

ROCHESTER CITY COUNCIL

REGULAR MEETING

February 16, 2021

Due to the social distancing and other health and safety measures necessary to slow the progress of the COVID-19 pandemic and in accordance with emergency Executive Orders issued by the Governor and Local Emergency Orders issued by the Mayor, the meeting was conducted via video conferencing on Zoom and streamed live for public viewing on the Internet via the Council's Facebook and YouTube pages and on City 12, the City's government access channel that is available to Spectrum Cable subscribers – Channel 1303.

Present –President Scott, Councilmembers Evans, Gruber, Harris, Lightfoot, Lupien, Meléndez, Patterson, Peo – 9.

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

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

Retirement:

Council - Special

Recognition:

John Borek

I.T.:

*Dana Payne

NBD:

*Jimmy Scott

PSRHS:

*John Picone

RFD:

*Brian Glise

*Willie Jackson

*James McGee II

RPD:

*Thomas Tasick

**Not attending meeting*

APPROVAL OF THE MINUTES

By Councilmember Lupien

RESOLVED, that the minutes of the Regular Meeting on January 19, 2021 be approved as published in the official sheets of the Proceedings.

Adopted unanimously.

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

The Council submits Disclosure of Interest Forms from Councilmember Evans on Int. No. 58, Councilmember Gruber on Int. No. 40, Councilmember Harris on Int. No. 38 and Int. No. 43 and Councilmember Meléndez on Int. No. 48.

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

THE COUNCIL PRESIDENT --- RECEIVED AND FILED.

PUBLIC HEARINGS.

Pursuant to law, public hearings were held on February 11, 2021 on the following matters:

Authorizing geometric changes relating to the City of Rochester Pedestrian Safety Action Plan Phase III Project Int. No. 17

No Comments

Authorizing geometric changes relating to the New York State Department of Transportation Pedestrian Safety Action Plan Phase II Project Int. No. 18

No Comments

Authorizing geometric changes relating to the Priority Bicycle Boulevard Implementation Project Int. No. 19

No Comments

Amending the Zoning Map by changing the zoning classification of 84 and 86 South Union Street Int. No. 44

No Comments

Amending the Zoning Code text in relation to conformity with the comprehensive plan Int. No. 45

No Comments

Amending the Consolidated Community Development Plan/2019-20 Annual Action Plan, authorizing submittal of a plan and entering into grant or project sponsor agreements, and appropriating \$500,000 of additional funds in relation to the third round of Community Development Block Grant-Coronavirus grants Int. No. 49

Two speakers: Silvano D’Orsi, Little Italy Association of Rochester, Inc.
Suzanne Dianetti, Warrior Salute Veterans Services

Amending the Official Map by abandoning a portion of the Trowbridge Street right-of-way
Int. No. 56

No Comments

REPORTS OF STANDING COMMITTEES AND ACTION THEREON

By Councilmember Evans
February 16, 2021

To the Council:

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

- Int. No. 34 Resolution approving a reappointment to the Rochester Public Library Board of Trustees
- Int. No. 35 Appropriating Firefighters’ Insurance Funds
- Int. No. 36 Adopting the Budget Equity Program
- Int. No. 37 Local Law amending the City Charter with respect to the Budget Equity Program
- Int. No. 38 Authorizing an agreement with the City School District for the joint use and maintenance of facilities
- Int. No. 39 Resolution appointing Marriage Officer
- Int. No. 68 Authorizing an intermunicipal agreement and amending the 2020-21 Budget for the receipt and use of hotel/motel tax receipts
- Int. No. 69 Resolution for the purpose of a Home Rule Message regarding State legislation in relation to the establishment of a housing part in the Rochester City Court

- Int. No. 70 Resolution approving appointments to the Board of Ethics, **as amended**
- Int. No. 71 Authorizing amendatory agreements for information technology contract services

Respectfully submitted,
Malik Evans
LaShay D. Harris (*Abstained against Int. No. 38*)
Michael A. Patterson
Willie J. Lightfoot
Loretta C. Scott
FINANCE COMMITTEE

Received, filed and published.

TO THE COUNCIL

Ladies and Gentlemen:

Resolution No. 2021-4
Re: Reappointment – Rochester Public
Library Board of Trustees

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 reappointment of John Lovenheim, 24 Grove St., Rochester, NY 14605, to the Rochester Public Library (RPL) Board of Trustees.

Mr. Lovenheim is the member selected by the RPL Board to be their liaison to the Monroe County Library System Board. He will be fulfilling a new 5-year term with an expiration date of December 31, 2025.

Mr. Lovenheim has proven to be an engaged trustee for the RPL Board. Since his initial appointment to the Board in 2003, he has served as the elected President; Treasurer; and an active member of the RPL Board's Finance Committee. Mr. Lovenheim was also a member of the RPL's 100th Anniversary Planning Team and took on several major projects in connection with celebration of this important milestone, including facilitating publication of the commemorative book, *Rochester Public Library: 100 Years of Service 1911-2011*.

Mr. Lovenheim's resume and RPL Board meeting attendance record have been submitted to the City Clerk.

Respectfully submitted,
Lovely A. Warren
Mayor

Resolution No. 2021-4
(Int. No. 34)

Resolution approving a reappointment to the Rochester Public Library Board of Trustees

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

Section 1. The Council hereby approves the reappointment of John Lovenheim, 24 Grove Street, Rochester, NY 14605, to the Rochester Public Library Board of Trustees for a term which shall expire on December 31, 2025.

Section 2. This resolution shall take effect immediately.

Adopted unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2021-27
Re Firefighters' Insurance Fund

Transmitted herewith for your approval is legislation authorizing expenditures from the Firefighters' Insurance Fund ("Two Percent Fund") as per the Settlement Agreement between the Rochester Firefighters, Inc., Local 1071, IAFF, AFL-CIO and the City of Rochester dated August 7, 2012. The legislation will:

1. Appropriate a total of \$434,310 from the Firefighters Insurance Fund at the request of the Rochester Firefighters Two Percent Committee ("TPC") to benefit City firefighters.
2. Appropriate a total of \$189,125.75 from the Firefighters' Insurance Fund for uses nominated by the City to benefit City firefighters.

The firefighters' Insurance Fund is the City Fund established to collect and distribute monies received from the State pursuant to Sections 9104 and 9105 of the Insurance Law, and is under the custody of the City Treasurer.

Ordinance No. 2012-313 authorized the settlement agreement resulting from litigation brought by Rochester Firefighters Local 1071. These funds must be used in a manner that is consistent with the Court Order and with the provisions of Insurance Law Sections 9104 and 9105. Fund expenditures must be for the benefit of firefighters as provided in statutory law, case law, administrative rules and regulations, and the New York State Comptroller's Opinions.

In accordance with the Settlement Agreement the firefighters have formed a not-for-profit corporation named the Rochester Firefighters Two Percent Committee ("TPC") to be the firefighters' representative for purposes of the Fund. Items to be paid from the Fund may be nominated by the firefighters or by the City.

The following are firefighter nominated items submitted by the TPC to be appropriated from the Firefighters' Insurance Fund:

1. Fire house items set forth in Section 1G of the original agreement (\$120,000).
2. Legal and Accounting expenses (\$47,000).
3. Fire house cable and internet expenses (\$48,000).
4. RFBA Firefighters Ball (\$15,000).
5. Building Expenses (\$130,000).
6. Demand Account expenses (\$72,000).
7. Audit of the Two Percent Fund held by the City of Rochester and the Two Percent Committee (\$2,310).

The following are City nominated items submitted by the TPC to be appropriated from the Firefighters' Insurance fund:

- 1) Snow plow services for apparatus bay driveways at firehouses (\$50,310).
- 2) Linen and laundry expense (\$80,000).
- 3) Small equipment and minor firehouse renovations (\$57,825.75).
- 4) Audit of the Two Percent Fund held by the City of Rochester and the Two Percent Committee (\$990).

The City of Rochester has engaged Freed Maxick to conduct an audit of the Two Percent Fund held by the City of Rochester and the Two Percent Committee ("TPC"). The cost of the audit is estimated at \$3,300, of which the City will pay 30% and the Two Percent Committee ("TPC") will pay 70% of the auditing fee, as per Section 1J of the agreement. The cost of the audit will be funded from the respective Two Percent Fund accounts controlled by the City of Rochester.

Respectfully submitted,
 Lovely A. Warren
 Mayor

Ordinance No. 2021-27
 (Int. No. 35)

Appropriating Firefighters' Insurance Funds

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

Section 1. The following funds are hereby appropriated from the Firefighters' Insurance Fund ("Two Percent Fund") for the following purposes to benefit the firefighters of the City in accordance with the terms of the settlement agreement with Rochester Firefighters Local 1071 dated August 7, 2012 ("Agreement") that was authorized in Ordinance No. 2012-313:

A. Firefighter Nominated Items. A total of \$434,310 at the request of the Rochester Firefighters Two Percent Committee as follows:

1. Firehouse items set forth in Section 1G of the Agreement (\$120,000);
2. Legal and accounting expenses (\$47,000);
3. Firehouse cable and internet expenses (\$48,000);
4. Rochester Firefighters' Benevolent Association Firefighters Ball (\$15,000);
5. Building Expenses (\$130,000);
6. Demand Account expenses (\$72,000); and
7. Audit of the Two Percent Fund held by the City of Rochester and the Two Percent Committee (\$2,310).

B. City Nominated Items. A total of \$189,125.75 for uses nominated by the City of Rochester as follows:

1. Snow plow services for apparatus bay driveways at firehouses (\$50,310);
2. Linen and laundry expense (\$80,000);
3. Small equipment and minor firehouse renovations (\$57,825.75); and
4. Audit of the Two Percent Fund held by the City of Rochester and the Two Percent Committee (\$990).

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-28

Local Law #2

Re: Adopting the Budget Equity Program

Council Priority: Creating and Sustaining
a Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area:

Fostering Prosperity and Opportunity

Transmitted herewith for your approval is legislation adopting the City of Rochester Budget Equity Program and amending the City Charter to incorporate the Program into the annual budget process.

The Budget Equity Program was developed by the Department of Human Resource Management's Equity Office and the Office of Management and Budget (OMB). The Program aligns with the City's ongoing efforts to improve equity through the National League of Cities' Race, Equity, and Leadership (REAL) initiative, the Commission on Racial and Structural Equity (RASE), and the Equity & Recovery Agenda. The Program attempts to systemically integrate equity considerations into the budget process and proposals for each City department. Annually benchmarking and assessing departmental budgetary efforts, the strategic equity approach aims to identify and mitigate budgetary factors that prevent access and resource distribution to our communities that are underserved, underrepresented, and/or disenfranchised.

The Program will require each department to incorporate procedures to track, benchmark, and assess the efficacy of existing and new budget equity strategies into its annual budgeting process. It includes a Budget Equity Tool comprised of a series of questions for departments to evaluate and disclose the equity implications of their budget proposals. The Program will ensure that programs, projects, plans, and investments align with City priorities to increase access to stakeholders that are underserved, underrepresented, and/or disenfranchised.

Further details on the City of Rochester Budget Equity Program for the 2021-2022 fiscal year budget are attached. The Equity Office and OMB are working with Equity Teams from each department to support their budget proposal preparation for the 2021-22 City Budget.

Respectfully submitted,
Lovely A. Warren
Mayor

Willie J. Lightfoot
Council Vice President

Attachment No. AU-12

Ordinance No. 2021-28
(Int. No. 36)

Adopting the Budget Equity Program

WHEREAS, racial, social, and economic inequities persist in the City of Rochester and create disparities in opportunity and outcomes for too many residents;

WHEREAS, the City is committed to improving equity and fairness and aims to integrate equity considerations into decisions, policies, practices, and programs;

WHEREAS, the City is participating in the National League of Cities' Race, Equity, and Leadership (REAL) Initiative to implement specific strategies to advance racial equity;

WHEREAS, the City has appointed a Chief Equity Officer to expand the City's efforts to build a more just and equitable community;

WHEREAS, the Mayor, in collaboration with the Monroe County Executive, has established the Commission on Racial and Structural Equity (RASE) to examine and develop policies and legislation to overcome systemic and institutional inequities;

WHEREAS, the City has launched the Equity & Recovery Agenda to reverse historical inequity and lay the foundation for a new era of prosperity based on fairness and justice; and

WHEREAS, the City's annual budget process provides an opportunity to evaluate how City projects, programs, plans, and proposals impact and can maximize equitable outcomes for underserved communities.

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

Section 1. The City of Rochester hereby adopts the Budget Equity Program (Program) to systemically integrate equity metrics and considerations into the City-wide budgetary process.

Section 2. The Department of Human Resource Management's Equity Office and the Office of Management and Budget, at the direction of the Mayor, shall issue the Program requirements annually at the commencement of the budget process for each new fiscal year and those offices shall oversee the implementation of those Program requirements.

Section 3. City departments shall develop their budget proposals in accordance with the Program to ensure they align with the City's priorities to improve equity and increase opportunity for stakeholders who are underserved, underrepresented, and/or disenfranchised.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

Local Law #2
(Int. No. 37)

Local Law amending the City Charter with respect to the Budget Equity Program

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

Section 1. Chapter 755 of the Laws of 1907, entitled "An Act Constituting the Charter of the City of Rochester", as amended, is hereby further amended in Section 3-9, Annual budget estimate, by modifying the list of information to be provided in the Mayor's annual budget estimate to add a new subdivision Q and to change to R the designation of the current subdivision Q to read as follows:

- Q. Reports, questionnaire answers, data or any other documentation required to be prepared and issued pursuant to the Budget Equity Program adopted by Ordinance No. 2021-28, as amended by any ordinance hereafter enacted.
- R. Such other information as the Mayor may deem desirable or as may be required by the Council.

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

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-29

Re: Inter-Municipal Agreement –
Joint Facility Use Rochester City
School District and R-Center facilities

Council Priority: Support the Creation of
Effective Educational Systems

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation authorizing an agreement with the Rochester City School District for joint use and maintenance of the co-located Adams Street R-Center/Nathaniel Rochester Middle School, Flint Street R-Center/School No. 19, Frederick Douglass R-Center/School No. 12, and Trenton and Pamela Jackson R-Center/School No. 9 facilities.

These facilities were constructed more than 40 years ago for joint or shared use by the City and District, and cooperative agreements providing for such use have since been in place. The most recent agreement for the use of Adams Street R-Center/Nathaniel Rochester Middle School, Flint Street R-Center/School No. 19, and Frederick Douglass R-Center/School No. 12 was authorized by City Council Ordinance No. 2011-232 in June 2011. The most recent agreement for the use of Trenton and Pamela Jackson R-Center/School No. 9 was authorized via Ordinance No. 2019-294 in August 2019.

If and when schools reopen this school year, the District will require use of recreation spaces such as the gymnasiums, multipurpose rooms, and swimming pools during the school day to provide required educational offerings while maintaining proper social distancing. The proposed agreement governs the use of these co-located R-Center/School facilities and specifies the rights and of each party for the following:

1. Hourly space utilization
2. Supervision responsibilities
3. Maintenance and custodial responsibilities
4. Equipment use, repair and replacement
5. Sharing of utility costs
6. Liability and indemnification responsibilities

In addition, the agreement will specify the hourly fees to be paid by the District for use of the R-Centers, which shall not exceed \$40,000 for the term of the agreement. The term of the agreement will be for six months and will end on June 30, 2021. This agreement was approved by the District Board of Education Resolution No. 2020-21: 635.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2021-29
(Int. No. 38)

Authorizing an agreement with the City School District for the joint use and maintenance of facilities

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the Rochester City School District (RCSD) for the joint use and maintenance of the following four facilities (the Facilities):

Adams Street R-Center/School No. 3;
Flint Street R-Center/School No. 19;
Frederick Douglass R-Center/School No. 12; and
Trenton and Pamela Jackson R-Center/School No. 9.

The agreement shall specify the fees to be paid by the RCSD to the City for the use of the Facilities, which shall not exceed \$40,000. The term of the agreement shall extend to June 30, 2021.

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 by the following:

Ayes – President Scott, Councilmembers Evans, Gruber, Lightfoot, Lupien, Meléndez, Patterson, Peo -8.

Nays – None – 0.

Councilmember Harris abstained due to a professional relationship.

TO THE COUNCIL

Ladies and Gentlemen:

Resolution No. 2021-5

Re: Appointment of a Marriage Officer

Transmitted herewith for your approval is legislation appointing the Deputy City Clerk Bridgette Burch White as a Marriage Officer for a term of four years commencing February 17, 2021 and continuing through February 16, 2025.

The New York State Domestic Relations Law authorizes the governing body of any village, town or city to appoint one or more Marriage Officers, for a term of up to four years, to have the authority to solemnize a wedding.

The position of Marriage Officer was created in Rochester in September 1995; the City Clerk and Deputy City Clerk have been appointed to serve as Marriage Officers since that time. The fee of \$75.00 charged for providing the service becomes part of the revenue of the City Clerk's licensing account.

Respectfully submitted,
Loretta C. Scott
President

Malik Evans
Chair, Finance Committee

Resolution No. 2021-5
(Int. No. 39)

Resolution appointing Marriage Officer

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

Section 1. Pursuant to Section 5-10 of the Municipal Code, the Council hereby appoints Deputy City Clerk Bridgette Burch White as a Marriage Officer for a term of four years beginning February 17, 2021 and continuing through February 16, 2025, provided that she remains employed in the City Clerk's Office.

Section 2. This resolution shall take effect immediately.

Adopted unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-30

Re: Budget Amendment – Hotel/Motel
Tax to Convention Center

Council Priority: Deficit Reduction and Long
Term Financial Stability

Comprehensive Plan 2034 Initiative Area:
Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation: 1) authorizing the Mayor to enter an agreement with Monroe County for the receipt and use of hotel/motel tax for the Blue Cross Arena at the War Memorial and the Joseph A. Floreano Rochester Riverside Convention Center; and 2) amending the 2020-21 Budget of Environmental Services by appropriating an additional \$120,000 in hotel/motel tax receipts from the County of Monroe to partially subsidize the Joseph A. Floreano Rochester Riverside Convention Center.

When the 2020 County Budget was proposed in November, 2019, an additional \$80,000 was allocated to the City of Rochester and designated for the Convention Center. The City's 2020-21 Approved Budget did not include this increased allocation as it was uncertain at that time that the additional funds would be received given the pandemic and economic uncertainty. The additional funding has since been received by the City. This increased allocation was also included in the Approved 2021 County Budget resulting in an additional \$40,000 for the time period January through June, 2021.

The Rochester Convention Center Management Corporation currently operates the Convention Center as an independent contractor under agreement with the City as authorized by Ordinance 2016-396. The original agreement was authorized by Ordinance 1985-377 and extended several times until the 2016 extension.

The current agreement with Monroe County for the hotel/motel tax was executed in 2005 and stipulates the annual amount to be \$1,700,000. The new agreement will be for \$1,780,000 to reflect the additional \$80,000 for the Convention Center.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2021-30
(Int. No. 68)

Authorizing an intermunicipal agreement and amending the 2020-21 Budget for the receipt and use of hotel/motel tax receipts

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

Section 1. The Mayor is hereby authorized to enter into an intermunicipal agreement with the County of Monroe (County) for the receipt and use of a portion of the County's hotel/motel tax receipts to fund the Blue Cross Arena at the War Memorial and the Joseph A. Floreano Rochester Riverside Convention Center. The term of the agreement shall be from January 1, 2021 to December 31, 2021 and shall be automatically renewed each year for an additional term of 1 year, unless, at least 30 days prior to the end of a term, either of the parties informs the other of its intention not to renew the agreement. The funding for the initial year of the agreement shall be \$1,780,000. The funding for any future year shall be established in the annual County Budget as approved by the County Legislature.

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

Section 3. Ordinance No. 2020-161, the 2020-21 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations of the Budget of the Department of Environmental Services by \$120,000 in hotel/motel tax receipts from the County of Monroe as an additional subsidy for the Joseph A. Floreano Rochester Riverside Convention Center.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Resolution No. 2021-6
Re: Home Rule Resolution – Rochester
Housing Court

Transmitted herewith for your approval is a home rule resolution related to legislation that is currently being considered by the New York State Legislature. The legislation, Assembly Bill No. A.1131 and Senate Bill No S. 3280, would authorize the establishment of a Rochester Housing Court.

This resolution would establish a housing court in the Rochester City Court. The purpose of this measure is to improve the quality of housing in the City of Rochester by enabling stricter, more effective enforcement of housing standards. The court's jurisdiction will be considerably broadened and the housing court would be empowered to recommend or employ any remedy, program, procedure or sanction authorized by federal, state or local law for the enforcement of housing standards regardless of the relief originally sought by the party.

Respectfully submitted,
Lovely A. Warren
Mayor

Resolution No. 2021-6
(Int. No. 69)

Resolution for the purpose of a Home Rule Message regarding State legislation in relation to the establishment of a housing part in the Rochester City Court

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

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

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

AN ACT in relation to enacting the Rochester housing court act

Being Senate Bill No. S. 3280 and Assembly Bill No. A. 1131.

This resolution shall take effect immediately.

Adopted unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Resolution No. 2021-7
Re: Appointment to the Board of Ethics

Transmitted herewith for your approval is a resolution approving the appointment of Douglas Escher to the Board of Ethics. Mr. Escher is City resident and his eligibility has been verified by staff.

Douglas Escher will serve a term that will expire on January 31, 2024.

The resume for Douglas Escher is on file with the City Clerk.

Respectfully submitted,
Loretta C. Scott
President

Resolution No. 2021-7
(Int. No. 70, as amended)

Resolution approving appointments to the Board of Ethics, as amended

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

Section 1. The Council hereby approves the appointment of the following City resident to the Board of Ethics for a term that expires on January 31, 2024:

Douglas Escher.

Section 2. This resolution shall take effect immediately.

Strikeout indicates deleted text.

Adopted unanimously.

Ordinance No. 2021-31
Re: Professional Services Contracting

Transmitted herewith for your approval is legislation authorizing an amendatory agreement to extend the term by 2 years with an option for 1 additional year, with all Professional Services Contracting firms:

TEKSystems, Inc. (Brendan Aldersley - Hanover/Baltimore Maryland)
Avani Technology Solutions, Inc. (Ramesh Subramanian - Rochester NY)
Genuent, LLC (Kip Wright -Houston TX)
Modis, Inc. (Jan Gupta -Jacksonville FL)
Trigyn Technologies, Inc. (Thomas Gordon - Edison NJ)
Randstad Technologies, LLC (Jay Ferguson - Woburn MA)

The original agreement, authorized in December 2017 via Ordinance No. 2017-369, established statements of work for each of the firms.

The PSA terms will be extended for two years with the option to extend for one additional year. This will be funded from the annual budgets of the Department of Information Technology and, if necessary, the departments using the services or from Capital funds appropriated for specific projects.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2021-31
(Int. No. 71)

Authorizing amendatory agreements for information technology contract services

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

Section 1. The Mayor is hereby authorized to enter into amendatory agreements with the following consultants to provide such services as the City shall require related to information technology project management, process improvement, information security, database administration, technical infrastructure and application support:

- TEKSystems, Inc.;
- Avani Technology Solutions, Inc.;
- Genuent, LLC;
- Modis, Inc.;
- Trigyn Technologies, Inc.; and
- Randstad Technologies, LLC.

The amendatory agreements shall amend the existing agreements authorized in Ordinance No. 2017-369 by extending the term for two years with the option to extend for one additional year.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

By Councilmember Patterson
February 16, 2021

To the Council:

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

- Int. No. 40 Authorizing the sale of real estate
- Int. No. 41 Authorizing a lease agreement with Arbor at the Port, LLC
- Int. No. 42 Authorizing the sale of Genesee Street properties to The Center for Teen Empowerment, Inc.
- Int. No. 43 Authorizing the acquisition of 236 University Avenue, building demolition and budget amendment for the School No. 58 campus expansion project

- Int. No. 46 Approving the appropriation of Rochester Urban Renewal Agency funds to relocate the Bull's Head Plaza sexually transmitted disease clinic to new premises at 819-827 West Main Street, **as amended**
- Int. No. 47 Authorizing agreements relating to U.S. Treasury Emergency Rent Assistance funding
- Int. No. 48 Amending Ordinance Nos. 2020-96 and 2020-190 relating to the Pueblo Nuevo Phase I project

The **NEIGHBORHOOD & BUSINESS DEVELOPMENT COMMITTEE** recommends for **CONSIDERATION** the following entitled

- Int. No. 44 Amending the Zoning Map by changing the zoning classification of 84 and 86 South Union Street
- Int. No. 45 Amending the Zoning Code text in relation to conformity with the comprehensive plan
- Int. No. 49 Amending the Consolidated Community Development Plan/2019-20 Annual Action Plan, authorizing submittal of a plan and entering into grant or project sponsor agreements, and appropriating \$500,000 of additional funds in relation to the third round of Community Development Block Grant-Coronavirus grants

Respectfully submitted,
 Michael A. Patterson
 Mary Lupien (*Voted against Int. No. 44*)
 Miguel Meléndez (*Abstained against Int. No. 48*)
 Willie J. Lightfoot
 Loretta C. Scott
NEIGHBORHOOD & BUSINESS DEVELOPMENT COMMITTEE

Received, filed, and published.

TO THE COUNCIL
 Ladies and Gentlemen:

Ordinance No. 2021-32
 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 four 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, and have not been in contempt of court or fined as a result of an appearance ticket during the past five years.

The first property is listed on the attached spreadsheet under the heading, I. Regular Auction – Improved Property. This property was sold to the respective highest bidder via sealed bid. The approved bidder attested to her intention to be an owner-occupant in the sealed bid sale. She will be required to reside in the property for a period of five (5) years after obtaining the C of O. The purchaser will be required to rehabilitate the structure within 12 months.

The next two properties are listed on the attached spreadsheet under the heading, II. Negotiated Sale – Vacant Land. These properties are being sold to Food Link. Food Link currently leases the parcels and plans to continue to use them for raised bed cultivation.

The final property is listed on the attached spreadsheet under the heading, III. Negotiated Sale - Unbuildable Vacant Land. It is being sold for \$1.00 (as per City policy). The lot is being sold to an adjoining owner to be used as additional green space and will be combined with the primary parcel owned by the identified adjoining owner.

The first year projected tax revenue for these four properties, assuming full taxation, current assessed valuations and current tax rates, is estimated to be \$4,800.

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. AU-13

Ordinance No. 2021-32
(Int. No. 40)

Authorizing the sale of real estate

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

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

Address	SBL#	Lot Size	Use	Price	Purchaser
12 Orleans St	120.58-3-48	34 x 66	1 Family	\$3,000	Dominique Nesmith

Section 2. The Council hereby approves the negotiated sale of the following adjacent parcels of vacant land that shall be sold together for \$15,750:

Address	SBL#	Lot Size	Purchaser
617-619 Lexington Ave	105.24-2-12.002	257 x 512	Foodlink, Inc.
27 Bantel Pl	105.24-2-17	44 x 139	Foodlink, Inc.

Section 3. The Council hereby approves the negotiated sale of the following vacant unbuildable parcel of land for \$1:

Address	SBL#	Lot Size	Sq. Ft.	Purchaser
75 Hempel St	106.43-4-6.005	17 x 92	1,427	Jose Oquendo

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

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-33
 Re: Lease Agreement Port Terminal
 Building Center Hall

Council Priority: Creating and Sustaining
 a Culture of Vibrancy

Comprehensive Plan Area: Fostering Prosperity
 and Opportunity

Transmitted herewith for your approval is legislation authorizing a lease agreement between the City and Arbor at the Port, LLC, (Agathi Georgiou and Edward Zachary Graham, Owners, 17 Pitkin St, Rochester, NY). The applicant will lease approximately 3500 square feet of space in the Port Terminal Building (Suite 111). The term will be February 1, 2021 to April 30, 2023. The monthly rental amount will be \$2,917 calculated at a rate of \$10 per square foot annually, which was established through an independent appraisal performed by Kevin Bruckner, MAI, of Bruckner, Tillet, Rossi, Cahill & Associates, Inc. as of February 2020. The tenant will have the option to renew for two additional five (5) year terms.

Arbor at the Port, LLC has leased Suite 110 in the Port of Rochester since April 1, 2018, authorized in March 2018 by Ordinance No. 2018-60 and amended in July 2018 by Ordinance No. 2018-227. They have also leased Suite 111 on an as-needed per diem basis for larger events. The additional full lease at Suite 111 will give them the option of making updates and renovations to make the space more suitable for their use. The initial lease term is 26 months to align the renewal dates with the lease of Suite 110.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AU-14

Ordinance No. 2021-33
(Int. No. 41)

Authorizing a lease agreement with Arbor at the Port, LLC

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

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

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

WHEREAS, the Council affirmatively finds that the proposed lease authorized herein is in the public interest because it will allow for additional space for supporting social gatherings such as wedding receptions, retirement parties, and corporate events by a tenant who has been successful in conducting their business in other space at the Port Terminal Building; and

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

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

Section 1. The Mayor is hereby authorized to enter into a lease agreement with Arbor at the Port, LLC for use of 3,500 square feet of space in Suite 111 of the Port Terminal Building. The term of the agreement shall be from February 1, 2021 to April 30, 2023 with the option to renew for up to two additional five year terms, provided that the exercise of the second renewal option shall require the approval of Council by a majority vote made no more than 90 days and no less than 30 days prior to the expiration of the lease.

Section 2. The monthly rental amount shall be \$2,917.

Section 3. The lease 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. 2021-34
Re: Sale of Real Estate – 373-375
Genesee St, 377-379 Genesee St &
385-387 Genesee St - The Center for
Teen Empowerment, Inc.

Council Priority: Creating and Sustaining a
Culture of Vibrancy

Comprehensive Plan Area: Fostering
Prosperity and Opportunity

Transmitted herewith for your approval is legislation authorizing sale of three vacant lots (373-375 Genesee St, 377-379 Genesee St and 385-387 Genesee St) to The Center for Teen Empowerment, Inc. (Doug Ackley, Director, 392 Genesee St, Rochester, NY). The applicant will purchase these lots for the development of a new larger 7,625 sq. ft. facility for The Center for Teen Empowerment that is currently located at 392 Genesee St. The purchase price for the 3 lots shall be \$9,000 (\$3,000 per lot) as established through appraisal by Bruckner, Tillet, Rossi, Cahill & Associates in December 2019.

The Center for Teen Empowerment organization started in 1992 in Boston, MA and currently operates facilities in Boston and Somerville MA, and Rochester, NY. The Rochester branch has been in operation since 2003. Their mission statement is “To employ, train, and empower youth to, in collaboration with adults, create peace, equity and justice”. While employing a small number of full- time staff, Teen Empowerment employs youth leaders aged 14-20 as part of its programming.

The applicant has committed to City Enterprise workforce goals and Enterprise Green Communities Criteria for development and construction of the facility as well as aligning with the Rochester 2034 Placemaking plan goals. In addition, the expanded services will lead to 30 additional long-term jobs, with a combination of full -time professional jobs and youth outreach positions. This larger facility will serve as Rochester headquarters in the SW Quadrant as part of a planned future multi-site expansion into other Rochester neighborhoods. The new facility will have an event space and meeting space that can accommodate other neighborhood groups.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AU-15

Ordinance No. 2021-34
(Int. No. 42)

Authorizing the sale of Genesee Street properties to The Center for Teen Empowerment, Inc.

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 property to The Center for Teen Empowerment, Inc. with proposal for the development of a new larger facility for the purchaser's operations:

Address	SBL#	Lot Size	Price
373-375 Genesee St	120.66-1-45	40 x 150	\$ 3,000
377-379 Genesee St	120.66-1-46	40 x 150	\$ 3,000
385-387 Genesee St	120.66-1-48	40 x 150	\$ 3,000
TOTAL			\$ 9,000

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. 2021-35

Re: Acquisition – 236 University Ave,
RCSD School 58 Campus Expansion

Council Priority: Support the Creation of
Effective Educational Systems

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the acquisition of a property adjacent to School 58/World of Inquiry School. This legislation will:

1. Authorize acquisition by negotiation of 236 University Avenue, a vacant commercial property, on behalf of the Rochester City School District (RCSD). The address is noted below with the appraised value, property owner and property use.
2. Amend the 2020-21 Cash Capital Budget by \$254,500 to reflect the receipt and use of funding from RCSD to reimburse the City for the purchase of the property, demolition, and closing costs to facilitate the campus expansion of School 58/World of Inquiry School.

This acquisition and demolition was authorized via RCSD resolution 2019-20: 475. The acquisition will allow the RCSD to demolish the structure to create additional green space and have the potential for future expansion. The acquisition and demolition will be funded through the RCSD 2019-20 Cash Capital.

Address	Reputed Owner	SBL #	Type	Maximum Acquisition Amount
236 University Ave	East Main Realty Group, Inc. CEO: He Lin, 236 University Ave, Rochester, NY	106.81-1-20	Restaurant	\$200,000

The maximum acquisition amount is supported through an independent appraisal performed as of December, 2019 by Bruckner, Tillett, Rossi, Cahill & Associates. The property owner has agreed to the terms and conditions of the City’s offer.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AU-16

Ordinance No. 2021-35
(Int. No. 43)

Authorizing the acquisition of 236 University Avenue, building demolition and budget amendment for the School No. 58 campus expansion project

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

Section 1. The Council hereby approves the acquisition by negotiation of the following parcel for the maximum acquisition amount indicated to effectuate the Rochester City School District (RCSD) School No. 58 campus expansion project:

Property Address	Reputed Owner	SBL#	Maximum Acquisition Amount
236 University Avenue	East Main Realty Group, Inc.	106.81-1-20	\$200,000

Section 2. The Council authorizes the Department of Environmental Services to demolish the vacant restaurant building located at 236 University Avenue on behalf of the RCSD for the purpose of expanding the green space and play area for students at School No. 58.

Section 3. Ordinance No. 2020-161, the 2020-21 Budget of the City of Rochester, as amended, is hereby further amended to increase 2020-21 Cash Capital by \$254,500, which shall be funded from \$254,450 in RCSD Cash Capital appropriated by RCSD Board Resolution No. 2019-20: 475 to reimburse the City for the purchase, demolition and closing costs for the actions authorized in Sections 1 and 2 herein.

Section 4. City taxes and other current-year charges against said parcel shall be canceled from the date of acquisition closing forward. If the present owner has paid any taxes or other current-year charges attributable to the period after the closing, such charges shall be credited to such owner at closing, and may, if appropriate, be refunded. Any taxes levied after the date of closing, while the City owns the parcel, shall also be canceled.

Section 5. This ordinance shall take effect immediately.

Passed by the following:

Ayes – President Scott, Councilmembers Evans, Gruber, Lightfoot, Lupien, Meléndez, Patterson, Peo -8.

Nays – None – 0.

Councilmember Harris abstained due to a professional relationship.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-36
Re: Zoning Map Amendment:
84 and 86 South Union Street

Council Priority: Creating and Sustaining
a Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area:
Fostering Prosperity and Opportunity

Transmitted herewith for your approval is legislation amending the Zoning Map of the City of Rochester by rezoning two properties located at 84 and 86 South Union Street from R-3 High Density Residential to CCD-B Center City Base District. This rezoning will facilitate the adaptive reuse of a 50-unit apartment building into a hotel.

84 South Union Street is owned by Williams Rutgers, LLC with principal Dawn Williams-Fuller. 86 South Union Street is owned by Ambassador Union Street LLC with principal Dawn Williams-Fuller. 84 South Union Street contains a vacant multifamily dwelling and 86 South Union Street contains two buildings: a 50-unit apartment building in the front of the property and a four-unit apartment building in the rear.

The 50-unit, four-story building in the front of 86 South Union Street, named the Ambassador was built circa 1923 as an apartment building. The proposal is for the adaptive reuse of this apartment building to a hotel. Any current and future residential lease agreement is structured to naturally expire before the proposed project is anticipated to begin. Notice of the proposed project is communicated with any current and future tenant. The redevelopment plans include: the demolition of the vacant 2,524 square foot multifamily dwelling at 84 South Union Street and the 4,102 square foot four-unit apartment building in the rear of 86 South Union Street, a four-story addition to the Ambassador, improved accessibility and egress, window replacement, upgraded fire and life safety systems, and the repaving and restriping of the off-street parking lot. When completed, the proposed hotel will offer 90 guestrooms, meeting rooms, breakfast/dining area, fitness center, indoor pool, and associated front-of-house and back-of-house areas.

All uses are permitted in fully enclosed buildings in the Center City District unless specifically listed as limited or prohibited uses in Article IX of the Zoning Code. Hotels are permitted as-of-right, pending Site Plan Review Approval.

The proposed Center City – Base District will connect to the existing Center City – Base District to the west of South Union Street. The subject properties are located in the Downtown Mixed-Use character area of the Rochester 2034 Placemaking Plan. The vision for the Downtown Mixed-Use character area broadly aligns with the CCD-B Center City Base District and thus this proposed rezoning is generally consistent with the *Rochester 2034* Placemaking Plan.

The City Planning Commission held an informational meeting on January 11, 2021. The applicant spoke in support of the project and one written comment in support was received. No one spoke in opposition of the project and one written comment in opposition was received. By a vote of 7-0-0, the City Planning Commission recommended approval.

A public hearing is required.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AU-17

Ordinance No. 2021-36
(Int. No. 44)

Amending the Zoning Map by changing the zoning classification of 84 and 86 South Union Street

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

Section 1. Chapter 120 of the Municipal Code, Zoning, as amended, is hereby further amended by changing the zoning map classification of the following properties from R-3 High Density Residential to CCD-B Center City Base District:

Address	SBL #
84 South Union Street	121.33-1-25
86 South Union Street	121.41-1-1.001

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

Section 2. This ordinance shall take effect immediately.

Passed by the following:

Ayes – President Scott, Councilmembers Evans, Gruber, Harris, Lightfoot, Meléndez, Patterson, Peo -8.

Nays – Councilmember Lupien – 1.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-37
Re: Zoning Text Amendment –
Update of General Purpose and
Intent to recognize Rochester 2034
as the adopted comprehensive plan

Council Priority: Creating and Sustaining a
Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area:
Planning for Action - Implementation and
Stewardship of Rochester 2034

Transmitted herewith for your approval is legislation amending the Zoning Code of the City of Rochester by removing mention of Renaissance 2010 Plan and replacing it with Rochester 2034 in Section 120-2 General Purpose and Intent, A.

This update is necessary to ensure that when applications are reviewed under the current Zoning Code, the adopted comprehensive plan is referenced.

A public hearing is required.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2021-37
(Int. No. 45)

Amending the Zoning Code text in relation to conformity with the comprehensive plan

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

Section 1. Chapter 120 of the Municipal Code, Zoning, as amended, is hereby further amended by modifying Subsection A of Section 120-2, General purpose and intent, to read as follows:

A. Conform to the City's ~~Renaissance 2010 Plan~~ Rochester 2034 Comprehensive Plan, Subdivision Ordinance, Official Street Map, Capital Improvement Program, Functional Street Classification Map, Center City Design Language, Center City Development Objectives and Adopted Urban Renewal Plans.

Section 2. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-38
Re: Bull's Head Revitalization Project
Monroe County STD Clinic Relocation

Council Priority: Jobs and Economic
Development

Comprehensive Plan 2034 Initiative Area:
Fostering Prosperity and Opportunity

Last week, Gary Kirkmire as Secretary of the Rochester Urban Renewal Agency (Agency), transmitted for your approval a City ordinance and a resolution of the Rochester Urban Renewal Agency (Agency) that endorse and authorize the appropriation of \$290,150 in Agency funds to reimburse the County of Monroe for certain costs of relocating its sexually transmitted disease clinic (Clinic), which is presently located at Bull's Head Plaza, to a different property nearby.

Even though it is the Agency that will be appropriating its funds, the NYS Urban Renewal Act requires the Council to act first and endorse the appropriation as being consistent with the purposes of the City's urban renewal program. I am writing this transmittal to affirm that the City Administration joins in the endorsement of this action.

The Clinic provides services critical to the welfare of the surrounding community. As detailed in Mr. Kirkmire's transmittal and the legislation and resolution, the Agency's appropriation of certain relocation costs for the Clinic will be consistent with the Bull's Head Urban Renewal Plan and the ongoing community planning process, including their goal to retain within the Bull's Head neighborhood as many of its existing services as possible. The new facility will allow the Clinic to remain conveniently located within the immediate Bull's Head neighborhood.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AU-18

Ordinance No. 2021-38
(Int. No. 46, as amended)

Approving the appropriation of Rochester Urban Renewal Agency funds to relocate the Bull's Head Plaza sexually transmitted disease clinic to new premises at 819-827 West Main Street

WHEREAS, the County of Monroe (County) operates a public health clinic for the prevention of sexually transmitted diseases (Clinic) at the Bull's Head Plaza located at 835-855 West Main Street (Plaza);

WHEREAS, the City of Rochester has purchased the Plaza and intends to demolish the building for purposes of redeveloping the Plaza property in accordance with the City's adopted Urban Renewal Plan for the Bull's Head Urban Renewal Area;

WHEREAS, the City has committed and budgeted to provide relocation assistance to the four Plaza tenants, including the Clinic, in accordance with the federal Uniform Relocation Assistance and Real Property Acquisition Policies Act (URA);

WHEREAS, in addition to moving costs, the URA provides for the reimbursement of up to \$25,000 of a non-residential tenant's costs necessary to "reestablish" its operations at a replacement property (Reestablishment costs) and the tasks eligible for reimbursement as Reestablishment costs include any repairs or improvements to the replacement property that are necessary to make the property suitable for the tenant's business in accordance with federal, state or local laws;

WHEREAS, the County has been offered a lease at a privately owned facility located adjacent to the Plaza property at 819-827 West Main Street (Replacement Property);

WHEREAS, the County has presented to the City staff a document prepared by the engineering firm LaBella Associates, D.P.C. that itemizes room-by-room and provides cost estimates for each structural, mechanical, and safety modification that would be necessary to make the Replacement Property suitable for operation as a medical clinic in compliance with Article 28 of New York State Public Health Law and the federal Americans with Disabilities Act and \$352,550 is the estimated cost for the portion of those modifications that the Reestablishment tasks specified therein, which have an estimated cost of \$315,150, have been reviewed by the City's URA consultant R.K. Hite & Co., Inc., which has opined that the listed items qualify as Reestablishment tasks as defined by the URA;

WHEREAS, the City has committed and budgeted to reimburse the County for \$25,000 of the Reestablishment costs, which is the maximum amount that the URA requires;

WHEREAS, Subsection 554(19) of the NYS General Municipal Law authorizes the Rochester Urban Renewal Agency (Agency) to convey to the City money that the Agency holds in connection with a particular urban renewal program, subject to the prior approval of City Council and upon such terms and conditions as are consistent with the purposes of the City's urban renewal program; and

WHEREAS, the Agency is considering appropriating up to ~~\$290,150~~ \$327,550 of its funds to reimburse the County for the above described Reestablishment costs that are not reimbursed with City funds.

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

Section 1. The Council hereby approves, and finds to be consistent with the purposes of the City's urban renewal program, the appropriation by the Rochester Urban Renewal Agency (Agency) of up to ~~\$290,150~~ \$327,550 of its funds to reimburse the County for Reestablishment costs that are incurred to relocate the Clinic from Bull's Head Plaza to the Replacement Property at 819-827 West Main Street, subject to the conditions specified in the Agency's proposed authorizing resolution.

Section 2. The Mayor is hereby authorized and directed to enter into such agreements and to execute such other documents as may be necessary to effectuate the conveyance and use of the Agency's appropriation for the purpose specified herein.

Section 3. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-39
Re: Agreements- US Treasury Emergency
Rent Assistance Funding

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

Comprehensive Plan 2034 Initiative Area:
Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation related to the receipt and use of funding from the United States Department of the Treasury for Emergency Rent Assistance for tenants negatively impacted by the COVID-19 pandemic. This legislation will:

1. Authorize an agreement with the US Department of the Treasury for the receipt and use of \$6,101,213.50 in grant funding for an Emergency Rent Assistance program for tenants. The term of the agreement will extend through December 31, 2021 when the funding expires and must be returned to the Treasury.
2. Authorize \$6,101,213.50 as maximum compensation for an inter-municipal agreement with Monroe County for the operation of a joint-funded Emergency Rent Assistance program. The term of the agreement will extend through December 31, 2021, but will have an option to extend for an additional year in the event Congress extends the expiration date of the funding.

The Consolidated Appropriations Act of 2021, signed into law on December 27, 2020, allocated \$25 billion in funding to States and local governments for Emergency Rent Assistance to individuals economically impacted by the COVID-19 pandemic. As a City with over 200,000 in population, Rochester is eligible for direct funding from the US Treasury. This process and funding mechanism is entirely separate from the City's typical funding streams through The Department of Housing and Urban Development (HUD). The Treasury funds will provide additional flexibility compared to the CARES Act HUD funding, allowing Landlords to apply on behalf of a tenant with their consent. The funding can cover up to 12 months' rent and utilities arrears, and up to 3 months future rent and utilities where ongoing housing stability is at risk. Eligible households must attest to financial impacts due to COVID and document monthly income at or below 80% AMI, and the funds must be prioritized for households at or below 50% AMI and/or unemployed for at least 90 days.

Monroe County has also received \$15.9 million in funding from the Treasury for this same purpose. The City and County have agreed to a joint-funded program to ensure that the funding is spent most efficiently and that citizens wouldn't have multiple Emergency Rent Assistance programs in parallel. City staff from NBD helped draft and review a Request for Proposals solicitation, and will be part of the selection committee to select contracted agencies. The structure of the program is expected to be similar to the Eviction Prevention Pilot Initiative (EPPI) that administered CARES Act rent relief funding, but the new program will incorporate lessons learned from the first phase of EPPI. The program is also expected to incorporate a new self-serve online application form that will help streamline program operations by reducing the number of calls for intake. The ability for Landlords to initiate the process will also enable increased efficiency, given they are required to confirm rent arrears and supply their bank information for direct payment.

Approximately 30% of rental units in the city were behind on rent as of the end of October according to a survey of small landlords conducted by the Ash Center at Harvard University. While the New York

State eviction moratorium has been extended through the end of April, the Treasury funding will help reduce the risk of eviction for tenants and foreclosures for vulnerable landlords. The program will be heavily promoted through various mechanisms and community networks. NBD will provide updates on this program to City Council as part of the current CARES act monthly reports.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2021-39
(Int. No. 47)

Authorizing agreements relating to U.S. Treasury Emergency Rent Assistance funding

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 Treasury Department (Treasury) for the receipt and use of \$6,101,213.50 to fund an Emergency Rent Assistance program (Program). The term of the agreement shall continue through December 31, 2021, with the option to extend for one additional year in the event that the Federal Government extends the expiration date for using Program assistance.

Section 2. The Mayor is hereby authorized to enter into an intermunicipal agreement with the County of Monroe (County) for the joint operation and joint funding of the Program. The maximum compensation contributed by the City for the agreement shall be \$6,101,213.50, which shall be funded by the U.S. Treasury in accordance with the agreement authorized in Section 1 herein. The term of the agreement shall continue through December 31, 2021, with the option to extend for one additional year in the event that the Federal Government extends the expiration date for using Program assistance.

Section 3. The Mayor is hereby further authorized to provide any such information that may be required by the Treasury or the County and to execute any grant agreement, program sponsor agreement, or any other documentation as may be necessary to fund and carry out the activities provided for in the Program agreements authorized herein.

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 unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2021-40
Re: Amend Ordinance No. 2020-96 –
Pueblo Nuevo I – Affordable Rental
Housing Project

Council Priority: Rebuilding and Strengthening
Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation to amend Ordinance No. 2020-96, which was authorized by City Council on April 14, 2020, related to Pueblo Nuevo I, the first phase of the larger Pueblo Nuevo affordable rental community project, being undertaken by Ibero-American Development Corporation (IADC) (Eugenio Marlin, Executive Director). Ordinance No. 2020-96 approved the sale of City-owned parcels, a payment in lieu of taxes (PILOT) and a loan for the project, and was amended by Ordinance No. 2020-190 on June 16, 2020, by adding size information for parcels sold by the City of Rochester for the project and adding to the PILOT agreement two parcels sold by IADC for the project.

This legislation will amend Ordinance No. 2020-96 as follows:

1. Add to Section 4, which authorizes the Project PILOT agreement, one property, 935-945 Clifford Avenue (SBL# 106.33-3-4.001), already acquired for the project, and owned by Pueblo Nuevo I Housing Development Fund Corporation.

The need to include the parking lot at 935-945 Clifford Avenue, to be used for tenants of 938 Clifford Avenue, in the project's ownership was identified as a requirement by other Pueblo Nuevo I project funders shortly before project closing in July, 2020. The developer's initial plan was to keep the parking lot in IADC ownership, with tenant parking to be assured through a long term license agreement, and was therefore not included in the original PILOT application for the project. The PILOT Review Committee approved the overall Pueblo Nuevo PILOT in April 2018. In the interest of time, all parties agreed to proceed with project closing prior to amending the Pueblo Nuevo I PILOT to include this parcel.

The PILOT Review Committee approved the requested amendment to the Pueblo Nuevo I PILOT on January 14, 2021.

All other terms of Ordinance Nos. 2020-96 and 2020-190 remain the same.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2021-40
(Int. No. 48)

Amending Ordinance Nos. 2020-96 and 2020-190 relating to the Pueblo Nuevo Phase I project

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

Section 1. Section 4 of Ordinance No. 2020-96, as amended by Ordinance No. 2020-190, is hereby further amended to add the following parcel to the list of parcels included in the payment in lieu of taxes agreement (PILOT Agreement):

STREET ADDRESS	SBL NUMBER
935-945 CLIFFORD AVE	106.33-3-4.001

Section 2. This ordinance shall take effect immediately.

Passed by the following:

Ayes – President Scott, Councilmembers Evans, Gruber, Harris, Lightfoot, Lupien, Patterson, Peo -8.

Nays –None – 0.

Councilmember Meléndez abstained due to a professional relationship.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-41
Re: Amending the 2019-20 Annual Action
Plan, Consolidated Community
Development Plan; Business Emergency
Retention Grant, CDBG-CV3 –
CARES Act

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

Comprehensive Plan 2034 Initiative Area:
Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation amending the 2019-20 Annual Action Plan, Consolidated Community Development Plan, which was approved by City Council at the June 18, 2019 City Council Meeting, Ordinance No. 2019-164 and related to the receipt and use of the third round of CARES Act Community Development Block Grant-Coronavirus (CDBG-CV3) funding. This legislation will:

1. Amend the 2019-20 Annual Action Plan to reflect the receipt and use of \$500,000 in round three Community Development Block Grant-Coronavirus (CDBG-CV3) funds from the Coronavirus Aid, Relief, and Economic Security (CARES) ACT.
2. Authorize the submission of the Plan to the U.S. Department of Housing and Urban Development (HUD)
3. Appropriate \$500,000 in CDBG-CV3 funding from the 2019-20 Annual Action Plan for the Business Emergency Retention Grant (BERG) program, and authorize the Mayor to enter into agreements with businesses necessary to implement the program. The funds will be utilized towards working capital for businesses who are incurring daily operating expenses without income revenue due to the COVID 19 crisis. Eligible operating expenses will include: rent/mortgage, utilities, payroll, insurance, and inventory among other similar related operating expenses.

The CARES Act was signed into law on March 27, 2020 and provides fast and direct economic support for American workers, families, and small businesses. The Amended Annual Action Plan describes projects and activities that will be undertaken with these federal funds to address priority needs. A public hearing on the Amended 2019-20 Annual Action Plan will be held on February 11, 2021.

The 2019-20 Annual Action Plan was previously amended at the May 12, 2020 City Council meeting, Ordinance No. 2020-131, which authorized programs funded by the first round of CDBG-CV, ESG-CV, and HOPWA-CV funding through the CARES Act. The 2019-20 Annual Action Plan was also amended at the December 15, 2020 City Council meeting, Ordinance No.: 2020-350, which authorized the receipt and use of \$1,424,700 in CDBG-CV3 funding. The City was not allocated any funds in the second tranche of CDBG-CV funding, as these funds were exclusively allocated to States and insular areas. Approval by the City Council of the Amended Annual Action Plan is required by HUD.

Program Outcomes as of December 31, 2020

Program	Funding Previously Allocated	Funding Spent as of 12/31/20	Businesses Assisted
Business Emergency Retention Grant – CDBG-CV funded	\$2,000,000	\$1,493,354	543
Business Emergency Retention Grant – CDF funded	\$411,135	\$411,135	215

Respectfully submitted,
 Lovely A. Warren
 Mayor

Attachment No. AU-19

Ordinance No. 2021-41
 (Int. No. 49)

Amending the Consolidated Community Development Plan/2019-20 Annual Action Plan, authorizing submittal of a plan and entering into grant or project sponsor agreements, and appropriating \$500,000 of additional funds in relation to the third round of Community Development Block Grant-Coronavirus grants

WHEREAS, in Ordinance No. 2019-164, the City approved and adopted a Consolidated Community Development Plan/2019-20 Annual Action Plan (the 2019-20 Action Plan) to fund and implement community development programs under the federal Community Development Block Grant (CDBG) program;

WHEREAS, the federal Coronavirus Aid, Relief and Economic Security Act enacted on March 27, 2020 (CARES Act) authorizes the U.S. Department of Housing and Urban Development (HUD) to provide supplemental CDBG program funding to municipalities to implement additional activities to prevent, prepare for, and respond to difficulties arising out of the coronavirus pandemic;

WHEREAS, on May 13, 2020 in Ordinance No. 2020-130, the City adopted amendments to the 2019-20 Action Plan that provided for the receipt and use of \$4,881,038 that had been awarded to the City by HUD as a portion of the first round of supplemental CARES Act funding for the City’s CDBG-CV program services (CDBG-CV1 Fund);

WHEREAS, after HUD issued a second round of CDBG-CV funding that went only to states, on September 11, 2020, HUD awarded the City a third round of supplemental CARES Act funding for CDBG programs consisting of \$2,371,177 to continue and enhance the City's CDBG-CV programs (CDBG-CV3 Fund);

WHEREAS, on December 16, 2020, in Ordinance No. 2020-350, the City adopted additional amendments to the 2019-20 Action Plan that provided for the receipt and use of a \$1,424,700 portion of the CDBG-CV3 Fund for the City's CDBG-CV programs;

WHEREAS, a plan for amending the 2019-20 Action Plan again to incorporate the receipt and use of an additional \$500,000 portion of the CDBG-CV3 Fund for coronavirus epidemic relief activities (Amendment Plan) has been prepared, presented to the City Council, and circulated for public review and comment through a process that was designed to engage residents and stakeholders in compliance with the CARES Act's expedited review requirements, consistent with emergency social distance and public safety requirements, and as set forth in the amended 2019-20 Citizen Participation Plan that is included in the Amendment Plan;

WHEREAS, the publication of the Amendment Plan and the solicitation of community input included:

- (1) Beginning Friday, February 5, 2021, posting the Amendment Plan on-line to the City's Consolidated Plan webpage: <https://www.cityofrochester.gov/conplan> and emailing notice of the Plan and a link to the webpage to a list of over 400 local stakeholders, including staff of community organizations and agencies, neighborhood and business association leaders, and Rochester residents and inviting the submittal of comments for a public comment period to extend through 5:00 PM on February 10, 2021;
- (2) Presenting the written comments received to the members of City Council beforehand and reading them into the record during a City Council Public Hearing held on February 11, 2021; and
- (3) streaming the Public Hearing live on the Council's Facebook <https://www.facebook.com/RochesterCityCouncil/> and YouTube https://www.youtube.com/channel/UC_U7nbtS5kEz4bjEM8AGXlQ?view_as=subscriber pages;

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

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

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

Section 1. The Council hereby approves and adopts the Amendment Plan as an amendment to the 2019-20 Action Plan, including the addition and appropriation of \$500,000 in CARES Act funding for the City's CDBG-CV program.

Section 2. The Mayor is hereby authorized to submit the Amendment Plan to HUD. The Mayor is hereby further authorized to provide any such information that may be required by HUD and to execute any grant agreement, project sponsor agreement, or any other documentation as may be

necessary to fund and carry out the activities provided for in the Amendment Plan in accordance with the CARES Act and with any other applicable community development laws and regulations.

Section 3. The Council hereby appropriates \$500,000 from the CDBG-CV3 Fund allocation of the 2019-20 Action Plan for the Business Emergency Retention Grant (BERG) program as provided for in the Amendment Plan authorized in Section 1 herein and authorizes the Mayor to enter into agreements with the recipient businesses or any other documentation as may be necessary to fund and carry out the BERG Program activities as provided for in the Amendment Plan and in accordance with the CARES Act and with any other applicable community development laws and regulations.

Section 4. The agreements and documents 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 unanimously.

By Councilmember Gruber
February 16, 2021

To the Council:

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

- Int. No. 50 Authorizing an agreement relating to the Port of Rochester Marina
- Int. No. 51 Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$2,400,000 Bonds of said City to finance the City's 2021 Water Main Lining & Lead Service Replacement Project
- Int. No. 52 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 2021 Cured in Place Pipe Project of the Distribution System Water Main Renewal Program
- Int. No. 53 Authorizing an agreement for the Street Lighting GIS Development project
- Int. No. 54 Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$750,000 Bonds of said City to finance the 2021 LED Upgrades and Pole Replacement Project
- Int. No. 55 Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$125,000 Bonds of said City to finance the Underpass Lighting Upgrades Project
- Int. No. 57 Authorizing a license agreement with Ren Square, LLC
- Int. No. 58 Authorizing funding and an agreement for the Joseph A. Floreano Rochester Riverside Convention Center South Terrace and Addition

Int. No. 59 Amending Ordinance No. 2020-328 relating to the State Street Reconstruction Project

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

Int. No. 17 Authorizing geometric changes relating to the City of Rochester Pedestrian Safety Action Plan Phase III Project

Int. No. 18 Authorizing geometric changes relating to the New York State Department of Transportation Pedestrian Safety Action Plan Phase II

Int. No. 19 Authorizing geometric changes relating to the Priority Bicycle Boulevard Implementation Project

Int. No. 56 Amending the Official Map by abandoning a portion of the Trowbridge Street right-of-way

Respectfully submitted,
Mitch Gruber
Malik Evans (*Abstained against Int. No.58*)
Jose Peo
Willie J. Lightfoot
Loretta C. Scott
PARKS & PUBLIC WORKS COMMITTEE

Received filed and published.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-42
Re: City of Rochester Pedestrian Safety
Action Plan Geometric Changes – Phase III

Council Priority: Jobs and
Economic Development

Comprehensive Plan 2034 Initiative Area:
Sustaining Green & Active Systems

Transmitted herewith for your approval is legislation authorizing geometric changes for the City of Rochester Pedestrian Safety Action Plan (PSAP) Phase III Project. This legislation will authorize the following changes in pavement width:

1. On Clifford Avenue at El Camino Trail (Mid-Block):
 - a. A decrease in pavement width of 6 feet, from 36 feet to 30 feet, beginning 35 feet east of the centerline of the El Camino Trail to a point 35 feet west of the centerline of the El Camino Trail.

2. On Joseph Avenue at Wilkins Street:
 - a. A decrease in pavement width of 12 feet, from 38 feet to 26 feet, beginning 58 feet south of the centerline of Wilkins Street to a point 11.5 feet south of the centerline of Wilkins Street.
3. On Dewey Avenue at Lake View Park:
 - a. A decrease in pavement width of 6 feet, from 48 feet to 42 feet, beginning 59.5 feet north of the centerline of Lake View Park to a point 15.5 feet north of the centerline of Lake View Park.
 - b. A decrease in pavement width of 12 feet, from 48 feet to 36 feet, beginning 14.5 feet south of the centerline of Lake View Park to a point 81.5 feet south of the centerline of Lake View Park.
4. On Jefferson Avenue at Flint Street:
 - a. A decrease in pavement width of 12 feet, from 38 feet to 26 feet, beginning 13 feet south of the centerline of Flint Street to a point 52 feet south of the centerline of Flint Street.
5. On South Avenue at Sanford Street:
 - a. A decrease in pavement width of 6 feet, from 40 feet to 34 feet, beginning 14 feet south of the centerline of Sanford Street to a point 58 feet south of the centerline of Sanford Street.

This is a Federal Aid Project that is administered by the City under agreement with the New York State Department of Transportation (NYSDOT). The source of funds is the federal Highway Safety Improvement Program. No additional right-of-way is required to accommodate the pavement width changes.

This project will make improvements to pedestrian facilities at up to 200 locations throughout the City of Rochester. The improvements will be implemented at both signalized intersections and unsignalized crosswalks. This effort is part of the New York State Pedestrian Safety Action Plan (PSAP) announced by Governor Cuomo on June 20, 2016. The work specifically proposed at the locations with geometric changes includes adding curb bumpouts or median islands intended to enhance pedestrian safety where pedestrian crashes have occurred in the past and/or where pedestrian traffic is highest. All work will be performed following PSAP guidance and current design standards.

The project is being designed by C&S Engineers, Inc. (John Trimble, P.E., CEO, 150 State Street, Suite 120, Rochester, NY), as authorized in February 2020 (Ordinance No. 2020-12).

A public informational meeting was held on November 17, 2020. The pavement width changes required for this project were endorsed by the Traffic Control Board at its November 18, 2020 meeting.

Design phase services are anticipated to be completed in January 2021. Construction is anticipated to begin in early 2021 with substantial completion by fall 2021.

A public hearing on the pavement width changes is required.

Respectfully submitted,
Lovely A. Warren
Mayor

Authorizing geometric changes relating to the City of Rochester Pedestrian Safety Action Plan Phase III Project

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

Section 1. The Council hereby approves the following changes in the pavement width to accommodate curb bumpouts and median islands for the City of Rochester Pedestrian Safety Action Plan Phase III Project:

- a) On Clifford Avenue at El Camino Trail (Mid-Block): A decrease in width of 6 feet, from 36 feet to 30 feet, beginning 35 feet east of the centerline of the El Camino Trail and continuing westward to a point 35 feet west of the centerline of the El Camino Trail;
- b) On Joseph Avenue at Wilkins Street: A decrease in width of 12 feet, from 38 feet to 26 feet, beginning 58 feet south of the centerline of Wilkins Street and continuing northward to a point 11.5 feet south of the centerline of Wilkins Street;
- c) On Dewey Avenue at Lake View Park:
 - i. A decrease in width of 6 feet, from 48 feet to 42 feet, beginning 59.5 feet north of the centerline of Lake View Park and continuing southward to a point 15.5 feet north of the centerline of Lake View Park; and
 - ii. A decrease in width of 12 feet, from 48 feet to 36 feet, beginning 14.5 feet south of the centerline of Lake View Park and continuing southward to a point 81.5 feet south of the centerline of Lake View Park;
- d) On Jefferson Avenue at Flint Street: A decrease in width of 12 feet, from 38 feet to 26 feet, beginning 13 feet south of the centerline of Flint Street and continuing southward to a point 52 feet south of the centerline of Flint Street; and
- e) On South Avenue at Sanford Street: A decrease in width of 6 feet, from 40 feet to 34 feet, beginning 14 feet south of the centerline of Sanford Street and continuing southward to a point 58 feet south of the centerline of Sanford Street.

The pavement width changes shall be made in accordance with plans and specifications approved by the City Engineer, who may make reasonable modifications to such plans.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-43
Re: New York State Department of
Transportation Pedestrian Safety
Action Plan Geometric Changes

Council Priority: Jobs and Economic
Development

Comprehensive Plan 2034 Initiative Area:
Sustaining Green & Active Systems

Transmitted herewith for your approval is legislation authorizing geometric changes for the New York State Department of Transportation (NYSDOT) Pedestrian Safety Action Plan (PSAP) Phase II Project. This legislation will authorize the following changes in pavement width:

1. On Exchange Boulevard at the Public Safety Building (Mid-Block):
 - a. A decrease in pavement width of 7 feet, from 55 feet wide to 48 feet wide, beginning 93 feet south of the centerline of the northerly Public Safety Building driveway to a point 20 feet south of the centerline of the northerly Public Safety Building driveway.
2. On Exchange Boulevard at South Plymouth Avenue:
 - a. For the easterly curb bumpout, a decrease in pavement width of 7 feet, from 23 feet wide to 16 feet wide, beginning 37 feet south of and opposite the centerline of the South Plymouth Avenue median to a point 96 feet north of and opposite the centerline of the South Plymouth Avenue median.
 - b. For the westerly curb bumpout, a decrease in pavement width of 8 feet, from 24 feet wide to 16 feet wide, beginning 30 feet north of the centerline of the South Plymouth Avenue median to a point 198 feet north of the centerline of the South Plymouth Avenue median.
3. On East Avenue at Lawrence Street:
 - a. A decrease in pavement width of 14 feet, from 40 feet wide to 26 feet wide, beginning 9 feet west of the centerline of Lawrence Street to a point 85 feet east of the centerline of Lawrence Street.
4. On Chili Avenue at Post Avenue:
 - a. A decrease in pavement width of 6.5 feet, from 34.5 feet wide to 28 feet wide, beginning 31 feet west of the centerline of Hobart Street to a point 157 feet east of the centerline of Hobart Street.
5. On Monroe Avenue at Werner Park:
 - a. A decrease in pavement width of 7 feet, from 44 feet wide to 37 feet wide, beginning 21 feet east of the centerline of Werner Park to a point 89 feet east of the centerline of Werner Park.

This is a Federal Aid Project that is being advanced by NYSDOT. This project is separate from the City of Rochester's Pedestrian Safety Action Plan Phase III project. All PSAP-related improvements located

on New York State routes and touring routes within the City are under the jurisdiction of NYSDOT for the purposes of this program. The source of funds is the federal Highway Safety Improvement Program. No additional right-of-way is required to accommodate the pavement width changes.

Similar to the City's PSAP program, improvements will be implemented at both signalized intersections and unsignalized crosswalks. This effort is also part of the New York State Pedestrian Safety Action Plan (PSAP) announced by Governor Cuomo on June 20, 2016. The work specifically proposed at the locations with geometric changes involves the addition of curb bumpouts intended to enhance pedestrian safety where pedestrian crashes have occurred in the past and/or where pedestrian traffic is highest. All work will be performed following PSAP guidance and current design standards. The project is being designed in-house by NYSDOT forces.

A public informational meeting was held on November 17, 2020. The pavement width changes required for this project were endorsed by the Traffic Control Board at its December 2, 2020 meeting. Construction is anticipated to begin in early 2021 with substantial completion by fall 2021.

A public hearing on the pavement width changes is required.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AU-21

Ordinance No. 2021-43
(Int. No. 18)

Authorizing geometric changes relating to the New York State Department of Transportation Pedestrian Safety Action Plan Phase II Project

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

Section 1. The Council hereby approves the following changes in the pavement width to accommodate curb bumpouts for the New York State Department of Transportation Pedestrian Safety Action Plan Phase II Project:

- a) On Exchange Boulevard at the Public Safety Building (Mid-Block): A decrease in width of 7 feet, from 55 feet wide to 48 feet wide, beginning 93 feet south of the centerline of the northerly Public Safety Building driveway and continuing northward to a point 20 feet south of the centerline of the northerly Public Safety Building driveway;
- b) On Exchange Boulevard at South Plymouth Avenue:
 - i. For the easterly curb bumpout, a decrease in width of 7 feet, from 23 feet wide to 16 feet wide, beginning 37 feet south of and opposite the centerline of the South Plymouth Avenue median and continuing northward to a point 96 feet north of and opposite the centerline of the South Plymouth Avenue median; and
 - ii. For the westerly curb bumpout, a decrease in width of 8 feet, from 24 feet wide to 16 feet wide, beginning 30 feet north of the centerline of the South Plymouth Avenue median and continuing northward to a point 198 feet north of the centerline of the South Plymouth Avenue median;

- c) On East Avenue at Lawrence Street: A decrease in width of 14 feet, from 40 feet wide to 26 feet wide, beginning 9 feet west of the centerline of Lawrence Street and continuing eastward to a point 85 feet east of the centerline of Lawrence Street;
- d) On Chili Avenue at Post Avenue: A decrease in width of 6.5 feet, from 34.5 feet wide to 28 feet wide, beginning 31 feet west of the centerline of Hobart Street and continuing eastward to a point 157 feet east of the centerline of Hobart Street; and
- e) On Monroe Avenue at Werner Park: A decrease in width of 7 feet, from 44 feet wide to 37 feet wide, beginning 21 feet east of the centerline of Werner Park and continuing eastward to a point 89 feet east of the centerline of Werner Park.

The pavement width changes shall be made in accordance with plans and specifications approved by the City Engineer, who may make reasonable modifications to such plans.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Re: Ordinance No. 2021-44
 Priority Bicycle Boulevard
 Implementation Project – Pierpont
 Street (Lexington Avenue to Driving
 Park)

Council Priority: Jobs and Economic
 Development

Comprehensive Plan 2034 Initiative Area:
 Sustaining Green & Active Systems

Transmitted herewith for your approval is legislation related to geometric changes resulting from the Priority Bicycle Boulevard Implementation Project. This legislation will authorize changes in pavement width as follows:

- 1. On Pierpont Street:
 - a. An increase in pavement width of 4 feet, from 18 feet to 22 feet, beginning at Driving Park Avenue and continuing south to Lexington Avenue.

No additional right-of-way is required to accommodate the pavement width changes.

This project includes milling and resurfacing of the pavement; spot curb replacements; installation or upgrade of sidewalk curb ramps; adjustment and repair of manholes, receiving basins, and water valve castings; and replacement of traffic pavement markings. Additional enhancements include a counterflow bicycle lane on Pierpont Street from Mason Street to Driving Park Avenue to accommodate two way bicycle traffic on this priority Bicycle Boulevard route. These improvements will enhance the surface drainage and riding quality of the roadway, improve accessibility for all users, and expand the useful life of the pavement structure.

The project is being designed by T.Y. Lin International Engineering & Architecture, P.C.. (Bob Radley, President, 225 East Avenue, Rochester, NY), as authorized in November 2019 (Ordinance No. 2019-339).

A public informational meeting was held on November 18, 2020. The pavement width changes required for the project were endorsed by the Traffic Control Board at its December 2, 2020 meeting.

Design phase services are anticipated to be completed by January 2021. Construction is anticipated to begin in spring 2021 with completion by fall 2021.

A public hearing on the pavement width changes is required.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AU-22

Ordinance No. 2021-44
(Int. No. 19)

Authorizing geometric changes relating to the Priority Bicycle Boulevard Implementation Project

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

Section 1. The Council hereby approves the following change in the pavement width of Pierpont Street to accommodate improvements within the right-of-way, including a counterflow bicycle lane, for the Priority Bicycle Boulevard Implementation Project: An increase in width of 4 feet, from 18 feet to 22 feet, beginning at Driving Park Avenue and continuing south to Lexington Avenue. The pavement width change shall be made in accordance with plans and specifications approved by the City Engineer, who may make reasonable modifications to such plans.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-45
Re: Agreement – Founders 3 Management
Company, Port of Rochester Marina
Operations

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

Transmitted herewith for your approval is legislation authorizing an agreement with Founders 3 Management Company d/b/a F3 Marina (252 E. Highland Ave., Milwaukee, WI 53202, John Matheson, President) for the promotion, marketing and operation of the Port of Rochester Marina.

Under the proposed agreement F3 Marina will promote, market, operate, and maintain the new Port of Rochester Marina facility including the marina docks, the City's public boat launch, the marina boater services facility in the terminal link building, and the 1,100 foot long terminal dock wall. The current agreement with F3 Marina, formerly known as S-G Management Company was authorized by Ordinance No. 2016-26 and expires in March of 2021.

Under the proposed agreement, F3 Marina will submit an annual expense and revenue budget to the City each November for the next fiscal year. Additionally, F3 Marina will collect all revenues from the operation of the Port marina facilities. From those revenues, F3 Marina will pay all operating expenses of the marina including their management fee. Under the current and proposed agreement F3 Marina will collect a maximum of 18% of gross revenues of the facility operations but no less than \$2,500 per month as their management fee. A reconciliation of actual expense and revenue will be done each year in order to determine if additional working capital is needed to cover the expenses.

In addition to an annual evaluation of the operating performance of the Marina, the City will perform annual financial audits of F3 Marina's operation. F3 Marina has experienced great success as the current operator of the Port of Rochester Marina in achieving full slip occupancy as well as establishing a thriving ships store. In addition, F3 Marina has a positive reputation with the boating community as well as the community at large.

On January 6, 2021, the Department of Environmental Services issued a request for proposals for the marketing, promotion, operation and maintenance of the marina. One proposal was received. The RFP summary is attached. F3 Marina is recommended based on its experience in promoting, marketing and operating marinas, their familiarity and success with the Port of Rochester Marina, and their hospitality-focused strategy it presented in its proposal.

The term of this agreement will be three (3) years with two one-year optional renewals.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AU-23

Ordinance No. 2021-45
(Int. No. 50)

Authorizing an agreement relating to the Port of Rochester Marina

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 Founders 3 Management Company (Contractor) to promote, market and operate the Port of Rochester Marina facility, including the marina docks, the City's public boat launch, the marina boater services in the terminal link building, and the approximately 1,100-foot terminal dock wall. The agreement shall be for a term of 3 years, with the option to renew for up to two additional 1-year periods. The Contractor shall be entitled to an annual management fee of up to 18% of the gross revenues of the Marina operations, but no less than \$2,500 per month.

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. 2021-46
Re: Bond Authorization - 2021 Water
Main Lining & Lead Service Replacement
Project

Comprehensive Plan 2034 Initiative Area:
Sustaining Green and Active Systems

Transmitted herewith for your approval is legislation authorizing the issuance of bonds totaling \$2,400,000 and appropriating the proceeds thereof to fund a portion of the 2021 Water Main Lining & Lead Service Replacement Project.

The project will rehabilitate approximately 3.4 miles of City water mains and replace the residential lead service lines along those 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 project will replace 217 lead containing services as part of this project.

The locations for this work have been identified by selecting streets that are scheduled for Chip Seal in 2023. Work is expected to be performed during the spring and summer of 2021.

The total cost of the project is estimated to be \$2,600,000. The balance of funding will be \$200,000 from 2019-2020 Cash Capital.

A list of the affected streets and a map of the area are attached. Construction is scheduled to begin this spring and be completed by the fall. Project inspection will be performed by Water Bureau personnel.

This project results in the creation and/or retention of the equivalent of 28 full-time jobs.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AU-24

Ordinance No. 2021-46
(Int. No. 51)

Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$2,400,000 Bonds of said City to finance the City's 2021 Water Main Lining & Lead Service Replacement Project

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance a portion of the cost of rehabilitating, mechanically cleaning and installing an anti-corrosion cement lining for approximately 3.4 miles of water mains as well as the replacement of approximately 217 connected lead service lines through the City's 2021 Water Main Lining & Lead Service Replacement Project 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 \$2,600,000. The plan of financing includes the issuance of \$2,400,000 bonds of the City, which amount is hereby appropriated for the Project, \$200,000 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 \$2,400,000 are hereby authorized to be issued pursuant to the Constitution and laws of the State of New York, including the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), this Ordinance, and other proceedings and determinations related thereto.

Section 3. The City intends to finance, on an interim basis, the costs or a portion of the costs of said improvements for which bonds are herein authorized, which costs are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the City, pursuant to this Ordinance, in the amount of \$2,400,000. 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	Main Size (inches diameter)	Main Length (feet)	Lead services
Beresford Rd	Blossom Rd.	Dorchester St.	8	1842	28
Yarmouth Rd.	Blossom Rd.	Dorchester St.	6	1872	35
Croydon Rd.	Blossom Rd.	Dorchester St.	8	1882	34
Milan St.	Northlane Rd.	Baird St.	6	672	1
Le Frois St.	Northlane Rd.	Baird St.	6	671	10
Sayne St.	Northlane Rd.	Baird St.	6	681	2
Volois St.	Northlane Rd.	Baird St.	6	681	6
Rexford St.	Baird St.	Carter St.	6	301	2
Rexford St.	Northlane Rd.	Baird St.	8	671	
Erion Cres.	E. Main St.	Reducer	6	352	11
Erion Cres.	Reducer Champney	Prince St.	8	261	
Prince St.	Ter.	E. Main St.	6	756	17
Kenilworth Ter.	Prince St.	Alexander St.	6	517	11
Kenilworth Ter.	Alexander St.	N. Union ST. Champney	8	341	
Alexander St.	E. Main St.	Ter.	4	693	20

Alexander St.	E. Main St.	Champeney Ter.	6	1558	
Champeney Ter.	N. Union St.	Reducer	8	476	2
Champeney Ter.	Reducer	Prince St.	6	210	
Windemere Rd.	Gramercy Pk.	City Line	6	1820	20
Corwin Rd.	N. Winton Rd.	New Castle Rd.	6	1924	18
TOTALS				18181	217

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-47
 Re: Cured in Place Pipe Project of the
 Distribution System Water Main
 Renewal Program

Comprehensive Plan 2034 Initiative Area:
 Sustaining Green and Active Systems

Transmitted herewith for your approval is legislation authorizing the issuance of \$600,000 in bonds for the 2021 Cured in Place Pipe Project (CIPP) within the street segments listed in the chart below.

The legislation also revokes Ordinance No. 2020-35, which authorized the issuance of \$600,000 in bonds for a 2020 CIPP that encompassed a substantially different set of street segments than those now included in the 2021 CIPP. The bonds authorized for the 2020 CIPP have not been issued because the only construction bid received for that project exceeded the available budget. Therefore, the 2020 CIPP Project has been dropped and a revised set of street segments have been selected for the 2021 CIPP to align with the City’s ongoing street rehabilitation program in order to achieve cost savings and avoid duplication of effort.

The 2021 CIPP project will structurally rehabilitate 0.7 miles of deteriorated water mains on the following streets:

Street Name	Limits	Rehabilitation Reason
Packard St.	E. Main St. to Maxon St.	3 Water Main Breaks Years: 2010 - 2018
Milliner St.	Jay St. to Campbell St.	4 Water Main Breaks Years: 1993 - 2012
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 \$1,600,000. The balance of funding will be \$257,000 from 2017-18 Cash Capital and \$136,000 from 2018-19 Cash Capital.

Construction is anticipated to begin spring 2021 and completed by the fall 2021.

This project results in the creation and/or retention of the equivalent of 17 full-time jobs.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AU-25

Ordinance No. 2021-47
(Int. No. 52)

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 2021 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 Council hereby revokes the authorization of the issuance of \$600,000 in City Bonds for the 2020 Cured in Place Pipe Projects set forth in Ordinance No. 2020-35.

Section 2. 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 0.7 miles of deteriorated water mains through the City's 2021 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 \$1,600,000. The plan of financing includes the issuance of \$600,000 bonds of the City, which amount is hereby appropriated for the Project, \$607,000 from the proceeds of City bonds authorized by Ordinance No. 2019-15, \$257,000 in 2017-18 Cash Capital, \$136,000 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 3. 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 4. 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 5. 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 6. 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 7. 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 8. 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 9. 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
Packard St.	E. Main St. to Maxon St
Milliner St.	Jay St. to Campbell St
Perinton Street	Ridgeway to Wheatland St
Chestnut Street (Holly System)	Court St to James St
Aqueduct Street (Holly System)	East Main St to Broad St

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-48
Re: Agreement – Bergmann Associates,
Architects, Engineers, Landscape
Architects & Surveyors, D.P.C.
Street Lighting GIS Development

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area:
Sustaining Green & Active Systems

Transmitted herewith for your approval is legislation establishing \$234,000 as maximum compensation for a professional services agreement with Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C. (Pietro V. Giovenco, CEO 280 East Broad Street, Rochester, NY) for the procurement of geographic information system (GIS) services related to the City’s street lighting program for the Street Lighting GIS Development project. The cost of the agreement will be financed from 2019-20 Cash Capital.

The City of Rochester owns and maintains over 28,000 street lights with record drawings in various electronic and paper formats. The objective of the Street Lighting GIS Development project is to collect and consolidate data from the various sources into a single enterprise geodatabase. This process will enable the City to more efficiently manage, maintain and stake-out its inventory. This consolidation of data is one of the final steps in the purchase of the City’s street lighting infrastructure from Rochester Gas and Electric.

Bergmann was selected to provide GIS services through a request for proposal process, which is described in the attached summary.

The project is anticipated to begin spring of 2021 with anticipated completion in late 2021. The project will result in the creation and/or retention of the equivalent of 2.5 full-time jobs.

The agreement shall extend until one (1) year after completion of the GIS geodatabase.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment AU-26

Ordinance No. 2021-48
(Int. No. 53)

Authorizing an agreement for the Street Lighting GIS Development 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 Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C. for geographic information system (GIS) services for the Street Lighting GIS Development project. The maximum compensation shall be \$234,000, which shall be funded from 2019-20 Cash Capital. The term of the agreement shall extend until one year after completion of the GIS geodatabase.

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. 2021-49
Re: 2021 LED Upgrades and Pole
Replacement Project

Council Priority: Jobs and Economic
Development

Comprehensive Plan 2034 Initiative Area:
Sustaining Green & Active Systems

Transmitted herewith for your approval is legislation authorizing the issuance of bonds totaling \$750,000 and the appropriation of the proceeds thereof to finance the 2021 LED Upgrades and Pole Replacement Project.

The Project will replace high pressure sodium post top luminaries with full cutoff LED post top luminaires. It will also include the spot replacement of fiberglass poles and installation of Philips CityTouch Smart Controls. The project will be completed using current term contracts.

The project limits are listed below:

<u>Name</u>	<u>Location</u>
Aberdeen St.	Genesee St. to Post Ave.
Bartlett St.	S Plymouth Ave. to Epworth St.
Brooks Ave.	Genesee St. to Genesee Pk Blvd.
Columbia Ave.	S. Plymouth Ave. to Genesee St.
Elmdorf Ave.	Genesee St. to Woodbine Ave.
Epworth St.	Frost Ave. to Columbia Ave.
Florence St.	Bartlett St. to Columbia Ave.
Frost Ave.	Olean St. to Woodbine Ave.
Lenox St.	Epworth St. to Dead end
Magnolia St.	Jefferson Ave to Genesee St.
Melrose St.	Genesee St. to Woodbine Ave.
Orleans St.	Judson St. to Genesee St.
Rugby Ave.	Chili Ave. to Roslyn St.
Wellington Ave.	Chili Ave. to Sawyer St.
West High Ter.	Genesee St. to Woodbine Ave.
Wooden St.	Clifton St. to Dr. Samuel McCree Way

Construction is anticipated to begin in summer 2021 with substantial completion in summer 2022. The project will result in the creation and/or retention of the equivalent of 8.2 full-time jobs.

Respectfully submitted,
 Lovely A. Warren
 Mayor

Attachment No. AU-27

Ordinance No. 2021-49
 (Int. No. 54)

Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$750,000 Bonds of said City to finance the 2021 LED Upgrades and Pole Replacement Project

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), hereby authorizes the issuance of \$750,000 bonds of the City to finance the costs of the 2021 LED Upgrades and Pole Replacement Project to replace high pressure sodium post-top luminaires with full cutoff light emitting diode post-top luminaires, replace fiberglass poles where warranted, and install smart lighting controls along the Southwest Quadrant city streets indicated on the attached Schedule A ("Project"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$750,000. The plan of financing includes the issuance of \$750,000 bonds of the City, which amount is hereby appropriated therefor, 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 \$750,000 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 \$750,000. 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.5 of the Law, is ten (10) years.

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

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

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

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

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

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

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

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

Schedule A

Name	Location
Aberdeen St.	Genesee St. to Post Ave.
Bartlett St.	S Plymouth Ave. to Epworth St.
Brooks Ave.	Genesee St. to Genesee Pk Blvd.
Columbia Ave.	S. Plymouth Ave. to Genesee St.
Elmdorf Ave.	Genesee St. to Woodbine Ave.
Epworth St.	Frost Ave. to Columbia Ave.
Florence St.	Bartlett St. to Columbia Ave.
Frost Ave.	Olean St. to Woodbine Ave.
Lenox St.	Epworth St. to Dead end
Magnolia St.	Jefferson Ave to Genesee St.
Melrose St.	Genesee St. to Woodbine Ave.
Orleans St.	Judson St. to Genesee St.
Rugby Ave.	Chili Ave. to Roslyn St.
Wellington Ave.	Chili Ave. to Sawyer St.
West High Ter.	Genesee St. to Woodbine Ave.
Wooden St.	Clifton St. to Dr. Samuel McCree Way

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2021-50
Re: Underpass Lighting Upgrades Project

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area:
Sustaining Green and Active Systems

Transmitted herewith for your approval is legislation authorizing the issuance of bonds totaling \$125,000 and the appropriation of the proceeds thereof to finance the Underpass Lighting Upgrades Project.

The project will convert various underpasses throughout the city from metal halide and high pressure sodium to LED. Current term contracts will be used to purchase and install the light fixtures. This project will reduce energy annually by 194,000 kWh.

The project limits are listed below:

<u>Name</u>	<u>Underpass Location</u>
Atlantic Ave.	Between Russell St. & Crouch St.
Brown St.	Between W. Broad St. & King St.
Child St.	Between Maple Ave. & Delano St.
Joseph Ave.	Between Central Ave & Ward St.
N. Clinton Ave.	Between Central Ave & Ward St.
N. Winton Rd.	Between East Ave. & Halstead St.
Ames St.	Between Skye St. & Danforth St.
Blossom Rd.	Between University & Carlson Rd.
Bridgeview Dr.	Under the Veteran's Bridge
Brown St.	Between Wilder St. & Silver St.
Buffalo Rd.	Between West Ave. & Glide St.
Canal St.	Between Allen St. & Wiley St.
Chili Ave.	Between Cairn St. & Westfield St.
East River Wall	Under Frederick Douglass/Susan B Anthony Bridge
Glide St.	Between Boswell St. & Campbell St.
Hudson Ave.	Under Route 104
Hudson Ave.	Between Nassau St. & Skuse St.
King St.	Between Allen St. & Silver St.
N. Plymouth Ave.	Under Inner Loop
North St.	Between Portland Ave & Hartford St.
Ormond St.	Between Harrison St. & Nassau St.
Platt St.	Between Oak St. & W. Broad St.
S. Clinton Ave.	Between Byron St. & Woodbury

Saxton St.	Between Maple St. & Dengler St.
W. Broad St.	Between Allen St. & Brown St.
W. Broad St.	Between Allen St. & Industrial St.
West River Wall	Under Frederick Douglass/Susan B Anthony Bridge

Construction is anticipated to begin in spring 2021 with substantial completion in summer 2022. The project will result in the creation and/or retention of the equivalent of 1.9 full-time jobs.

Respectfully submitted,
 Lovely A. Warren
 Mayor

Attachment No. AU-28

Ordinance No. 2021-50
 (Int. No. 55)

Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$125,000 Bonds of said City to finance the Underpass Lighting 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"), hereby authorizes the issuance of \$125,000 bonds of the City to finance the costs of the Underpass Lighting Upgrades Project to install light emitting diode fixtures to replace the existing metal halide and high pressure sodium light fixtures within the street underpasses listed on the attached Schedule A ("Project"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$125,000. The plan of financing includes the issuance of \$125,000 bonds of the City, which amount is hereby appropriated therefor, 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 \$125,000 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 \$125,000. 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. 5 of the Law, is ten (10) years.

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

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

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

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

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

Schedule A

Name	Underpass Location
Atlantic Ave.	Between Russell St. & Crouch St.
Brown St.	Between W. Broad St. & King St.
Child St.	Between Maple Ave. & Delano St.
Joseph Ave.	Between Central Ave & Ward St.
N. Clinton Ave.	Between Central Ave & Ward St.

N. Winton Rd.	Between East Ave. & Halstead St.
Ames St.	Between Skye St. & Danforth St.
Blossom Rd.	Between University & Carlson Rd.
Bridgeview Dr.	Under the Veteran's Bridge
Brown St.	Between Wilder St. & Silver St.
Buffalo Rd.	Between West Ave. & Glide St.
Canal St.	Between Allen St. & Wiley St.
Chili Ave.	Between Cairn St. & Westfield St.
East River Wall	Under Frederick Douglass/Susan B Anthony Bridge
Glide St.	Between Boswell St. & Campbell St.
Hudson Ave.	Under Route 104
Hudson Ave.	Between Nassau St. & Skuse St.
King St.	Between Allen St. & Silver St.
N. Plymouth Ave.	Under Inner Loop
North St.	Between Portland Ave & Hartford St.
Ormond St.	Between Harrison St. & Nassau St.
Platt St.	Between Oak St. & W. Broad St.
S. Clinton Ave.	Between Byron St. & Woodbury
Saxton St.	Between Maple St. & Dengler St.
W. Broad St.	Between Allen St. & Brown St.
W. Broad St.	Between Allen St. & Industrial St.
West River Wall	Under Frederick Douglass/Susan B Anthony Bridge

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-51
 Re: Official Map Amendment –
 Trowbridge Street Partial Abandonment

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

Transmitted herewith for your approval is legislation related to the amending of Trowbridge Street right-of-way (ROW). This legislation will amend the Official Map by abandoning a 0.534 acre portion of Trowbridge Street at the northern section to allow Morse Lumber to utilize the parcel for lumber storage.

Upon abandonment, the parcel would revert to the adjoining property owner Morse Lumber.

The City Planning Commission, at its December 14, 2020 meeting recommended approval of this abandonment by a vote of 5-0-0. Minutes of that meeting, along with the application, are attached.

A public hearing is required.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AU-29

Ordinance No. 2021-51
(Int. No. 56)

Amending the Official Map by abandoning a portion of the Trowbridge Street right-of-way

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

Section 1. Chapter 76 of the Municipal Code, Official Map, as amended, is hereby further amended by changing and deleting therefrom the following described property, heretofore dedicated to street purposes and constituting a portion of Trowbridge Street:

Legal Description of Trowbridge Street Right-of-Way to be Abandoned

Commencing at a point in the Northerly Right of Way for West Main Street at its intersection with the Easterly Right of Way for Trowbridge Street; thence N 11°34'18" W along the Easterly Right of Way for Trowbridge Street a distance of 264.00 feet to the true point of beginning; thence

- 1) N 11°34'18" W continuing along the Easterly Right of Way for Trowbridge Street a distance of 316.00 feet to a point in the Southerly boundary of lands now or formerly City of Rochester tax parcel 121.21-1-33; thence
- 2) N 73°47'36" W along the said southerly boundary a distance of 74.60 feet to a point in the Westerly Right of Way for Trowbridge Street; thence
- 3) S 11°34'18" E along the Westerly Right of Way for Trowbridge Street a distance of 388.50 feet to a point; thence
- 4) N 78°25'42" E through the lands of Trowbridge Street a distance of 33.00 feet to a point in the center of Trowbridge Street; thence
- 5) N 11°34'18" W along the center of Trowbridge Street a distance of 37.74 feet to a point; thence
- 6) N 78°25'42" E through the lands of Trowbridge Street a distance of 33.00 feet to the true POINT OF BEGINNING.

The above described parcel contains 0.534 acres (23249 sq. ft.)

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-52
Re: Division Street Geothermal License
Agreement- REN SQUARE, LLC

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

Comprehensive Plan 2034 Initiative Area:
Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation authorizing a license agreement with REN SQUARE, LLC (Gary Dutton, CEO, 34 Elton Street, Rochester NY), a developer that is installing a geothermal utility in the City right-of-way on Division Street. This utility will provide heating, cooling, and hot water to the mixed-use development currently under construction at the historic Glenny Building, located at 190-194 E. Main Street.

The utility will include two 12 inch extruded resin pipes that provide tempered water from the adjacent geothermal well-field located at 75 Mortimer Street. Use of geothermal infrastructure is a sustainable means to meet the requirements for historic preservation while eliminating the need for gas service to the structure.

The agreement will include maintenance and insurance requirements, and compliance with the City's Rules and Regulations for Work in the Right of Way, which includes NYS Code Rule 753 for stake-out of underground facilities.

The fee for the agreement will be calculated based upon the length of pipe installed at a rate of four dollars per foot, payable at the execution of the agreement and every 5 years thereafter.

Installation of the geothermal utility began in fall 2020 with completion anticipated in spring 2021.

The term of agreement shall extend for five (5) years with two (2) optional five (5) year renewals.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AU-30

Ordinance No. 2021-52
(Int. No. 57)

Authorizing a license agreement with Ren Square, LLC

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

Section 1. The Mayor is hereby authorized to enter into a license agreement with Ren Square, LLC to install in the Division Street public right-of-way pipes to convey tempered water from an adjacent geothermal well-field facility located at 75 Mortimer Street to an adjacent mixed-use facility located at 190-194 East Main Street. The agreement shall require compliance with the City's Rules and Regulation for Work in the Right of Way. The term of the agreement shall be 5 years, with the option to extend for up to 2 additional five-year renewal terms.

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. 2021-53
Re: Agreement – Stantec Consulting
Services Inc. Joseph A. Floreano
Rochester Riverside Convention Center
(RRCC) South Terrace and Addition

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 related to the Joseph A. Floreano RRCC South Terrace and Addition. This legislation will:

1. Appropriate \$950,000 in anticipated reimbursements from ROC the Riverway/Upstate Revitalization Initiative funding administered by Empire State Development to finance design and engineering of the project; and,
2. Establish \$950,000 as maximum compensation for an agreement with Stantec Consulting Services Inc. (James R. Hoffman Jr., 61 Commercial Street, Suite 100, Rochester, New York) for site and engineering surveys, State Environmental Quality Review (SEQR), programming and design for the proposed Project. The cost of the agreement will be financed from anticipated reimbursements appropriated herein.

The concept for the RRCC South Terrace and Addition is a Convention Center addition and modernization to the southwest face directly engaging the downtown riverfront, south river terrace expansion to create open public space along the downtown riverfront promenade which will become part of the extended Genesee Riverway Trail system, and reconstruction of the existing Genesee River wall.

Capital improvements at the Convention Center, both recent and current, include the river terrace renovation and LED façade lighting completed in 2019, and replacement of escalators and Highland Ballroom partition walls currently underway.

Stantec Consulting Services Inc. was selected through a Request for Proposal process, which is described in the attached summary, to provide engineering and architectural consulting services for the Project.

Design will begin in spring 2021. The agreement will result in the creation and/or retention of the equivalent of 10.3 full-time jobs.

The term of the agreement shall be for a period of two (2) years.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AU-31
Ordinance No. 2021-53
(Int. No. 58)

Authorizing funding and an agreement for the Joseph A. Floreano Rochester Riverside Convention Center South Terrace and Addition

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

Section 1. The Council hereby appropriates \$950,000 in anticipated reimbursements from the ROC the Riverway/Upstate Revitalization Initiative administered by Empire State Development to fund engineering and design services for the Joseph A. Floreano Rochester Riverside Convention Center South Terrace and Addition (Project). The Mayor is hereby authorized to execute an agreement and such other documents as may be necessary to receive and administer the funding.

Section 2. The Mayor is hereby authorized to enter into a professional services agreement with Stantec Consulting Services Inc. to provide site and engineering surveys, State Environmental Quality Review Act review, programming, and design for the Project. The maximum compensation shall be \$950,000, which shall be funded from the appropriation authorized in Section 1 herein. The term of the agreement shall be two years.

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 by the following:

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

Nays – None- 0.

Councilmember Evans abstained due to a professional relationship.

TO THE COUNCIL

Ladies and Gentlemen:

Re: Ordinance No. 2021-54
Technical Amendment – Ordinance
No. 2020-328, State Street
Reconstruction 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 amending Ordinance No. 2020-328 to correct a typographical error in the citation to a prior authorizing ordinance for the State Street Reconstruction Project.

All other terms and conditions approved in Ordinance No. 2020-328 remain the same.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AU-32

Ordinance No. 2021-54
(Int. No. 59)

Amending Ordinance No. 2020-328 relating to the State Street Reconstruction Project

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

Section 1. Section 2 of Ordinance No. 2020-328 is hereby amended to read in its entirety as follows:

Section 2. The Mayor is hereby authorized to enter into an amendatory agreement with LaBella Associates, D.P.C. to provide additional services related to the Project. The agreement authorized in Ordinance No. 2019-201 as amended by Ordinance No. ~~220-197~~ 2020-197 is hereby further amended to add final design and construction administration to the scope of services and to increase the maximum compensation by \$490,000 to a new total of \$755,000. The increase in compensation shall be funded by \$345,600 from the FHWA reimbursement appropriated in Section 1, \$85,748.46 from 2016-17 Cash Capital, \$8,651.54 from 2019-20 Cash Capital, and \$50,000 from 2020-21 Cash Capital.

Section 2. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined.

Passed unanimously.

By Vice President Lightfoot
February 16, 2021

To the Council:

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

- Int. No. 60 Authorizing an intermunicipal agreement for the Rochester-Monroe County Youth Bureau
- Int. No. 61 Authorizing agreements for the 2020 Justice Assistance Grant program
- Int. No. 62 Authorizing an agreement and budget amendment for Youth Voice, One Vision
- Int. No. 63 Authorizing an agreement relating to the Comprehensive Adolescent Pregnancy Prevention Program
- Int. No. 64 Authorizing a Home To Home program agreement for Rochester Animal Services
- Int. No. 65 Authorizing an agreement and budget amendments relating to the employment of a Foster Care and Transfer Coordinator and Community Outreach Specialist by Rochester Animal Services
- Int. No. 66 Authorizing an amendatory agreement for Rachael Ray Save Them All grant from Best Friends Animal Society
- Int. No. 67 Authorizing an amendatory agreement for a Complex Coordinated Terrorist Attack grant

Respectfully submitted,
Willie Lightfoot
Mitch Gruber (*Voted against Int. No. 67*)
Lashay D. Harris
Jose Peo
Loretta C. Scott
PUBLIC SAFETY, RECREATION & HUMAN SERVICES COMMITTEE

Received, filed and published.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-55
Re: Grant Agreement - Monroe County,
Rochester-Monroe County Youth Bureau

Council Priority: Support the Creation of
Effective Educational Systems

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation authorizing an inter-municipal agreement with the County of Monroe, on behalf of the Rochester-Monroe County Youth Bureau, for the receipt and use of a \$54,301 grant to support recreation and positive youth development programming. These funds were anticipated and included in the 2020-21 Budget of the Department of Recreation and Human Services. The term of this agreement was for the 2020 calendar year.

The Rochester-Monroe County Youth Bureau annually receives funding from the New York State Office for Children and Family Services (OCFS) for youth development activities and awards a portion of these funds to the City. The County notified the City of the amount of State funding for the 2020 calendar year on December 15, 2020. In 2019, this grant funded part-time positions and supplies for athletics leagues and youth development programs which collectively served 673 city recreation participants. It is estimated that at least 1,000 youth were served in 2020 through these programs.

The Rochester-Monroe County Youth Bureau, jointly established by the City and County, provides a County-wide planning and service delivery system devoted to the welfare and development of children and youth. The most recent Council action on this item was in September 2019 via Ordinance No. 2019-295.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2021-55
(Int. No. 60)

Authorizing an intermunicipal agreement for the Rochester-Monroe County Youth Bureau

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

Section 1. The Mayor is hereby authorized to enter into an intermunicipal agreement with the County of Monroe (on behalf of the Rochester-Monroe County Youth Bureau) for the receipt and use of \$54,301 from the New York State Office of Children and Family Services to support the City's recreation and youth development programming.

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. 2021-56
Re: Grant Agreement – US Department of
Justice, 2020 Justice Assistance Grant

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong neighborhoods

Transmitted herewith for your approval is legislation related to the 2020 Justice Assistance Grant. This legislation will:

1. Authorize an agreement with the US Department of Justice and the City for the receipt and use of the 2020 Edward Byrne Memorial Justice Assistance Grant in the amount of \$147,331. This funding is made available by the federal government to local units of government in support of efforts to prevent or reduce crime and violence. The City of Rochester and Monroe County have jointly applied for and received this grant for over 10 years. The grant was last authorized by City Council Ordinance No. 2019-345.
2. Authorize an agreement with the County of Monroe for the distribution and use of \$64,310 of the grant for support of “Operation Nightwatch”, a program of the Monroe County Office of Probation which follows up on probationers’ evening curfews in an effort to prevent future criminal offenses.

The City’s share of the grant (\$78,601) will reimburse salaries, fringe benefits, and administrative expenses for Crisis Intervention Services staff members now within the Department of Recreation and Human Services, who work in conjunction with the Rochester Police Department. These funds were anticipated and included in the 2020-21 Budgets of the Departments of Recreation and Human Services, Police, and Undistributed Expenses. Additionally, grant funds in the amount of \$4,420 are allocated toward achieving crime reporting compliance with standards established by the National Incident-Based Reporting System (NIBRS); this is a requirement in this year’s award process.

The term of this grant is October 1, 2019 through September 30, 2023. No matching funds are required.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2021-56
(Int. No. 61)

Authorizing agreements for the 2020 Justice Assistance Grant program

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the United States Department of Justice for the receipt and use of funding from the 2020 Edward Byrne Memorial Justice Assistance Grant program in the amount of \$147,331. The term of the agreement shall be October 1, 2019 through September 30, 2023.

Section 2. The Mayor is hereby authorized to enter into an intermunicipal agreement with the County of Monroe in the maximum amount of \$64,310 to fund the Monroe County Office of Probation's Operation Nightwatch program. Said amount shall be funded from the grant appropriated in Section 1 herein. The term of the agreement shall be October 1, 2019 through September 30, 2023.

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

Section 4. This ordinance shall take effect immediately.

Passed by the following:

Ayes – President Scott, Councilmembers Evans, Gruber, Harris, Lightfoot, Meléndez, Patterson, Peo -8.

Nays – Councilmember Lupien – 1.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-57

Re: Grant Agreement – Marie C. and Joseph C. Wilson Foundation, Inc.

Council Priority: Support the Creation of Effective Educational Systems

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the Youth Voice, One Vision youth leadership program. This legislation will:

1. Authorize an agreement with the Marie C. and Joseph C. Wilson Foundation, Inc. (Rachel Sherman, Vice President of Operations, 6 South Main Street, Pittsford, NY 14534) for the receipt and use of \$10,000 for the Youth Voice, One Vision (YVOV) youth leadership program; and
2. Amend the 2020-21 Budget of the Department of Recreation and Human Services by \$10,000 to reflect the grant funding.

Youth Voice, One Vision, the Mayor's Youth Advisory Council, is a youth leadership and youth development program administered by the Department of Recreation and Human Services since 1996. YVOV is led by a team of thirty youth who serve on the Executive, Event Planning, Service

Learning, or Public Safety Committees and engages an additional 50 youth at council meetings and 75 - 150 youth at city-wide special events and service learning projects. The participants range in age from 8 to 18, with the majority between the ages of 10 and 15.

The grant will be used to fund Teaching Artists and the delivery of free Creative Arts training, instruction or services for 100 youth ages six (6) to eighteen (18) at various R-Centers. Teaching Artists will be identified through a competitive request for proposals issued by DRHS and evaluated by YVOV youth leaders, DRHS staff, and Wilson Foundation staff.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2021-57
(Int. No. 62)

Authorizing an agreement and budget amendment for Youth Voice, One Vision

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 Marie C. and Joseph C. Wilson Foundation, Inc. for the receipt and use of \$10,000 for the Youth Voice, One Vision (YVOV) youth leadership program.

Section 2. Ordinance No. 2020-161, the 2020-21 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Budget of the Department of Recreation and Human Services by \$10,000 to reflect the receipt of the grant funds authorized in Section 1 herein.

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. 2021-58
Re: Agreement – Rochester Community
TV, Inc.

Council Priority: Support the Creation of
Effective Educational Systems

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation establishing \$15,000 as maximum compensation for an agreement with Rochester Community TV, Inc. (RCTV) (Carvin Eison, General Manager, 21 Gorham Street, Rochester, NY 14605) for media and production services. The cost of this agreement will be funded by a portion of the New York State Department of Health Comprehensive Adolescent Pregnancy Prevention (CAPP) 2021 Grant program, appropriated in the City's Teenage Pregnancy Prevention Special Revenue fund via Ordinance No. 2020-370. The term of this agreement will not exceed one year.

The goal of the CAPP program is to significantly reduce the rate of adolescent pregnancy rates in targeted areas through the delivery of evidence-based curricula and positive youth development programming for Rochester youth. Through this collaboration with RCTV, the CAPP program will produce 25 age-appropriate media messages on topics to include: communication, boundaries, consent, relationships, expectations, emotional intelligence, body anatomy, role of sexuality education, pornography, impact of social media and dating apps. The content produced will be distributed via social media, WXIR LPFM 100.9, and RCTV cable channel 1301.

A Justification for No RFP is attached.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AU-33

Ordinance No. 2021-58
(Int. No. 63)

Authorizing an agreement relating to the Comprehensive Adolescent Pregnancy Prevention 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 Rochester Community TV, Inc. for media and production services for the Comprehensive Adolescent Pregnancy Prevention Program (Program). The maximum compensation for the agreement shall be \$15,000, which shall be funded by Program grant funds appropriated to the Teenage Pregnancy Prevention Special Revenue Fund in Ordinance No. 2020-370. The term of the agreement shall not exceed 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. 2021-59

Re: Agreement – Friends of the Shelter,
Inc.

Transmitted herewith for your approval is legislation authorizing an agreement with Friends of the Shelter, Inc. dba Better Together Animal Alliance (Animal Alliance), (Principal: Mandy Evans), Ponderay, ID, and Friends of the Verona Street Animal Shelter, Inc. dba Verona Street Animal Society (Friends), (Principal: Mary Jones), 184 Verona Street, Rochester, for the use of the Animal Alliance's Home To Home program at Rochester Animal Services. The term of this agreement will be one year with continuous one-year extensions until such time as any one party chooses not to renew.

The Home To Home program includes a designated website to serve as a self-rehoming tool to aid pet guardians in finding alternate homes for their companion animals. This tool will be used to support community members in being engaged in the rehoming process. Self-rehoming benefits the City by reducing animal intakes at Rochester Animal Services. There are no fees for the initial year of this agreement as they are being supported by the Maddie's Foundation. Friends will be responsible for payment of subsequent annual renewal fees.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2021-59
(Int. No. 64)

Authorizing a Home To Home program agreement for Rochester Animal Services

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

Section 1. The Mayor is hereby authorized to enter into an agreement with Friends of the Shelter, Inc., an Idaho corporation doing business as Better Together Animal Alliance (Animal Alliance), and Friends of the Verona Street Animal Shelter Inc. (Friends) for use of the Animal Alliance's Home To Home program by Rochester Animal Services. The term of the agreement shall be for one year with continuous one-year extensions every year thereafter until one of the parties notifies the other parties that it chooses not to renew for the next extension interval. The annual compensation for the second and subsequent years of the agreement shall be \$420, which shall be funded by the Friends.

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. 2021-60
Re: Agreement – Friends of the Verona
Street Animal Shelter Inc.

Transmitted herewith for your approval is legislation related to an agreement with Friends of the Verona Street Animal Shelter Inc. dba Verona Street Animal Society (VSAS). This legislation will:

1. Authorize an agreement with Friends of the Verona Street Animal Shelter Inc. dba Verona Street Animal Society (VSAS), (Principal: Mary Jones), 184 Verona Street, Rochester, NY, for the receipt and use of funding in an amount not to exceed \$178,000. The term of the agreement will be April 1, 2021 through June 30, 2022 and may be extended annually upon mutual agreement of both parties and the availability of funding. Future contract amounts will be determined by the salary schedules for those fiscal years;
2. Amend the 2020-21 Budget of the Police Department by \$21,500 for the salaries for these positions. Funding for future years will be included in future budgets upon approval; and
3. Amend the 2020-21 Undistributed Budget by \$14,300 for the fringe benefits for these positions. Funding for future years will be included in future budgets upon approval.

VSAS will provide funding for salary and fringe for a full-time Foster Care and Transfer Coordinator and the difference in salary and fringe from a part-time to full-time Community Outreach Specialist at Rochester Animal Services. The Foster Care and Transfer Coordinator position will coordinate the recruitment, placement, orientation, training, and monitoring of foster care volunteers and the animals, and the activities associated with the Foster Care Program and the Transfer Program for Rochester Animal Services. The Community Outreach Specialist provides supportive services to community members facing barriers in access to resources to support the human-animal bond and keep people and pets together.

This is the first time we are receiving this funding.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AU-34

Ordinance No. 2021-60
(Int. No. 65)

Authorizing an agreement and budget amendments relating to the employment of a Foster Care and Transfer Coordinator and Community Outreach Specialist by Rochester Animal Services

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the Friends of the Verona Street Animal Shelter Inc. (Friends) for the receipt and use of funds to hire a full-time Foster Care and Transfer Coordinator and to increase from part-time to full-time the employment of a Community Outreach Specialist for Rochester Animal Services (RAS). The term of the agreement shall be April 1, 2021 through June 30, 2022, which may be extended by additional periods of one-year each contingent upon the mutual agreement of the parties and the availability of sufficient additional Friends funding. The funding for the initial term of the agreement shall be \$178,000.

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

Section 3. Ordinance No. 2020-161, the 2020-21 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 \$21,500 and to Undistributed Expense by \$14,300, which amounts are hereby appropriated from the grant authorized in Section 1 herein.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-61

Re: Amendatory Agreement – Best Friends
Animal Society, 2019 Rachael Ray
Save Them All grant

Council Priority: Public Safety

Transmitted herewith for your approval is legislation authorizing an amendatory agreement with Best Friends Animal Society for the 2019 Rachael Ray Save Them All grant to extend the term of the grant through June 30, 2021.

This grant, authorized in Ordinance No. 2019-233 and extended in Ordinance No. 2020-272, is intended to increase the live release rate of dogs. The funds will be used for animal behaviorist services to conduct assessments and behavior modification training for dogs displaying certain forms of aggression, thereby increasing the animal's suitability for retention by owners or transfer to one of the City's animal rescue partners. The assessments and training will be conducted at Rochester Animal Services Center at 184 Verona Street for shelter dogs or at off-site locations for owned dogs. This is the first time receiving this grant.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2021-61
(Int. No. 66)

Authorizing an amendatory agreement for Rachael Ray Save Them All grant from Best Friends Animal Society

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 Best Friends Animal Society for the receipt and use of a Rachael Ray Save Them All grant for Rochester Animal Services. The amendatory agreement shall amend the existing agreement that was authorized by Ordinance No. 2019-233 and amended by Ordinance No. 2020-272 to extend the term of the agreement through June 30, 2021.

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. 2021-62
Re: Amendatory Agreement – Monroe
County, Complex Coordinated Terrorist
Attack Grant

Council Priority: Public Safety

Transmitted herewith for your approval is legislation authorizing an amendatory agreement with Monroe County for the FY2016 CCTA grant. This amendment will extend the current agreement through May 31, 2022.

This grant, in the amount of \$20,000, was originally authorized in Ordinance No. 2019-102 and extended through July 31, 2021 in Ordinance No. 2020-274. These funds are being used for overtime and fringe benefits for Police Officers for the purpose of planning and applicable training that is focused on building or enhancing capabilities to improve the ability to prepare for, prevent, and respond to complex coordinated terrorist attacks. This is the first time we received this grant.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2021-62
(Int. No. 67)

Authorizing an amendatory agreement for a Complex Coordinated Terrorist Attack grant

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

Section 1. The Mayor is hereby authorized to enter into an amendatory agreement with the County of Monroe for the City's receipt and use of a fiscal year 2016 Complex Coordinated Terrorist Attack grant. The amendatory agreement shall amend the existing agreement that was authorized by Ordinance No. 2019-102 and amended by Ordinance No. 2020-274 to extend the term of the agreement through May 31, 2022.

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:

Ayes – President Scott, Councilmembers Evans, Harris, Lightfoot, Meléndez, Patterson, Peo -7.

Nays – Councilmembers Gruber, Lupien – 2.

The meeting was adjourned at 8:18 p.m.

HAZEL L. WASHINGTON
City Clerk