-20 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 \$8,000 from funds to be received from the Federal Government from seized and forfeited assets. Said funds are hereby appropriated to support community engagement programs.

Section 2. The Mayor is hereby authorized to enter into an agreement for the maximum amount of \$5,000 with the Center for Teen Empowerment, Inc. to continue its program to improve police and youth

February 18, 2020

dialogue for engagement and relationship building. Said amount shall be funded from the appropriation in Section 1 herein and the term of the agreement shall not exceed 1 year.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-47

Re: Agreement – Ibero-American
Development Corporation Grant

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation authorizing an agreement with Ibero-American Development Corporation (IADC) for the receipt and use of \$249,760 for Project Clean, and amending the 2019-20 Budget of the Police Department by \$84,000 to reflect a portion of this grant. The remaining funds will be included in the 2020-21 Budget of the Police Department contingent upon approval.

Project CLEAN (Community, Law Enforcement, and Assistance Network) is funded by the Department of Justice and is aimed at developing community and police crime prevention strategies in the N. Clinton Avenue Neighborhood facing specific and unique crime challenges. A portion of the grant funds (\$116,660) will be used to fund overtime for Community Engagement Patrols aimed at improving the conditions within Target areas, which will be updated based on data trends. The remainder of the funds (\$133,100) will be used for overtime for enforcement details aimed at reducing the heroine epidemic in the Target areas. This grant does not cover fringe which is estimated at \$79,400.

The term of this agreement is January 1, 2020 through December 31, 2020 with the option to renew for one additional year. This is the first time the City is receiving these funds.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2020-47
(Int. No. 58)

February 18, 2020

Authorizing the receipt and use of grant funds and amending the 2019-20 Budget for Project CLEAN

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 Ibero-American Development Corporation (IADC) for the receipt and use of \$249,760 in grant funds for Project CLEAN (Community, Law Enforcement, and Assistance Network). The term of the agreement shall be January 1, 2020 through December 31, 2020 with the option to renew for one additional year.

Section 2. Ordinance No. 2019-161, the 2019-20 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations of the Budget of the Police Department by the sum of \$84,000, which amount is hereby appropriated from funds realized from Section 1 herein for Project CLEAN.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-48

Re: Grant Agreement and Donation – ROC
City Skate Park

Council Priority: Creating and sustaining a culture of vibrancy

Comprehensive Plan 2034 Initiative Area:
Sustaining Green and Active Systems

Transmitted herewith for your approval is legislation related to the ROC City Skate Park project. This legislation will:

1. Authorize an agreement with the Tony Hawk Foundation for the receipt and use of a \$50,000 Environmental Impact Grant award for the ROC City Skate Park project. This grant will fund a portion of the costs for environmental improvements associated with the project including but not limited to landscape improvements, installation of bicycle racks, improved stormwater drainage, and soil remediation efforts. The term of the grant will not exceed one year. This is the second grant received from the Tony Hawk Foundation in support of the ROC City Skate Park project. The City previously received a Tony Hawk Foundation Built to Play grant for \$250,000 that was authorized by City Council Ordinance No. 2018-311.
2. Appropriate a \$75,000 donation from the Friends of the Roc City Skatepark, Inc. to fund a portion of the ROC City Skate Park project. This is the second donation received from the Friends of the Roc City Skatepark in support of the ROC City Skate Park project. The City previously received a donation of \$10,000 that was authorized by City Council Ordinance No. 2019-240.
3. Amend the 2019-20 Cash Capital allocation of the Department of Recreation and Youth Services (DRYS) by \$125,000 to reflect the receipt of the grant and donation.

February 18, 2020

The ROC City Skate Park, a custom-concrete wheel-friendly skate park located under and adjacent to the Susan B Anthony/Frederick Douglass Bridge, will be the first outdoor, public skate park in Rochester. Construction of the Skate Park began in 2019 with scheduled completion in fall 2020. Please see attached master plan for the Skate Park.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AT-33

Ordinance No. 2020-48
(Int. No. 59)

Authorizing funding agreements and amending the budget related to the ROC City Skate Park

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 Tony Hawk Foundation for the receipt and use of \$50,000 for improvements associated with the ROC City Skate Park, which funds are hereby appropriated for that purpose. The term of the agreement shall not exceed one year. The agreement shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 2. The Council hereby appropriates a \$75,000 donation from Friends of the Roc City Skatepark, Inc. to fund a portion of costs of the ROC City Skate Park.

Section 3. Ordinance No. 2019-161, the 2019-20 Budget of the City of Rochester, as amended, is hereby further amended by increasing Cash Capital by the sum of \$125,000 to reflect the receipt of the funds authorized in Sections 1 and 2 herein.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-49
Re: Agreement – Town and Country Travel,
Inc., Tour of Historically Black Colleges
And Universities

Council Priority: Support the Creation of
Effective Educational Systems

Comprehensive Plan 2034 Initiative Area:
Fostering Prosperity and Opportunity

Transmitted herewith for your approval is legislation establishing \$30,000 as maximum compensation for an agreement with Town and Country Travel, Inc. (owned and operated by Teresa Johnson, Pittsford, New York) to conduct a tour of Historically Black Colleges and Universities for city youth. The cost of this

February 18, 2020

agreement, which includes all transportation, hotel, food and fees, will be funded from the 2019-20 Budget of the Department of Recreation and Youth Services (DRYS). The term of the agreement will not exceed one year.

The tour will expose city youth to the college experience and reinforce the importance of school attendance, good grades and planning for the future. It will also reinforce the connection between education and careers. Approximately 25 youth ages 14-18 who participate in DRYS programs will go on the tour, planned for April 6 – April 9, 2020. They will visit colleges/universities in Delaware, Pennsylvania, and Maryland.

Town and Country Travel, Inc. was selected to provide the student tour service based on being the only local certified M/WBE travel agency. A full justification for not issuing a request for proposals is attached. This is the fourth year the City has worked with Town and Country Travel, Inc. to implement a college tour.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AT-34

Ordinance No. 2020-49
(Int. No. 60)

Authorizing an agreement for a tour of Historically Black Colleges and Universities for City youth

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 Town and Country Travel, Inc. in an amount not to exceed \$30,000 to conduct a tour of Historically Black Colleges and Universities for City youth who participate in Department of Recreation and Youth Services (DRYS) programs. Said amount shall be funded from the 2019-20 Budget of DRYS.

Section 2. The term of the agreement shall not exceed 1 year.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Re: Ordinance No. 2020-50
Inter-Municipal Agreement - Rochester
City School District, My Brother's Keeper

February 18, 2020

Council Priority: Support the creation of effective educational systems

Comprehensive Plan 2034 Initiative Area:
Fostering Prosperity and Opportunity

Transmitted herewith for your approval is legislation related to the Rochester My Brother's Keeper program. This legislation will:

1. Authorize an inter-municipal agreement with the Rochester City School District for the receipt and use of funding for a full-time Coordinator for the Rochester My Brother's Keeper (Roc MBK) program. The maximum annual compensation will be \$88,000. The term of the agreement will be the remainder of the fiscal year, with the option to renew for three additional one-year periods.
2. Amend the 2019-20 Budget of the Department of Recreation and Youth Services (DRYS) by \$29,300 to reflect the addition of the position for the remainder of the fiscal year. The remaining funds will be anticipated and included in the 2020-21 Budget of DRYS, contingent upon approval.

My Brother's Keeper is a national initiative launched by President Barack Obama in 2014 that targets mentoring and support for the personal, academic, and social success for youth of color. The collaboration between the City of Rochester and the Rochester City School District is the basis of the Roc MBK initiative. Roc MBK programming will target youth school readiness, academic achievement, employment and workforce readiness, and safety, and will take place in both the community and in the schools.

This is the first year the City has received this funding.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2020-50
(Int. No. 61)

Authorizing an intermunicipal agreement for My Brother's Keeper 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 intermunicipal agreement with the Rochester City School District (RCSD) to implement the My Brother's Keeper program (the Program) and for the receipt and use of compensation from RCSD to fund the employment of a Program coordinator at an annualized rate of \$88,000 RCSD. The term of the agreement shall be for the remainder of the 2019-20 Fiscal Year, with the option to renew for up to 3 additional one-year periods.

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

Section 3. Ordinance No. 2019-161, the 2019-20 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Budget of the

February 18, 2020

Department of Recreation and Youth Services by the sum of \$29,300, which amount is hereby appropriated from funds to be received under the Program agreement authorized herein.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-51
Re: Agreement Amendment – Foam Trailer
Loan from New York State Department of
Homeland Security and Emergency Services

Council Priority: Public Safety

Transmitted herewith for your approval is legislation authorizing an agreement amendment with the New York State Division of Homeland Security and Emergency Services (DHSES) to extend the term and add renewal options for the loan and use of a foam trailer and equipment for fire suppression. The original term of the agreement authorized by Ordinance No. 2016-34, was for two (2) years upon approval of the Office of State Comptroller, with an option to renew for an additional two (2) years. The DHSES has offered to amend the current term to extend it for an additional year through January 31, 2021, and to offer two (2) additional three (3) year renewal options.

The loan of the foam trailer and fire suppression equipment enhances the ability of the Rochester Fire Department (RFD) to assist in and support fire suppression efforts at incidents involving crude oil and other ignitable liquids. In 2014 the State formed a Foam Task Force consisting of local and state representatives to conduct a review of safety procedures and emergency response preparedness related to the shipments of volatile crude oil throughout the state. It was determined that the State would acquire foam trailers, equipment and supplies, and pre-position the equipment at strategic locations with participating agencies to support enhancement of rapid response to crude oil incidents.

Ordinance No. 2020-51
(Int. No. 62)

Authorizing an amendatory agreement for the loaned use of a foam trailer and equipment for fire suppression

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 the New York State Division of Homeland Security and Emergency Services (DHSES) for the loaned use of a foam trailer and fire suppression equipment to enhance the Rochester Fire Department's ability to respond to and support fire suppression at incidents involving crude oil and other ignitable liquids. It shall amend the agreement authorized in Ordinance No. 2016-34 so as extend the current optional two-year renewal term by one additional year and to provide for two additional renewal options of 3 years each thereafter.

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

Section 3. This ordinance shall take effect immediately.

February 18, 2020

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2020-52
Re: Agreement – Kimberly Johnson and
Charles Murray dba Natural Life and
Wellness

Council Priority: Creating and Sustaining a
Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area:
Sustaining Green and Active Systems

Transmitted herewith for your approval is legislation authorizing an agreement with Kimberly Johnson and Charles Murray dba Natural Life and Wellness (Rochester, NY) for implementation of a boxing demonstration project at the Clinton-Baden R-Center. The agreement will be for \$20,000 and will have an initial term of March 1 – June 30, 2020 funded by the 2019-20 Budget of the Department of Recreation and Youth Services (DRYS). The agreement will have the option to renew for one additional one-year period with maximum annual compensation of \$60,000 funded by the 2020-21 Budget of DRYS, contingent upon approval.

The boxing demonstration project will be led by Charles “The Natural” Murray, and will provide exercise and physical fitness training in accordance with standard boxing training routines as well as provide mentoring and life skills workshops. Murray is a Rochester native and an accomplished amateur boxer, who was once a candidate for the 1988 U.S. Olympic Team. Murray fought professionally for 16 years, reigning as the International Boxing Federation’s 140-pound king from 1993-94. His record was 44-9-0 with 26 knockouts. Today, he’s a personal trainer working with professional boxers and youth athletes.

The project will serve approximately 50 Rochester residents in its initial term.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AT-35

Ordinance No. 2020-52
(Int. No. 65)

Authorizing an agreement for a boxing demonstration 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 Charles Murray and Kimberly Johnson dba Natural Life and Wellness to provide a boxing demonstration program consisting of boxing demonstrations, exercise, physical fitness training and mentoring and life skills workshops at the Clinton-Baden R-Center. The initial term of the agreement shall be 4 months for a maximum compensation

February 18, 2020

of \$20,000, with the option to renew for an additional term of 1 year for an additional compensation of \$60,000. The compensation for the initial term shall be funded from the 2019-20 Budget of the Department of Recreation and Youth Services (DRYS). The compensation for the optional renewal term, if any, shall be funded from the 2020-21 Budget of DRYS, 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.

The meeting was adjourned at 8:04 p.m.

HAZEL L. WASHINGTON
City Clerk