

ROCHESTER CITY COUNCIL

REGULAR MEETING

June 15, 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:**

**DES:**

\*Daniel McBride

**DRHS:**

\*Thomas Ford

**FIN**

\*Nala Sangaramoorthy

\*Brenda Vigil-Trim

**RFD**

\*Jason Bagley

\*Richard Born

\*D. Scott Joerger

\*Gary Kosko

**RPD:**

\*John Brennan

\*Kim Bubel

\*Henry Rivera

\*Orlando Rivera

\*Joseph Trovato

**RPL:**

\*Patricia Connor

\*Carol Moldt

*\*Not attending meeting*

**APPROVAL OF THE MINUTES**

By Councilmember Evans

RESOLVED, that the minutes of the Special Meeting on May 6, 2021 and the Regular Meeting on May 11, 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:

**Councilmember Evans** on Int. No. 247, **Councilmember Gruber** on Int. No. 206 and Int. No. 248, **Councilmember Harris** on Int. No. 236, Int. No. 237, Int. No. 251 and Int. No. 253 **Councilmember Meléndez** on Int. No. 239.

**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 June 9, 2021 on the following matters:**

Adoption of the Budget estimates for municipal purposes for the 2021-22 fiscal year, appropriation of sums set forth therein and approving commercial refuse fees Int. No. 250

Four speakers

**Pursuant to law, public hearings were held on June 9, 2021 on the following matters:**

Adoption of the Budget estimates for school purposes for the 2021-22 fiscal year and appropriation of sums set forth therein Int. No. 251

No Comments

**Pursuant to law, public hearings were held on June 9, 2021 on the following matters:**

Local Improvement Ordinance - Street cleaning, street and sidewalk snow removal, and hazardous sidewalk repair commencing July 1, 2021 and expiring June 30, 2022  
Int. No. 254

No Comments

**Pursuant to law, public hearings were held on June 9, 2021 on the following matters:**

Confirming the assessments, amounts and charges to be inserted in the annual tax rolls for the fiscal year commencing July 1, 2021 and expiring June 30, 2022 Int. No. 255

No Comments

**Pursuant to law, public hearings were held on June 10, 2021 on the following matters:**

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 \$446,477 of additional funds in relation to the third round of Community Development Block Grant-Coronavirus grants Int. No. 201

One speaker

**Pursuant to law, public hearings were held on June 10, 2021 on the following matters:**

Approving the 2021-22 Annual Action Plan Int. No. 203

Five speakers

**Pursuant to law, public hearings were held on June 10, 2021 on the following matters:**

Authorizing geometric changes relating to the Innovation Square project Int. No. 230

No Comments

REPORTS OF STANDING COMMITTEES  
AND ACTION THEREON

By Councilmember Evans  
June 15, 2021

To the Council:

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

Int. No. 192 Authorizing an agreement for the 2021 Roc Jam Live music series

Int. No. 193 Authorizing an agreement for an “I Love Roc” sign

- Int. No. 194      Authorizing an amendatory agreement and budget amendment for the Financial Empowerment Centers Initiative
- Int. No. 195      Authorizing an agreement for ROC City HomeGrown
- Int. No. 196      Authorizing an agreement for adult employment readiness training
- Int. No. 197      Authorizing agreements for economic development and urban entrepreneurship consulting and professor-on-loan services, **as amended**
- Int. No. 198      Authorizing an agreement for medical records digitization
- Int. No. 199      Authorizing competitive grant applications
- Int. No. 200      Authorizing agreement relating to SUNY College at Brockport Social Work Field Internships
- Int. No. 245      Local Law Amending the City Charter Relative to Legal Counsel for City Council
- Int. No. 247      Authorizing the deferral of an annual loan repayment for the Rochester Convention Center Management Corporation
- Int. No. 248      Resolution approving the reappointments to the Board of Directors of Action for a Better Community, Inc.
- Int. No. 259      Authorizing an agreement for telephone town hall meeting services

The **FINANCE COMMITTEE** recommends the following entitled legislation to be **HELD** in Committee

- Int. No. 249      Resolution approving the 2021-22 debt limit for general municipal purposes
- Int. No. 250      Adoption of the Budget estimates for municipal purposes for the 2021-22 fiscal year, appropriation of sums set forth therein and approving commercial refuse fees
- Int. No. 251      Adoption of the Budget estimates for school purposes for the 2021-22 fiscal year and appropriation of sums set forth therein
- Int. No. 252      Levying taxes for municipal purposes for the fiscal year commencing July 1, 2021 and expiring June 30, 2022
- Int. No. 253      Levying taxes for school purposes for the fiscal year commencing July 1, 2021 and expiring June 30, 2022

- Int. No. 254      Local Improvement Ordinance - Street cleaning, street and sidewalk snow removal, and hazardous sidewalk repair commencing July 1, 2021 and expiring June 30, 2022
- Int. No. 255      Confirming the assessments, amounts and charges to be inserted in the annual tax rolls for the fiscal year commencing July 1, 2021 and expiring June 30, 2022
- Int. No. 256      Amending the Municipal Code with respect to Animal Services
- Int. No. 257      Amending the Municipal Code with respect to the license fee for certain animals and fowl
- Int. No. 258      Amending the Municipal Code with respect to towing and storage fees for trucks

Respectfully submitted,  
 Malik Evans (*Abstained on Int. No. 247*)  
 LaShay D. Harris (*Abstained on Int. No. 251 and 253*)  
 Michael A. Patterson  
 Willie J. Lightfoot  
 Loretta C. Scott  
 FINANCE COMMITTEE

Received, filed and published.

TO THE COUNCIL  
 Ladies and Gentlemen:

Ordinance No. 2021-164  
 Re: Agreement – Roc Jam Live–  
 Roc Park Jam LLC

Council Priority: Creating and Sustaining a  
 Culture of Vibrancy

Transmitted herewith for your approval is legislation establishing \$20,000 as maximum compensation for an agreement with Roc Park Jam LLC (principal: Reginald Walton), Rochester NY, 14445, for the production of the 2021 Roc Jam Live music series at Parcel 5. The cost of the agreement will be funded from the 2020-21 Budget of Communications. The term of the agreement will be one year.

Roc Jam Live is a new series that will take place in the heart of Downtown at Parcel 5. Its organizers seek to capture the tradition of old school hip hop through DJ-led jams on 6 Sunday afternoons in the summer. It will also feature art installations, food, and other family-friendly activities. The event

will be free and open to the public and will comply with New York State COVID-related attendance and health guidelines.

In addition to this sponsorship, the City will also provide in-kind equipment rentals like garbage disposal and barricades, and access to electricity and port-a-johns.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AU-88

Ordinance No. 2021-164  
(Int. No. 192)

**Authorizing an agreement for the 2021 Roc Jam Live music series**

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 Roc Park Jam LLC for the production of the 2021 Roc Jam Live music series at Parcel 5. The maximum compensation shall be \$20,000, which shall be funded from the 2020-21 Budget of the Bureau of Communications. The term of the agreement shall be one year.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2021-165  
Re Agreement – Premier Sign Systems,  
LLC Design & Fabrication of an  
“I Love Roc” Sign

Council Priority: Creating and  
Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation establishing \$31,000 as maximum compensation for an agreement with Premier Sign Systems, LLC, 10 Excel Drive, Rochester, 14621. (Principal: Jeff Sherwood) to design, fabricate, and install an “I Love Roc” sign at Parcel 5, 275 E. Main Street. The cost of the agreement will be funded from the 2020-21 Budget of Communications, and the term will be for one year.

The City selected Premier Sign Systems, LLC after a request for qualifications for a mobile version of the “I Love Roc” sign in 2019. Premier was selected and designed and fabricated the current

mobile version of the sign that is affixed to a trailer and travels to special events and announcements around the city. Now, the City is once again engaging Premier for a permanent version of the sign that will be affixed to a concrete pad and positioned at the north end of Parcel 5, welcoming the community to the space and creating an interactive, place-making element for the area.

Premier Sign Systems, LLC is a Rochester-owned business that is a New York State-certified Minority and/or Women-Owned Business. They have been fabricating designs from their 24,000 square foot Northeast Rochester facility where all the materials are cut, welded, painted, and assembled in house.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AU-89

Ordinance No. 2021-165  
(Int. No. 193)

**Authorizing an agreement for an “I Love Roc” sign**

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 Premier Sign Systems, LLC to design, fabricate, and install an “I Love Roc” sign at Parcel 5. The maximum compensation shall be \$31,000, which shall be funded from the 2020-21 Budget of the Bureau of Communications. The term of the agreement shall be one year.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2021-166  
Re: Rochester Financial Empowerment  
Center Initiative

Council Priority: Jobs and Economic  
Development

Comprehensive Plan 2034 Initiative Area:  
Fostering Prosperity and Opportunity

Transmitted herewith for your approval is legislation related to the Rochester Financial Empowerment Center Initiative. This legislation will:

1. Authorize an amendatory agreement with the Cities for Financial Empowerment Fund, Inc. (CFE) (Jonathan Mintz, CEO), headquartered in New York, NY, for the receipt and use of \$80,000 in expansion funding for the addition of one counselor to the ongoing operations of the Financial Empowerment Centers. The additional counselor will be employed by Consumer Credit Counseling Services of Rochester along with the pre-existing FEC staff. The previously amended agreement authorized in Ordinance No. 2021-3 extend the agreement to March 15, 2022 and included the disbursement of year 2 funding. This amendment will extend the agreement again, through October 1, 2022.
2. Amend the 2020-21 Budget of the Office of the Mayor by \$80,000 to reflect expansion grant funding from the CFE.

The Rochester Financial Empowerment Center Initiative successfully launched in February 2020 and has provided free, professional, one-on-one financial counseling as a public service to members of the community without qualification to over 1,000 community members.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2021-166  
(Int. No. 194)

**Authorizing an amendatory agreement and budget amendment for the Financial Empowerment Centers Initiative**

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

Section 1. The Mayor is hereby authorized to enter into an amendatory agreement with the Cities for Financial Empowerment Fund, Inc. for the receipt and use of funds to implement the Financial Empowerment Centers Initiative (the Initiative). The agreement authorized in Ordinance No. 2019-248 and amended in Ordinance No. 2021-3 is hereby amended to increase the maximum funding by \$80,000 to a new total of \$330,000 and to extend the term of the agreement by 7 months.

Section 2. The agreement authorized herein 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 Office of the Mayor by \$80,000 to reflect the receipt of the Initiative funds authorized in Section 1 herein.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:



Ordinance No. 2021-167  
Re: Agreement – Living Cities, Inc.:  
The National Community Development  
Initiative, Closing the Gaps Network

Council Priority: Jobs and Economic  
Development

Transmitted herewith for your approval is legislation authorizing an agreement with Living Cities, Inc.: The National Community Development Initiative (Ben Hecht, 20036) for the receipt and use of a \$75,000 grant for the ROC City HomeGrown Initiative. The grant was anticipated and included in the 2021-22 proposed budget of the Mayor's Office.

The Living Cities Closing the Gaps Network is a ten-year initiative designed to build out anti-racist approaches to policy and just decision making, and provide \$75,000 in funding along with ongoing pro bono technical assistance to the City of Rochester. The funding and technical assistance will allow the City to support the ROC City HomeGrown initiative through curricular development, initial program delivery, and supply expenses.

A cross-departmental team of City staff members, including two City Councilmembers, will work to engage relevant internal and external stakeholders, subject matter experts, and community members to identify strategies to build out an impactful bundle of food and financial empowerment programming. The program will be operated under a cohort model in which the City of Rochester will work collaboratively with five other cities to leverage national best practices.

The term of the grant is 10 years and the funds will be spent down within 24 months.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2021-167  
(Int. No. 195)

**Authorizing an agreement for ROC City HomeGrown**

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 Living Cities, Inc.: The National Community Development Initiative for the receipt and use of \$75,000 for the ROC City HomeGrown initiative. The term of the agreement shall be up to ten years.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-168  
Re: Agreement – Young Adults Manufacturing  
Training Employment Program (YAMTEP),  
Adult employment readiness training

Council Priority: Jobs and Economic  
Development

Comprehensive Plan 2034  
Initiative Area: Foster Prosperity &  
Opportunity

Transmitted herewith for your approval is legislation establishing \$300,000 as maximum annual compensation for a professional services agreement with Young Adults Manufacturing Training Employment Program, Inc. (Tyrone Reaves, CEO, 282 Hollenbeck St., Rochester, NY) to provide adult employment readiness training. The term of the agreement will be one year with up to 4 additional terms of one year each. The annual cost of the agreement will be funded by future Budgets of Undistributed Expenses, contingent upon its approval.

Below, you will find YAMTEP’s 2018-2021 Performance Outcomes:

|                       | <u>Enrolled</u> | <u>Graduated</u> | <u>Dropped</u> | <u>Employed</u> |
|-----------------------|-----------------|------------------|----------------|-----------------|
| July 2018 – June 2019 | 109             | 51               | 58             | 39              |
| July 2019 – July 2020 | 192             | 96               | 96             | 90              |
| August 2020 – Current | 187             | 161              | 26             | 131             |

It is proposed that YAMTEP continue to meet the adult employment readiness training needs of City residents, and increase the amount of citizens served. A few YAMTEP citizen outcomes of note are:

- Cohort 13 Graduate, Mr. Julius Hall, who is gainfully employed at Optimax, and is reported by the company as doing great; thereby, receiving several work promotions throughout his tenure.
- Cohort 10 Graduate, Mr. Courey Harris, who actively volunteers within the YAMTEP Program. Currently, Mr. Harris is enrolled within Foodlink’s Culinary Apprenticeship Program building his personal profile for his future catering business.

The program was most recently authorized via City Council Ordinance No. 2018-145.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2021-168  
(Int. No. 196)

**Authorizing an agreement for adult employment readiness training**

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with Young Adults Manufacturing Training Employment Program, Inc. to provide adult employment readiness training. The term of the agreement shall be one year with the option to extend for up to four additional one-year periods. The maximum annual compensation for the agreement shall be

\$300,000, which shall be funded from the 2021-22 Budget of Undistributed Expenses for the initial term, and from future years' Budgets of Undistributed Expenses for any optional extended terms, contingent upon approval of said budgets.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2021-169  
Re Authorizing Agreement for Economic  
Development and Urban  
Entrepreneurship Consulting Services

Council Priority: Fostering Prosperity &  
Opportunity

Comprehensive Plan 2034 Initiative Area:  
Planning For Action

Transmitted herewith for your approval is legislation authorizing two professional service agreements to enable Dr. dt ogilvie to continue to provide the City with strategic economic development and urban entrepreneurship consulting services through the coming summer and the following 2021-22 academic year.

This legislation will:

- authorize ~~\$20,000~~ \$22,500 as maximum compensation for an agreement with Dr. ogilvie's consulting firm, ogilvie & Associates LLC, to provide profession services for the three months of summer, with funding from the 2021-22 Budget of the Office of the Mayor;

and

- authorize \$60,000 as maximum compensation for an agreement with the Rochester Institute of Technology (RIT) to sponsor a lecturer at RIT in consideration for RIT allowing its Professor, Dr. dt ogilvie, to continue her service to the City as professor-on-loan for the 2021-22 academic year, with funding from the 2021-22 Budget of the Office of the Mayor.

In 2019-20 RIT Professor Dr. dt ogilvie was on loan to the City of Rochester to provide services in redesigning the City's economic development assets and functions, including the Rochester Economic Development Corporation (REDCO) into a new structure. Services also included further implementation of the Revitalize Rochester Fund, development of commercial corridors, COVID-19 economic recovery work, and creation of an Urban Entrepreneurship Ecosystem.

In 2020-21, Dr. ogilvie continued to develop programs and services established in 2019-20 and further bolster our COVID-19 economic recovery. In addition to her work with NBD, Dr. ogilvie has been a key consultant to the Department of Recreation and Human Services. She helped create the

Crisis Intervention Services Office and was instrumental in planning for new approaches to violence prevention. Working with the Roc Against Gun Violence Coalition, Dr. ogilvie drafted the Comprehensive Coordinated Community Response Plan which resulted in the launch of the Homicide Response Team. It was her recommendation to transition FACIT and Victim Assistance to create the combined office that is in place today. Dr. ogilvie also serves on the advisory committee developing the crisis response team preparing to launch.

In 2021-22 Dr. ogilvie will provide ongoing support to REDCO as it continues to expand its business lending and the Revitalize Rochester Fund (RRF). She is also assisting them with bylaws, contracts, policies and procedures related to their operations. In addition, Dr. ogilvie will be assisting the City in developing rules, regulations and programs for the establishment of new businesses related to the cannabis industry. As a development advisor her services can also be made available to DRHS and other City departments for economic, policy, and operational projects as was done with DRHS in 2020-21.

Dr. ogilvie is the principal and sole proprietor of ogilvie & Associates LLC which maintains a mailing address at P.O. Box 10066, Newark, NJ 07101. Dr. ogilvie has a long history in Rochester and has unique and extensive experience with economic development strategy and implementation stemming from her tenure with the Rutgers University Business School, Rochester Institute of Technology (RIT), and her body of academic work. She supported the launch of the RIT Center for Urban Entrepreneurship. More recently in 2019 she assisted with the development of a strategic economic development plan for the future direction of NBD, the Rochester Economic Development Corporation, the OCWB and the Kiva Rochester Program that provides for synergies with other local economic development partners.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2021-169  
(Int. No. 197, as amended)

**Authorizing agreements for economic development and urban entrepreneurship consulting and professor-on-loan services**

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with ogilvie & Associates LLC to provide economic development and urban entrepreneurship consulting services. The maximum compensation for the agreement shall be ~~\$20,000~~ \$22,500, which shall be funded from the 2021-22 Budget of the Mayor's Office, contingent upon approval. The term of the agreement shall be three months.

Section 2. The Mayor is hereby authorized to enter into an agreement with the Rochester Institute of Technology (RIT) to sponsor a lecturer at RIT in consideration for RIT allowing its Professor, Doctor dt ogilvie, to continue her service to the City as professor-on-loan for the 2021-22 academic year. The City's sponsorship contribution shall not exceed \$60,000, which shall be funded from the 2021-22 Budget of the Office of the Mayor. The term of the agreement shall be one year.

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

Section 4. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-170  
Re: Agreement – Toshiba America  
Business Solutions, Inc. – Master  
Software and Services Agreement for  
Medical Records Digitization

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area:  
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation authorizing a master software and services agreement with Toshiba America Business Solutions, Inc. (Scott Maccabe, President) to provide digitization and access of work-related medical records of retired and active police and fire personnel. This is a fee for service agreement for which the fees are designated in a regional contract for Omnia Partners Public Sector Education Service Centers (ESC) for managed print solutions. The cost of this agreement will be funded by the 2020-21 Budget of Undistributed and future budgets of Undistributed contingent upon their approval. The initial term of this agreement shall be one year, with the option to renew for one additional year.

The City of Rochester has used four different medical providers in the past 20 years for medical services and evaluations of uniformed police and fire personnel. With each transition to a new provider there have been approximately 50 boxes of paper-based records that have shifted from one provider to the next. It is no longer feasible to continue to transition these boxes of records from each provider. Toshiba will digitize these records for the City and then provide the records so that they may be stored on the City's Sharepoint application for access by the administrative units of the Police and Fire Departments.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AU-90

Ordinance No. 2021-170  
(Int. No. 198)

**Authorizing an agreement for medical records digitization**

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 Toshiba America Business Solutions, Inc. to provide digitization and access of work-related medical records of active and retired police and fire personnel. The term of the agreement shall be one year, with the option to extend for up to one additional year.

Section 2. The agreement shall obligate the City to pay for services based on fees designated in a regional contract for Omnia Partners Public Sector Education Service Centers for managed print solutions. The cost of the agreement shall be funded from the 2020-21 Budget of Undistributed Expenses for the initial term, and from future years' Budgets of Undistributed Expenses for the optional extended term, contingent upon approval.

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. 2021-171  
Re: Competitive Grant Applications –  
Fiscal Year 2021-22

Council Priority: Deficit Reduction and Long  
Term Financial Stability

Comprehensive Plan 2034 Initiative Area:  
Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation authorizing certain competitive grant applications for the 2021-22 fiscal year. This legislation helps streamline the application process. Council has approved such grant applications annually since 2007.

There are hundreds of federal, state, regional, and private grant opportunities that the City qualifies for as a municipality. Frequently, granting agencies require City Council endorsement as part of the application process. Providing this “up front” approval will enable staff to respond to funding opportunities more quickly.

Grant applications will continue to require individual Council endorsement when:

- The City is required to pay more than \$250,000 of the cost of the project;
- The award exceeds \$1,000,000; or
- For capital projects, completion is required in one calendar year or less.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2021-171  
(Int. No. 199)

**Authorizing competitive grant applications**

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

Section 1. The Mayor is hereby authorized to submit applications to Federal, State, and regional governments, agencies and authorities, as well as private foundations and other funding sponsors, for funding that will support City programs, services and capital operations.

Section 2. For successful award applications, the Mayor shall obtain City Council approval to enter into agreements for receipt of the funding and necessary professional services agreements for performance of the work, and for appropriation of the funds.

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

Section 4. Grant applications which obligate the City of Rochester to pay more than \$250,000 in City funding shall require City Council authorization.

Section 5. Applications for grants exceeding \$1,000,000 and awards for capital projects that require project completion in one calendar year or less shall require City Council authorization.

Section 6. The Director of Finance shall submit quarterly reports to Council for grants received through applications authorized herein, detailing dollar amounts received and expended.

Section 7. This ordinance shall be in effect for the 2021-22 fiscal year.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2021-172  
Re: 5-Year Agreement with SUNY College at  
Brockport Social Work Field Internships

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area:  
Fostering Prosperity and Opportunity

Transmitted herewith for your approval is legislation establishing a partnership with the Department of Social Work to provide unpaid internship opportunities within City departments.

Through the required Field Instruction component of the social work major, students will work in City departments to take part in community engagement opportunities in order to prepare them for employment and/or graduate studies.

The internships provide undergraduate students with opportunities to learn and practice in a professional setting to develop and demonstrate skills in social work. Originally, there was a one-year pilot project from August 2020 through May 2021 which was found to be quite successful. City of Rochester departments that participated in the one-year pilot include: DHRM, DRHS and NBD, The Field instruction internships are for a minimum of 400 hours over two (2) semesters. The interns would start in late August and continue through early May. Departments will have the opportunity to provide distinct learning opportunities and projects that are consistent with the goals, values, and mission of both social work practice and the City of Rochester.

The Department of Human Resources (DHRM) will work with City department designees to match students that will provide the most appropriate experience. The students must earn a passing grade of Satisfactory in their Field Practicum, thus they are very motivated and committed. City of Rochester departments will have the opportunity to review resumes and conduct interviews in order to select the student that will meet their program and strategic initiative needs.

The attached Affiliation Agreement lays out the contractual relationship and expectations of both the State University of New York College at Brockport and the City of Rochester when the students are interning in City departments for course credit. The agreement has been vetted through the Law Department.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AU-91

Ordinance No. 2021-172  
(Int. No. 200)

### **Authorizing agreement relating to SUNY College at Brockport Social Work Field Internships**

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 SUNY College at Brockport (the College) to provide unpaid internships within City departments to the College's students. The term of the agreement shall be five years.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL



Ladies and Gentlemen:

Local Law #13  
Re: Local Law – Amending Section 9-1 of  
the City Charter – Corporation Counsel

Transmitted herewith for Council approval is a Local Law which will amend Chapter 755 of the Laws of 1907 by furthering amending Section 9-1.

The legislation states that City Council shall have the authority to establish a position of Legal Counsel to the Council to serve as their legal advisor relative to all matters considered by the Council.

A public hearing is required.

Respectfully submitted,  
Loretta C. Scott  
President

Local Law #13  
(Int. No. 245)

### **Local Law Amending the City Charter Relative to Legal Counsel for City Council**

Be it ENACTED by the Council of the City of Rochester as follows:

Section 1. Section 755 of the Laws of 1907 entitled “An Act Constituting the Charter of the City of Rochester”, as amended, is hereby further amended as follows.

Section 2. That Section 9-1 of the Charter is amended to add the following language:

“Notwithstanding these powers, the City Council shall have the authority to establish a position of Legal Counsel to the City Council to serve as their legal advisor relative to all matters considered by the Council. Nothing herein shall remove the responsibility of the Corporation Counsel to represent the City Council and its members and staff in any legal proceedings”.

Section 3. That this local law shall take effect upon its filing with the Office of the Secretary of State pursuant to the Municipal Home Rule Law.

New text is underlined.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2021-173  
Re: Rochester Convention Center  
Management Corporation Loan  
Deferral for Fiscal Year 2021-22

Council Priority: Deficit Reduction and  
Long Term Financial Stability

Comprehensive Plan 2034 Initiative Area:  
Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation authorizing a one year deferral of the \$100,000 principal repayment the Rochester Convention Center Management Corporation (RCCMC) is obligated to repay the City in FY2021-22 for a loan that was authorized by Ordinance 2016-326. The \$2 million loan was provided by the City to RCCMC to settle litigation brought by a group of employees in a class action lawsuit under New York Labor Law Article 6. The remaining principal balance of the loan as of June 30, 2021 is \$1,700,000.

The City owns the Joseph A. Floreano Rochester Riverside Convention Center but contracts with RCCMC, a not-for-profit corporation, to operate the Convention Center. A key component of the legislation adopted in Ordinance 2016-326 allowed for the Mayor to defer the required principal repayment with the approval of City Council in years that the City determines that RCCMC does not have sufficient revenue to make its annual installment. Due to the COVID-19 pandemic, the Convention Center has had to suspend activities other than those related to operating as a community vaccination site. As a result the City has had to increase the proposed operating subsidy in the FY2021-22 budget of the Department of Environmental Services, contingent upon its approval, by \$671,900.

It is anticipated that the Convention Center will begin reopening for events and conventions late in the spring of 2022. The City will continue to monitor the fiscal condition of the RCCMC as FY2021-22 progresses.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2021-173  
(Int. No. 247)

**Authorizing the deferral of an annual loan repayment for the Rochester Convention Center Management Corporation**

WHEREAS, the City of Rochester loaned \$2,000,000 to Rochester Convention Center Management Corporation (RCCMC), the operator of the Joseph A. Floreano Rochester Riverside Convention Center (Convention Center), in accordance with Ordinance No. 2016-326, which requires RCCMC to repay the loan principal in annual installments of \$100,000, provided however that the Mayor with the approval of the City Council may defer RCCMC's annual repayment of principal in any year when it is determined that RCCMC has insufficient revenue to pay its annual installment; and

WHEREAS, RCCMC at present does not have sufficient revenue to repay the next annual installment of loan principal due to the absence of most of the usual Convention Center operational revenue owing to the COVID-19 pandemic.

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

Section 1. The Council hereby authorizes the Mayor to defer RCCMC's payment of an annual installment of \$100,000 loan principal for Fiscal Year 2021-22 that would otherwise be due on the City's \$2,000,000 loan to RCCMC authorized in Ordinance No. 2016-326.

Section 2. 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:

Resolution No. 2021-17

Re: Reappointments – ABC Board

Transmitted herewith for your approval is legislation making the following reappointments to the Action for a Better Community, Inc. Board of Directors:

Rosiland Brooks-Harris  
69 Lyceum Street  
Rochester, NY 14609

Mitchell Gruber  
10 King Street  
Rochester, NY 14608

Ms. Brooks-Harris and Councilmember Gruber will serve a three-year term of office, through May 2024.

The City and Monroe County are each authorized to appoint a representative to the Board of Directors of Action for a Better Community, Inc. Of the City's representatives, three are appointed by City Council, and one is appointed by the Mayor, subject to confirmation by the City Council.

A copy of Ms. Brooks-Harris's and Councilmember Gruber's résumé is on file in the office of the City Clerk.

Respectfully submitted,  
Loretta C. Scott

President

Resolution No. 2021-17  
(Int. No. 248)

**Resolution approving the reappointments to the Board of Directors of Action for a Better Community, Inc.**

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

Section 1. The Council hereby approves the reappointments of City Finance Director Rosiland Brooks-Harris and City Councilmember Mitchell Gruber to the Board of Directors of Action for a Better Community, Inc. for a term which shall expire on May 31, 2024

Section 2. This resolution shall take effect immediately.

Adopted by the following

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

Nays – None -0.

Councilmember Gruber abstained due to a professional relationship.

TO THE COUNCIL  
Ladies and Gentlemen:

Resolution No. 2021-18  
Re: 2021-22 Debt Limit

Council Priority: Deficit Reduction and Long  
Term Financial Stability

Comprehensive Plan 2034 Initiative Area:  
Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation establishing the Debt Limit and Debt Rollover and Debt Extension amounts for the 2021-22 Budget.

2021-22 Debt Limit

The City's self-imposed Debt Limit for tax supported borrowing is equal to the amount of principal on outstanding debt to be redeemed during the fiscal year for which the limit is established. The calculation excludes the redemption of principal on any borrowing approved as an exception to the Debt Limit and is further reduced by specific revenues attributable to bonded debt. The resulting Debt Limit for 2021-22 is \$21,030,600. Attached is the 2021-22 Debt Authorization Plan that calls

for borrowing of \$20,986,000 in tax supported funds. Furthermore, the Debt Authorization Plan includes an additional \$1,007,000 supported by the City's Local Works Fund, \$8,000,000 supported by the City's Refuse Fund, and \$3,861,000 supported by the City's Water Fund.

Debt Rollover 2019-20 and 2020-21

The Debt Authorization Plans for the current and the two immediately prior fiscal years can remain open contingent upon the approval of the rollover amounts. This provides flexibility in the timing of authorizations which vary depending upon project timing, availability of supporting funds, and the participation of private sector partners. The rollover amounts equal the difference between the debt limit for any fiscal year and the sum of the authorizations made from the debt plan associated with that fiscal year. This sum may be further reduced by the amount of unauthorized items in the debt plan that are no longer necessary. The presentation of the rollover also includes any modifications made to the debt plan. Such rollovers do not result in authorizations exceeding the allowable authorization for any year.

2020-21: The tax supported borrowing request for this year was \$42,446,000. Of that amount, \$18,124,000 has been authorized, leaving a balance of \$24,322,000. Approval of a rollover in that amount is requested. The attached Debt Authorization Plan itemizes projects remaining for this year.

2019-20: The tax supported borrowing request for this year was \$22,930,000. Of that amount, \$17,805,000 has been authorized, leaving a balance of \$5,125,000. Approval of a rollover in that amount is requested. The attached Debt Authorization Plan itemizes projects remaining for this year.

Time Limit Extensions for 2018-19, 2017-18, 2016-17, 2015-16, and 2013-14

Time limit extensions are requested when projects are delayed beyond two years by market forces, significant reprogramming of funds, or other circumstances that justify carrying these authorizations beyond their expected authorization dates. Approval of extensions does not result in exceeding the allowable authorization for any fiscal year but is required by City Council Resolution. Extensions acknowledge the importance of these items as well as the fact that future replacement funds are not likely to be available. One-year extensions are requested for the following items based on programming and timing:

| <u>2018-19 Project</u>                            | <u>Purpose</u>                 | <u>Amount</u>       |
|---|--------------------------------|---------------------|
| E-3 Bull's Head                                   | economic development           | \$ 30,000           |
| E-6 Investigation & Remediation - 430 Andrews St. | contaminated sites w/in city   | \$ 75,000           |
| M-8 Police Section Offices                        | facility improvements          | \$ 1,000,000        |
| P-1 Fire Fighting Apparatus                       | fire fighting apparatus        | <u>\$ 38,000</u>    |
|   | <b>Total 2018-19 Extension</b> | <b>\$ 1,143,000</b> |

| <u>2017-18 Project</u>                        | <u>Purpose</u>               | <u>Amount</u> |
|---|------------------------------|---------------|
| E-6 Investigation & Remediation – Genesee St. | contaminated sites w/in city | \$ 700,000    |
| E-6 Investigation & Remediation - Reynolds    | contaminated sites w/in city | \$ 40,000     |
| E-6 Investigation & Remediation - Vacuum Oil  | contaminated sites w/in city | \$ 1,000,000  |
| M-8 Police Section Offices                    | facility improvements        | \$ 1,000,000  |

|     |                   |                      |                     |
|-----|-------------------|----------------------|---------------------|
| T-1 | 131k South Avenue | street improvements  | <u>\$ 1,761,000</u> |
|     |                   | <b>Total 2017-18</b> | <b>\$ 4,501,000</b> |
|     |                   | <b>Extension</b>     |                     |

| <u>2016-17 Project</u> |  | <u>Purpose</u>               | <u>Amount</u>     |
|------------------------|--|------------------------------|-------------------|
| E-6                    | Investigation & Remediation - Genesee St.    | contaminated sites w/in city | \$ 112,000        |
| E-6                    | Investigation & Remediation - Jefferson Ave. | contaminated sites w/in city | \$ 179,000        |
| E-6                    | Investigation & Remediation - Vacuum Oil     | contaminated sites w/in city | \$ 500,000        |
| M-8                    | Police Section Offices                       | facility improvements        | <u>\$ 7,000</u>   |
|                        |  | <b>Total 2016-17</b>         | <b>\$ 798,000</b> |
|                        |  | <b>Extension</b>             |                   |

| <u>2015-16 Project</u> |                             | <u>Purpose</u>               | <u>Amount</u>     |
|------------------------|-----------------------------|------------------------------|-------------------|
| E-6                    | Vacuum Oil BOA Flint Street | contaminated sites w/in city | \$ 250,000        |
| E-6                    | Vacuum Oil BOA River Trail  | contaminated sites w/in city | <u>\$ 100,000</u> |
|                        |                             | <b>Total 2015-16</b>         | <b>\$ 350,000</b> |
|                        |                             | <b>Extension</b>             |                   |

| <u>2013-14 Project</u> |                    | <u>Purpose</u>               | <u>Amount</u>     |
|------------------------|--------------------|------------------------------|-------------------|
| E-8                    | Focused Investment | contaminated sites w/in city | <u>\$ 440,000</u> |
|                        |                    | <b>Total 2013-14</b>         | <b>\$ 440,000</b> |
|                        |                    | <b>Extension</b>             |                   |

Each of these projects depends upon the partnership of developers and the cooperation of other governments. Like any business venture, delays are inevitable when financial or regulatory obstacles delay implementation. At the same time, the City must continue to demonstrate its good faith by the continued availability of these authorizations.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Attachment No. AU-92

Resolution No. 2021-18  
 (Int. No. 249)

**Resolution approving the 2021-22 debt limit for general municipal purposes**

WHEREAS, an important component of the City's expense budget and tax levy is debt; and

WHEREAS, the amount of debt outstanding is one of the major factors evaluated by credit agencies in the determination of bond rating; and

WHEREAS, control of the debt service expense and the amount of outstanding debt must necessarily be exercised through restrictions on bond and note authorizations; and

WHEREAS, bond ratings influence the rate of interest which must be paid on indebtedness and therefore the amount of debt service; and

WHEREAS, pursuant to the Debt Authorization Policy adopted by City Council in Resolution No. 81-4, exceptions to the debt limit policy are to be approved only for projects and purposes which could not reasonably be foreseen and, if not approved, would result in an obvious public danger or economic loss.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Rochester, that it is the intent and policy of the City to limit the amount of bonds and notes authorized in fiscal year 2021-22 to \$21,030,600 for general municipal purposes.

BE IT FURTHER RESOLVED, unused authorizations from the debt limits for fiscal years 2019-20 and 2020-21 shall continue to be available, but no authorization included in the debt limit for a prior fiscal year, if not actually approved by the City Council, shall be carried over and included in the limit for this fiscal year. By this resolution, the Council specifically approves inclusion for this fiscal year of unused authorizations from the debt limits for: 2018-19 relating to economic development in the Bull's Head neighborhood, hazardous waste investigation and remediation at contaminated sites including Andrews Street, facility improvements at police section offices, and firefighting apparatus; 2017-18 relating to hazardous waste investigation and remediation at contaminated sites including Genesee Street, Reynolds Street, and Vacuum Oil Brownfield Opportunity area sites, South Avenue street improvements, and facility improvements at police section offices; 2016-17 relating to hazardous waste investigation and remediation at contaminated sites including Genesee Street, Jefferson Avenue and Vacuum Oil Brownfield Opportunity area sites and facility improvements at police section offices; 2015-16 relating to hazardous waste investigation and remediation at contaminated sites including the Flint Street and River Trail portions of the Vacuum Oil Brownfield Opportunity Area; and 2013-14 relating to focused investment.

BE IT FURTHER RESOLVED, that exceptions to this policy are to be approved only for projects and purposes which could not reasonably be foreseen and, if not approved, would result in an obvious public danger or economic loss; and for projects and purposes for which the debt issued therefor would be self-supporting.

BE IT FURTHER RESOLVED, that to insure continued awareness of an adherence to this policy, each separate request for authorized debt shall be accompanied by a report in which the amount of debt actually authorized is compared to the amount of debt herein established as a limit.

BE IT FURTHER RESOLVED, that the redemption of any debt issued as an exception to a debt limit shall be excluded from the calculation of subsequent debt limits.

This resolution shall take effect immediately.

Adopted unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2021-174  
 Ordinance No. 2021-175  
 Ordinance No. 2021-176  
 Ordinance No. 2021-177  
 Local Improvement Ordinance  
 # 1783  
 Ordinance No. 2021-178  
 Ordinance No. 2021-179  
 Ordinance No. 2021-180  
 Ordinance No. 2021-181

Re: 2021-22 Budget

Council Priority: Deficit Reduction and  
 Long Term Financial Stability

Comprehensive Plan 2034 Initiative Area:  
 Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation related to the 2021-22 Budget. This legislation will:

1. Approve appropriations and establish revenue estimates for the City and City School District;
2. Authorize the tax levies required to finance appropriations for the City and City School District;
3. Authorize the budgets and related assessments for the Local Works program;
4. Confirm the assessments required for the following programs:
  - a. Street mall maintenance
  - b. Neighborhood parking lot operation
  - c. Public Market snow removal and security services
  - d. Street lighting and streetscape districts
  - e. Downtown Enhancement District
  - f. High Falls Improvement District
  - g. South Ave. Alexander St. Streetscape
  - h. Mt. Hope Streetscape
  - i. Upper East Alexander Entertainment-Refuse
5. Authorize certain fee increases and Charter and Code changes.

Details of the above actions related to the 2021-22 proposed budget of the City submitted to City Council on May 14, 2021 are summarized below:

1. Total appropriations of \$1,546,968,309 allocated for the City and the School District

|        | <u>Proposed 2021-22</u> | <u>Amended 2020-21</u> | <u>\$ Difference</u> | <u>% Difference</u> |
|--------|-------------------------|------------------------|----------------------|---------------------|
| City   | \$ 560,867,400          | \$ 533,034,000         | \$ 27,833,400        | 5.2                 |
| School | <u>986,100,909</u>      | <u>909,074,692</u>     | <u>77,026,217</u>    | <u>8.5</u>          |
| Total  | \$1,546,968,309         | \$1,442,108,692        | \$104,859,617        | 7.3                 |

Total non-tax revenue distributed between the City and the District:

|  | <u>Proposed 2021-22</u> | <u>Amended 2020-21</u> | <u>\$ Difference</u> | <u>% Difference</u> |
|--|-------------------------|------------------------|----------------------|---------------------|
|--|-------------------------|------------------------|----------------------|---------------------|



|        |                    |                    |                   |            |
|--------|--------------------|--------------------|-------------------|------------|
| City   | \$ 495,414,183     | \$ 467,923,470     | \$ 27,490,713     | 5.9        |
| School | <u>872,360,409</u> | <u>795,929,692</u> | <u>76,430,717</u> | <u>9.6</u> |
| Total  | \$1,367,774,592    | \$1,263,853,162    | \$103,921,430     | 8.2        |

2. Total tax levies of \$187,637,400 for the City and City School District

|             | <u>Proposed 2021-22</u> | <u>Amended 2020-21</u> | <u>\$ Difference</u> | <u>% Difference</u> |
|-------------|-------------------------|------------------------|----------------------|---------------------|
| Tax Revenue | \$179,193,717           | \$178,255,530          | \$ 938,187           | + 0.53              |
| Tax Reserve | <u>8,443,683</u>        | <u>9,381,870</u>       | <u>-938,187</u>      | <u>-10.00</u>       |
| Tax Levy    | \$187,637,400           | \$187,637,400          | \$ 0                 | 0.00                |

3. Total appropriations for the Local Works fund of \$22,107,400 and total assessments of \$20,483,600

|                    | <u>Proposed 2021-22</u> | <u>Amended 2020-21</u> | <u>\$ Difference</u> | <u>% Difference</u> |
|--------------------|-------------------------|------------------------|----------------------|---------------------|
| Street Maintenance | \$ 3,812,277            | \$ 4,341,001           | \$ -528,724          | -12.2               |
| Sidewalk Repair    | 2,508,405               | 2,749,956              | -241,551             | -8.8                |
| Roadway Plowing    | 10,593,267              | 10,083,119             | 510,148              | 5.1                 |
| Sidewalk Plowing   | <u>3,569,651</u>        | <u>3,309,624</u>       | <u>260,027</u>       | <u>7.9</u>          |
| Total              | \$20,483,600            | \$20,483,700           | \$ -100              | 0.0                 |

4. Program Assessments

The budget for security and snow removal at the Public Market was approved on March 16, 2021. On April 13, 2021, the following budgets were approved: street lighting and streetscapes; street malls; Downtown Enhancement District; East Avenue/Alexander Street Entertainment District; High Falls Business Improvement District; South Avenue/Alexander Street Open Space District; and the Mt. Hope Streetscape. The budget for the special assessment district parking lots was approved on May 11, 2021. The assessments required are as follows:

|                                 | <u>Proposed 2021-22</u> | <u>Amended 2020-21</u> | <u>\$ Difference</u> | <u>% Difference</u> |
|---------------------------------|-------------------------|------------------------|----------------------|---------------------|
| Street Malls                    | \$ 36,115               | \$34,157               | 1,958                | 5.7                 |
| Parking Lots                    | 63,605                  | 62,465                 | 1,140                | 1.8                 |
| Public Market                   | 50,037                  | 50,037                 | 0                    | 0.0                 |
| Lighting and Streetscapes       | 37,885                  | 42,118                 | -4,233               | -10.1               |
| Downtown Enhancement            | 664,200                 | 660,500                | 3,700                | 0.6                 |
| High Falls                      | 25,000                  | 25,000                 | 0                    | 0.0                 |
| South Ave Alexander Streetscape | 8,900                   | 8,900                  | 0                    | 0.0                 |
| Mt. Hope Streetscape            | 30,000                  | 30,000                 | 0                    | 0.0                 |
| East/Alexander Entertainment    | 21,200                  | 21,200                 | 0                    | 0.0                 |

5. Fee increases and Charter and Code changes

5A. Amend specific sections of Chapters 30 and 31 of the City Code to reflect the transfer of the Animal Services Center from the Police Department to the Department of Recreation and Human Services.

5B. Amend section 30-16 of the City Code relating to animal licenses. This will change the current \$75 fee for animal licenses to be valid for two years rather than one.

5C. Amend section 111-72 B of the City Code to increase the fee for the redemption of all trucks, single and tandem axles with a gross vehicle weight up to 26,000 pounds, from \$210 to \$260 and the fee for redemption of heavy trucks/truck tractor-trailer units, with a gross vehicle weight in excess of 26,000 pounds, from \$290 to \$460. These fees are in alignment with the increased costs the City will pay for medium and heavy tows.

Confirmation of the addition to the tax roll of various assessments, fees, and unpaid charges which includes delinquent refuse, delinquent water charges, unpaid code enforcement violations, supplemental and omitted taxes, local improvements, demolition charges, encroachments, unpaid rehabilitation charges, and municipal code violations will be submitted under separate transmittal and legislation in order to allow for additional time to validate the charges that will be added to the tax billing file.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2021-174  
(Int. No. 250)

**Adoption of the Budget estimates for municipal purposes for the 2021-22 fiscal year, appropriation of sums set forth therein and approving commercial refuse fees**

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

Section 1. The budget estimate for municipal purposes for the fiscal year July 1, 2021 to June 30, 2022, providing for the expenditure of \$560,867,400, is in all respects adopted, confirmed, fixed, and determined.

Section 2. The sums of money designated in the budget estimate for municipal purposes for the fiscal year 2021-22 are hereby authorized to be expended and the sum of \$560,867,400 is hereby appropriated for the current expenses of the departments and agencies; cash capital; debt service; and for the other purposes therein, in the manner provided by law, as listed below:

|                                       |              |
|---------------------------------------|--------------|
| City Council and Clerk                | \$ 7,128,300 |
| Administration                        | 10,823,700   |
| Neighborhood and Business Development | 11,349,500   |
| Environmental Services                | 91,717,200   |
| Finance                               | 11,442,200   |
| Information Technology                | 8,083,500    |
| Law                                   | 2,691,100    |
| Library                               | 12,415,500   |
| Recreation and Human Services         | 17,346,100   |
| Emergency Communications              | 15,292,400   |
| Police                                | 90,802,800   |
| Fire                                  | 54,212,300   |
| Undistributed Expenses                | 161,094,300  |

|                    |                      |
|--------------------|----------------------|
| Contingency        | 8,452,200            |
| Cash Capital       | 20,788,000           |
| Debt Service       | 37,228,300           |
| <b>Sub-total</b>   | <b>\$560,867,400</b> |
| <b>Tax Reserve</b> | <b>3,084,183</b>     |
| <b>Total</b>       | <b>\$563,951,583</b> |

Section 3. The budget estimate of the current revenues and other receipts, other than real estate taxes and the School Tax Relief (STAR) funds, for municipal purposes for the fiscal year 2021-22 is hereby fixed and determined at \$495,414,183 and said sum is appropriated for the purposes set forth in the budget estimate.

Section 4. The budget estimate for the fiscal year 2021-22 providing for raising the sum of \$68,537,400 in taxation on real estate for municipal purposes is hereby adopted.

Section 5. Pursuant to subsection 20-24B(1) of the Municipal Code, the Council hereby approves the fees for collection of commercial refuse and recyclables as proposed by the Mayor for fiscal year 2021-22.

Section 6. This ordinance shall take effect on July 1, 2021.

Passed by the following

Ayes – President Scott, Councilmembers Harris, Lightfoot, Meléndez, Patterson -5.

Nays – Councilmember Evans, Gruber, Lupien, Peo -4.

Ordinance No. 2021-175  
(Int. No. 251)

**Adoption of the Budget estimates for school purposes for the 2021-22 fiscal year and appropriation of sums set forth therein**

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

Section 1. The budget estimate for school purposes for the fiscal year July 1, 2021 to June 30, 2022, providing for the expenditure of \$986,100,909, is in all respects adopted, confirmed, fixed, and determined.

Section 2. The sums of money designated in the budget estimate for school purposes for the fiscal year 2021-22 are hereby authorized to be expended and the sum of \$986,100,909 is hereby appropriated by the Board of Education for the following purposes:

|              |                |
|--------------|----------------|
| Operations   | \$ 885,274,737 |
| Cash Capital | 14,009,471     |

|              |                 |                |
|--------------|-----------------|----------------|
| Debt Service |                 | 86,816,701     |
|              | <b>Subtotal</b> | 986,100,909    |
| Tax Reserve  |                 | 5,359,500      |
|              | <b>Total</b>    | \$ 991,460,409 |

Section 3. The budget estimate of the current revenues and other receipts, other than real estate taxes, for school purposes for the fiscal year 2021-22 is hereby fixed and determined at \$872,360,409 and said sum is hereby appropriated for the purposes set forth in the budget estimate.

Section 4. The budget estimate for the fiscal year 2021-22 providing for raising the sum of \$119,100,000 in taxation on real estate for school purposes is hereby adopted.

Section 5. This ordinance shall take effect on July 1, 2021.

Passed by the following

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

Nays – Councilmember Peo -1.

Councilmember Harris abstained due to a professional relationship.

Ordinance No. 2021-176  
(Int. No. 252)

**Levying taxes for municipal purposes for the fiscal year commencing July 1, 2021 and expiring June 30, 2022**

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

Section 1. The sum of \$68,537,400, which sum is deemed by the Council sufficient with other revenues to produce from collection during the fiscal year commencing July 1, 2021 and expiring June 30, 2022 the amount required to meet the budget estimates for municipal purposes, is hereby levied on all taxable real property in the City of Rochester, as set forth in the assessment rolls, for the fiscal year commencing July 1, 2021 and expiring June 30, 2022.

Section 2. The Director of Finance shall cause the taxes levied above to be inserted in the assessment rolls for the fiscal year commencing July 1, 2021 and expiring June 30, 2022.

Section 3. This ordinance shall take effect on July 1, 2021.

Passed unanimously.

Ordinance No. 2021-177  
(Int. No. 253)

**Levying taxes for school purposes for the fiscal year commencing July 1, 2021 and expiring June 30, 2022**

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

Section 1. The sum of \$119,100,000, which sum is deemed by the Council sufficient with other revenues to produce from collection during the fiscal year commencing July 1, 2021 and expiring June 30, 2022 the amount required to meet the budget estimates for school purposes, is hereby levied on all taxable real property in the City of Rochester, as set forth in the assessment rolls, for the fiscal year commencing July 1, 2021 and expiring June 30, 2022.

Section 2. The Director of Finance shall cause the taxes levied above to be inserted in the assessment rolls for the fiscal year commencing July 1, 2021 and expiring June 30, 2022.

Section 3. This ordinance shall take effect on July 1, 2021.

Passed by the following

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

Nays – Councilmember Peo -1.

Councilmember Harris abstained due to a professional relationship.

Local Improvement Ordinance No. 1783  
(Int. No. 254)

**Local Improvement Ordinance - Street cleaning, street and sidewalk snow removal, and hazardous sidewalk repair commencing July 1, 2021 and expiring June 30, 2022**

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

Section 1. The Council finds and declares (1) that it is in the public interest to provide street cleaning, snow removal services on the streets and sidewalks, and the repair of hazardous sidewalks in the City of Rochester during the fiscal year from July 1, 2021 to June 30, 2022; (2) that the provision of such service benefits the properties abutting on such streets and sidewalks, and (3) that the cost of providing such services should be borne by the benefitted properties according to the benefit received by such properties.

Section 2. The Commissioner of Environmental Services shall cause the following improvements and work to be provided on streets, sidewalks and lots in the City of Rochester during the fiscal year July 1, 2021 to June 30, 2022:

- A. The removal of snow from such sidewalks and the repair of such hazardous sidewalks as the Commissioner may direct.
- B. The removal of snow and ice from the roadway of such streets as the Commissioner may direct, including the use of sodium chloride, calcium

chloride, and other chemicals or abrasives for the treatment of slippery or icy pavement as deemed necessary by the Commissioner.

- C. The cleaning and/or flushing of such streets as the Commissioner may direct, including hand-cleaning, tank flushing, mechanical sweeping, and the collection and removal of brush, leaves, and debris.

Section 3. Such work shall be done by competitive contract, or by the Department of Environmental Services, as the Commissioner of Environmental Services deems appropriate.

Section 4. The cost of providing such street cleaning and street snow removal services for the 2021-22 fiscal year shall be assessed against all parcels of property that abut a street, reflecting the benefit to be derived by such parcels from such services. The cost of providing such sidewalk repair and snow removal services for the 2021-22 fiscal year shall be assessed against all parcels of property that abut a sidewalk, reflecting the benefit to be derived by such parcels from such services.

Section 5. The amount assessed shall be allocated among all benefited parcels in direct proportion to each parcel's street or sidewalk footage, defined for purposes of this ordinance as the full footage of the parcel along the street or sidewalk upon which it fronts, plus one-third of the footage along any other abutting streets or sidewalks. The Council hereby determines that such street or sidewalk footage represents the relative amount of benefit received by each such parcel.

Section 6. The total cost of such services to be assessed on July 1, 2021 shall be \$20,483,600 consisting of \$3,812,277.39 for street and lot maintenance, \$2,508,404.40 for sidewalk repair, \$10,593,266.92 for roadway snow removal and \$3,569,651.30 for sidewalk snow removal services. Such total amount constitutes an estimate of the amount necessary to pay contractors to provide services and to cover the costs of providing services with City crews between July 1, 2021 and June 30, 2022, less any miscellaneous revenues estimated to be collected during the same period, plus a reasonable reserve for uncollected assessments. All assessments collected shall be paid into the Local Works Fund, and all costs incurred shall be paid from such fund. The amounts assessed herein are appropriated for that purpose.

Section 7. The amount assessed on July 1, 2021 shall be billed on the tax bill and shall be due in one installment. Delinquent assessments collected more than 60 days into a fiscal year subsequent to the fiscal year billed shall be credited as revenue in the year collected and applied against costs in that fiscal year.

Section 8. This ordinance shall take effect on July 1, 2021.

Passed unanimously.

Ordinance No. 2021-178  
(Int. No. 255, as amended)

**Confirming the assessments, amounts and charges to be inserted in the annual tax rolls for the fiscal year commencing July 1, 2021 and expiring June 30, 2022**

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

Section 1. The following assessments, amounts and charges, and the allocation of said amounts against properties in the City, as set forth in roll or rolls on file in the City Clerk's Office, to be inserted into the annual tax rolls for the fiscal year commencing July 1, 2021 and expiring June 30, 2022 are hereby in all respects confirmed:

|  |                     |
|--|---------------------|
| Street and Lot Maintenance               | \$3,812,277.39      |
| Roadway Snow Removal                     | 10,593,266.92       |
| Sidewalk Snow Removal                    | 3,569,651.30        |
| Hazardous Sidewalk Repair                | 2,508,404.40        |
| Street Malls                             | 36,115.00           |
| Parking Lots                             | 63,605.00           |
| Downtown Enhancement                     | 664,200.00          |
| Public Market Plowing                    | 6,237.95            |
| Public Market Security                   | 43,799.37           |
| Wilson Blvd. Street Lights               | 493.76              |
| Monroe Avenue Lights I                   | 1,154.37            |
| Monroe Avenue Lights and Sidewalk II     | 560.71              |
| Norton Street Lights                     | 1,258.96            |
| Norton Street Streetscape                | 2,815.00            |
| Cascade Lights                           | 1,516.14            |
| Cascade Streetscape                      | 8,000.00            |
| Lake Avenue Lights                       | 3,658.96            |
| High Falls Business Improvement District | 25,000.00           |
| St. Paul Street Lighting                 | 468.29              |
| Upper East Alexander Refuse              | 21,200.00           |
| Browncroft Lighting                      | 9,508.99            |
| Nunda Boulevard Lighting                 | 8,449.38            |
| Mt. Hope Streetscape                     | 30,000.00           |
| South Avenue Open Space 1                | 4,855.21            |
| South Avenue Open Space 2                | 4,044.79            |
| <u>Delinquent Refuse</u>                 | <u>570,775.62</u>   |
| <u>Delinquent Water Charges</u>          | <u>6,053,199.08</u> |
| <u>Supplemental Taxes</u>                | <u>273,695.66</u>   |
| <u>Code Enforcement</u>                  | <u>135,806.00</u>   |
| <u>Code Violations</u>                   | <u>1,280,655.00</u> |
| <u>Encroachment Fees</u>                 | <u>4,710.00</u>     |
| <u>Rehabilitation Charges</u>            | <u>213,841.54</u>   |
| <u>Local Improvements</u>                | <u>1,356.85</u>     |

Section 2. This ordinance shall take effect immediately.

New text is underlined.

Passed unanimously.

Ordinance No. 2021-179  
(Int. No. 256)

**Amending the Municipal Code with respect to Animal Services**

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

Section 1. Chapter 30 of the Municipal Code, Animals, as amended, is hereby further amended to:

- a. Delete the words “Chief of Police” in each place they appear in the following sections and insert in their place the phrase “Commissioner of the Department of Recreation and Human Services” :

§ 30-35 Adoption of cats.

§ 30-41 Fees.

§ 30-42 Sterilization of adopted cats required.

§ 30-44 Sterilization services.

- b. Revise Section 30-42, Sterilization of adopted cats required, to delete the words “Rochester Police Department” and insert in their place the phrase “Department of Recreation and Human Services.”

Section 2. Chapter 31 of the Municipal Code, Animals – Dog Control, as amended, is hereby further amended to:

- a. Delete the words “Chief of Police” in each place they appear in the following sections and insert in their place the phrase “Commissioner of the Department of Recreation and Human Services” in the following sections:

§ 31-20 Fees for dog licenses and dog control activities.

§ 31-22 Sterilization required for adoption.

§ 31-23 Sterilization services.

- b. Revise Section 31-22, Sterilization required for adoption, to delete the words “Rochester Police Department” and insert in their place the phrase “Department of Recreation and Human Services.”

Section 3. This ordinance shall take effect July 1, 2021, contingent upon the approval of the 2021-22 Budget of the City of Rochester that transfers the Animal Services function to the Department of Recreation and Human Services.

Passed unanimously.

Ordinance No. 2021-180  
(Int. No. 257)



**Amending the Municipal Code with respect to the license fee for certain animals and fowl**

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

Section 1. Section 30-16 of the Municipal Code, Fees, as amended, relating to the license fee required by Section 30-12 for keeping chickens, geese, ducks, doves or pigeons, turkeys or other animals or fowls, is hereby further amended to read in its entirety as follows:

§ 30-16 Fee.

The Chief of Police shall require the fee of ~~\$75 for each year or fraction thereof~~ for each license issued, payable before the issuance of such license, which shall have a term of up to two years comprised of the permit year (July 1 through June 30) or portion thereof in which the permit is issued and extending through the entirety of the following permit year. There shall be a fee of \$10 for replacement of a lost license.

Section 2. This ordinance shall take effect on July 1, 2021.

Strikeout indicates deleted text, new text is underlined.

Passed unanimously.

Ordinance No. 2021-181  
(Int. No. 258)

**Amending the Municipal Code with respect to towing and storage fees for trucks**

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

Section 1. Section 111-72 of the Municipal Code, Illegal parking and towing of vehicles, as amended, is hereby further amended in subsection B thereof to change the fee for the redemption of all trucks, single and tandem axles, with a gross vehicle weight up to 26,000 pounds from \$210 to \$260; and the fee for redemption of heavy trucks/truck tractor-trailer units, with a gross vehicle weight in excess of 26,000 pounds from \$290 to \$460.

Section 2. This ordinance shall take effect July 1, 2021.

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. 2021-182  
Re: Agreement – Telephone Town Hall  
Meeting, Inc., Telephone Town Hall  
administration

Comprehensive Plan 2034 Initiative Area:  
Planning for Action

Transmitted herewith for your approval is legislation establishing \$12,000 as maximum annual compensation for a professional services agreement with Telephone Town Hall Meeting, Inc. (Diane Cerveny, President/Owner) 958 Coneflower Drive, Golden CO, to provide telephone town hall meeting services. The cost of the agreement will be funded by the 2020-21 Budget of Undistributed. The term of the agreement will be one year with up to 3 additional terms of one year each, with future year expenses paid from the subsequent years' Undistributed Budget, contingent upon approval.

The Telephone Town Hall meeting service rapidly dials out a list of phone numbers in a desired geographic area. A geographically targeted audience then receives a pre-recorded message inviting them to remain on the line if they wish to participate in the event. As they listen to the event, participants have the opportunity to ask questions live, as well as to respond to integrated poll questions using their phone keypads. Participants may also leave a message at the end of the call. Following the event the City is provided a detailed report with information on the number of people who were called and who participated, as well as the results of any poll questions asked.

This service provides the City with a tool that reaches thousands of individuals and allows them to provide immediate feedback directly during a one-hour call.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AU-116

Ordinance No. 2021-182  
(Int. No. 259)

**Authorizing an agreement for telephone town hall meeting services**

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with Telephone Town Hall Meeting, Inc. to provide telephone town hall meeting services. The term of the agreement shall be one year, with the option to extend for up to three additional one-year periods. The maximum annual compensation shall be \$12,000, which shall be funded from the 2020-21 Budget of Undistributed Expenses for the initial term, and from future years' Budgets of Undistributed Expenses for any optional extended terms, contingent upon approval.

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.

By Councilmember Patterson  
June 15, 2021

To the Council:

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

- |              |   |
|--------------|---|
| Int. No. 202 | Appropriating Community Development Block Grant-Coronavirus funds and authorizing new and amendatory agreements to provide for Aging in Place, Tenant Landlord Services and Foreclosure Prevention Services |
| Int. No. 204 | Appropriating funds for the Neighborhood Commercial Assistance Program  |
| Int. No. 205 | Appropriating funds for the Business Development Financial Assistance Program   |
| Int. No. 206 | Appropriating funds and authorizing agreements relating to the 2021-22 Street Liaison Program   |
| Int. No. 207 | Appropriating funds for the Demolition Program  |
| Int. No. 208 | Appropriating funds for the Emergency Assistance Program  |
| Int. No. 209 | Appropriating funds for the Housing Rehabilitation Program  |
| Int. No. 210 | Authorizing an agreement for the Project Phoenix program  |
| Int. No. 211 | Authorizing an agreement for hearing officer services   |
| Int. No. 212 | Appropriating funds and authorizing agreements for the Homebuyer Assistance Program   |
| Int. No. 213 | Appropriating funds and authorizing agreements for the Foreclosure Prevention Program   |
| Int. No. 214 | Appropriating funds and authorizing an agreement for the Eviction Prevention and Landlord Tenant Services Program   |
| Int. No. 215 | Appropriating funds and authorizing agreements for the HOME Rochester Program Management and for the Community Housing Development Organization Reserve program   |
| Int. No. 216 | Appropriating funds and authorizing an agreement for the Legal Services for Seniors Program   |
| Int. No. 217 | Appropriating funds and authorizing agreements for the Housing Opportunities for Persons with AIDS program  |
| Int. No. 218 | Appropriating funds and authorizing agreements for the Emergency Solutions Grant program  |

- Int. No. 219      Appropriating funds and authorizing an agreement to implement the CONEA Neighborhood Master Plan project
- Int. No. 220      Amending Ordinance No. 2019-361 relating to lead hazard control contractor training
- Int. No. 221      Amending Ordinance No. 2021-107 relating to U.S. Treasury Emergency Rent Assistance
- Int. No. 222      Authorizing a lease agreement for 280 Exchange Boulevard, as amended

The **NEIGHBORHOOD BUSINESS AND DEVELOPMENT COMMITTEE** recommends for **CONSIDERATION** the following entitled legislation:

- Int. No. 201      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 \$446,477 of additional funds in relation to the third round of Community Development Block Grant-Coronavirus grants
- Int. No. 203      Approving the 2021-22 Annual Action Plan

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

Received, filed, and published.

TO THE COUNCIL  
 Ladies and Gentlemen:

Ordinance No. 2021-183  
 Re: Amending the 2019-20 Annual Action Plan, Consolidated Community Development Plan, CDBG-CV3 – CARES Act

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

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

Transmitted herewith for your approval is legislation amending the 2019-20 Annual Action 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 \$446,477 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 amended plan to the U.S. Department of Housing and Urban Development (HUD).
3. Authorize agreements with HUD for the receipt and use of grants to fund the Plan.
4. Appropriate \$89,477 of the CDBG-CV3 funding from the 2019-20 Annual Action Plan to reimburse the City for staff costs associated with the administration of the funds.

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 June 10, 2021.

The 2019-20 Annual Action Plan was previously amended at the May 12, 2020 City Council meeting, Ordinance No. 2020-130, 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 2019-20 Annual Action Plan was also amended at the February 16, 2021 City Council meeting, Ordinance No. 2021-41, which authorized the receipt and use of \$500,000 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.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2021-183  
(Int. No. 201)

**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 \$446,477 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) authorized 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-CV Fund);

WHEREAS, after HUD issued a second round of CDBG-CV funding that went only to states and insular areas, on September 11, 2020, HUD awarded a third round of supplemental CARES Act funding to the City 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 included providing for the receipt and use of a \$1,424,700 portion of the CDBG-CV3 Fund for the City's CDBG-CV programs;

WHEREAS, on February 17, 2021, in Ordinance No. 2021-41, the City adopted additional amendments to the 2019-20 Action Plan that included providing for the receipt and use of a \$500,000 portion of the CDBG-CV3 Fund for CDBG-CV programs;

WHEREAS, a plan for amending the 2019-20 Action Plan again to authorize the receipt and use of an additional \$446,477 portion of the CDBG-CV3 Fund to provide for additional coronavirus pandemic 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 citizen participation included:

- (1) Beginning Friday, June 4, 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 Wednesday, June 9, 2021;

(2) Presenting the written comments received to the members of City Council prior to the City Council Public Hearing held on June 10, 2021, and having the City Clerk enter a list of those written comments as received and filed into the record of the City Council's Regular Meeting on June 15, 2021; and

(3) streaming the June 10, 2021 Public Hearing live on the Council's Facebook <https://www.facebook.com/RochesterCityCouncil/> and YouTube [https://www.youtube.com/channel/UC\\_U7nbtS5kEz4bjEM8AGXIQ?view\\_as=subscriber](https://www.youtube.com/channel/UC_U7nbtS5kEz4bjEM8AGXIQ?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 \$446,477 from the CARES Act CDBG-CV3 Fund.

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 \$89,477 from the CDBG-CV3 Fund allocation of the 2019-20 Action Plan to reimburse the City for staff costs associated with the administration of 2019-20 Action Plan projects that are supported by the CDBG-CV3 Fund.

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.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2021-184  
Re: Amending the 2019-20 Annual Action  
Plan, Consolidated Community



Development Plan, CDBG-CV3 –  
CARES Act, Aging in Place Program,  
Tenant Landlord Services Program,  
Foreclosure Prevention Program

Council Priority: Rebuilding and Strengthening  
Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:  
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to Aging in Place, Tenant Landlord Services, and Foreclosure Prevention services described in the 2019-20 Annual Action Plan, Consolidated Community Development Plan, specifically regarding residents who have been severely impacted during the COVID 19 crisis, and amending Ordinances No. 2019-174 and 2019-175. This legislation will:

1) Appropriate a total of \$232,000 from the 2019-20 Annual Action Plan CDBG-CV3 fund as follows:

- a. \$58,000 of the Aging in Place allocation for continued implementation of the program;
- b. \$70,000 of the Tenant Landlord Services allocation for expanded implementation of the program; and
- c. \$104,000 of the Foreclosure Prevention Services allocation for expanded implementation of the program.

2) Authorize agreements and/or amend ordinances as follows, using the funds appropriated herein:

- a. Establish \$58,000 as maximum compensation for an agreement with Lifespan of Greater Rochester, Inc. (Ann Marie Cook, President/CEO, 1900 S. Clinton Avenue, Brighton, New York) for the Aging in Place Program.
- b. Amend Ordinance No. 2019-174 to add \$70,000, and amend the related agreement, for a new total maximum compensation of \$350,000 for The Legal Aid Society of Rochester, New York (Principal: Carla Palumbo, 1 West Main Street, Rochester, New York) to provide housing stabilization services to tenants and landlords. The Tenant Landlord Services program was originally authorized via Ordinance No. 2019-174 for \$95,000, then further amended via Ordinance No. 2020-134 to add \$185,000 for COVID-related services.
- c. Amend Ordinance No. 2019-175 to add \$96,700, and amend the related agreement, for a new total maximum compensation of \$305,200 for The Housing Council at PathStone, Inc. (Principal: Mary Leo, 75 College Avenue, Rochester, New York) to provide foreclosure prevention services. The Foreclosure Prevention program was originally authorized via Ordinance No. 2019-175 to add a total of \$143,500 and amended in Ordinance No. 2020-135 to add a total of \$65,000 for COVID-related services.
- d. Amend Ordinance No. 2019-175 to add \$7,300 for a new total maximum compensation of \$38,800 for Empire Justice Center (Principal: Kristin Brown, 1 West Main Street, Rochester, New York) to provide foreclosure prevention services. The Foreclosure Prevention program was originally authorized via Ordinance No. 2019-175 for a total of \$21,500 and amended in Ordinance No. 2020-135 to add a total of \$10,000 for COVID-related services.

The Aging in Place program will continue to address home safety modifications in order to help provide a safe and comfortable environment for the elderly amid COVID-19 concerns. Elderly city homeowners are eligible to participate in the program if they earn 80% or less than the median area income, as established and updated by HUD. Please note that there are concurrent submissions to City Council for non-COVID-related services for Tenant-Landlord Services and Foreclosure Prevention that include program descriptions.

Lifespan anticipates serving 204 households with minor repairs, fraud assistance and outreach meetings. Over the past 5 years 1,395 households have been served. Legal Aid anticipates serving 168 tenant households and 350 property owners or managers with this funding, while the foreclosure prevention agencies anticipate serving 98 households. Separate legislation follows with descriptions and appropriations for non-COVID-related services for Tenant-Landlord Services and Foreclosure Prevention.

The term of the Aging in Place agreement will be one year with the option to extend another year if funds remain in the appropriation. The terms of the amended agreements for Tenant-Landlord Services and Foreclosure Prevention remain the same. The City will enter into agreements for this program only with organizations that are in compliance with federal regulations. If funds are different, not available, or are less than anticipated, the agreement amounts and terms will be adjusted accordingly. Justification Statements for not issuing a Request for Proposals are attached.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AU-93

Ordinance No. 2021-184  
(Int. No. 202)

**Appropriating Community Development Block Grant-Coronavirus funds and authorizing new and amendatory agreements to provide for Aging in Place, Tenant Landlord Services and Foreclosure Prevention Services**

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement Lifespan of Greater Rochester, Inc. to implement the Aging in Place program. The maximum compensation for said services shall be \$58,000, which amount is hereby appropriated from the Aging in Place allocation of the Consolidated Community Development Plan/2019-2020 Annual Action Plan (2019-20 Annual Action Plan) as last amended by Ordinance No. 2021-183. The term of the agreement shall be for 1 year with the option to continue for up to one additional year if appropriated funds remain.

Section 2. The Mayor is hereby authorized to enter into an amendatory professional services agreement with The Legal Aid Society of Rochester, New York to provide additional housing stabilization services. The amendatory agreement shall amend the existing agreement authorized by Ordinance No. 2019-174 and amended by Ordinance No. 2020-134 to increase the maximum compensation by \$70,000 to a new total of \$350,000. The amendatory maximum compensation

amount of \$70,000 is hereby appropriated from the Tenant Landlord Services allocation of the 2019-20 Annual Action Plan as last amended by Ordinance No. 2021-183.

Section 3. The Mayor is hereby authorized to enter into an amendatory professional services agreement with The Housing Council at PathStone, Inc. to provide additional foreclosure prevention services. The amendatory agreement shall modify the existing agreement authorized by Ordinance No. 2019-175 and amended by Ordinance No. 2020-135 to increase the maximum compensation by \$96,700 to a new total of \$305,200. The amendatory maximum compensation amount of \$96,700 is hereby appropriated from the Foreclosure Prevention Services allocation of the 2019-20 Annual Action Plan as last amended by Ordinance No. 2021-183.

Section 4. The Mayor is hereby authorized to enter into an amendatory professional services agreement with Empire Justice Center to provide additional foreclosure prevention services. The amendatory agreement shall amend the existing agreement authorized by Ordinance No. 2019-175 and amended by Ordinance No. 2020-135 to increase the maximum compensation by \$7,300 to a new total of \$38,800. The amendatory maximum compensation amount of \$7,300 is hereby appropriated for that purpose from the Foreclosure Prevention Services allocation of the 2019-20 Annual Action Plan as last amended by Ordinance No. 2021-183.

Section 5. The agreements shall contain such additional terms and conditions as the Mayor deems to be appropriate. The City and implementing agencies shall enter into agreements for these services only with organizations that are in compliance with federal rules and regulations, including without limitation those issued pursuant to the federal Coronavirus Aid, Relief and Economic Security (CARES) Act. If funding sources are different, not available, or less than anticipated, the amendatory agreement amounts may be adjusted accordingly.

Section 6. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2021-185  
Re: 2021-22 Annual Action Plan,  
Consolidated Community Development  
Plan

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

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

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

1. Approve the 2021-22 Annual Action Plan.
2. Authorize the submission of this document to HUD
3. Authorize agreements with HUD for the receipt and use of HUD funds to implement the plan.

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

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

The Annual Action Plan, which covers the period from July 1, 2021 to June 30, 2022, describes specific projects and activities that will be undertaken in the second program year of the Comprehensive Plan to address priority needs and goals.

The estimated total funds available for 2021-22 is \$13,123,502 from the following sources:

|   |                  |
|---|------------------|
| Community Development Block Grant (CDBG)            | \$8,384,622      |
| Home Investment Partnerships Program (HOME)         | \$2,478,281      |
| Emergency Solutions Grant (ESG)                     | \$ 707,618       |
| Housing Opportunities for Persons with AIDS (HOPWA) | \$1,002,981      |
| CDBG Program Income                                 | \$ 500,000       |
| HOME Program Income                                 | <u>\$ 50,000</u> |
| TOTAL   | \$13,123,502     |

The Annual Action Plan includes 30 projects that address issues such as affordable housing, community development, economic development, public facilities and infrastructure, youth development/employment, and a wide array of public services.

Significant allocation highlights of the 2021-22 Annual Action Plan include:

- \$1,800,000 for the Demolition Program
- \$1,608,711 for the Affordable Housing Fund
- \$1,000,400 for DRHS Play Apparatus
- \$1,002,981 for HOPWA
- \$707,618 for ESG
- \$475,000 for Business Development Financial Assistance
- \$575,522 for Housing Rehabilitation
- \$400,000 for Residential Street Rehabilitation
- \$400,000 for Job Creation/Youth Development
- \$300,000 for Homebuyer Assistance

Community input was solicited in a live virtual Q&A session with the public via Zoom and a dial-in phone conference on March 4, 2021. An additional public meeting will be held on May 27.

A public hearing on the 2021-2022 Annual Action Plan is required and will be held on June 10.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2021-185  
(Int. No. 203)

### **Approving the 2021-22 Annual Action Plan**

WHEREAS, there is pending before this Council a 2021-22 Annual Action Plan (the Action Plan) to be financed with \$13,123,502 available to the City of Rochester from the federal Community Development Block Grant (CDBG), Home Investment Partnerships Program (HOME), Emergency Solutions Grant (ESG), Housing Opportunities for Persons with AIDS (HOPWA), CDBG Program Income, and HOME Program Income;

WHEREAS, the five-year Five Year Consolidated Plan/2020-2024 approved in June, 2020 by Ordinance No. 2020-153 (Consolidated Plan) identifies the priority needs and goals for community and economic development, and the Action Plan, which covers the period from July 1, 2021 to June 30, 2022, describes the projects and activities that will be taken to pursue those needs and goals during the Consolidated Plan's second program year;

WHEREAS, the Action Plan has been prepared according to an approved Citizen Participation Plan, as modified upon public notice to comply with social distancing requirements, emergency orders issued by the State Governor and City Mayor and other exigencies created by the coronavirus pandemic, and the Action Plan reflects the public comments received and the consultations that were conducted;

WHEREAS, the City conducted an initial round of citizen participation activities in March 2021 to inform the development of the Action Plan, which included the hosting of a virtual public question and answer session conducted via Zoom on March 4, 2021;

WHEREAS, on May 7, 2021, the City published the draft Action Plan for public review and invited public comments during a period extending to June 9, 2021;

WHEREAS, on May 27, 2021, the City hosted a virtual public meeting via Zoom to receive additional public comments regarding the Action Plan;

WHEREAS, on June 10, 2021, a final draft of the Action Plan was presented to the City Council and posted on-line through the City's Consolidated Community Development Plan Information webpage;

WHEREAS, on June 10, 2021, the City Council conducted a public hearing that was streamed live on the Council's Facebook and YouTube internet pages wherein the members heard comments on the needs, strategies, and proposed actions contained in the Action Plan;

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

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

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

Section 1. The Council hereby approves the 2021-22 Annual Action Plan.

Section 2. The Council hereby authorizes the submission of said Action Plan to the United States Department of Housing and Urban Development (HUD).

Section 3. The Council hereby authorizes the Mayor to enter into such agreements and to execute such documents as HUD shall require to allow the City to receive and use the HUD funds necessary to implement the programs and projects set forth in the Action Plan.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-186  
Re: 2021-22 Annual Action Plan,  
Consolidated Community  
Development Plan – Neighborhood  
Commercial Assistance Program

Council Priority: Jobs and Economic  
Development

Comprehensive Plan 2034 Initiative Area:  
Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation related to the City of Rochester's Business Programs as described in the 2021-22 Annual Action Plan. This legislation will:

1. Appropriate a total of \$75,000 CDBG funds from the Neighborhood Commercial Assistance Program of the Promote Economic Stability allocation.
2. Authorize agreements necessary to implement the programs.

Funding will be utilized to provide small business matching grants to businesses through the Neighborhood Commercial Assistance Program. It is anticipated 9 businesses will be assisted and 25 jobs created/retained as a result of these funds.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2021-186  
(Int. No. 204)

**Appropriating funds for the Neighborhood Commercial Assistance Program**

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

Section 1. The sum of \$75,000 is hereby appropriated from the Neighborhood Commercial Assistance Program (the Program) allocation of the 2021-22 Annual Action Plan to implement the Program, contingent upon the approval of said Plan.

Section 2. The Mayor is hereby authorized to enter into such agreements as may be necessary to implement the Program authorized herein.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2021-187  
Re: 2021-22 Annual Action Plan,  
Consolidated Community Development  
Plan – Business Development Financial  
Assistance Program

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area:  
Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation related to the City of Rochester's Business Programs as described in the 2021-22 Annual Action Plan. This legislation will:

1. Appropriate a total of \$475,000 CDBG funds from the Business Development Financial Assistance Program of the Promote Economic Stability allocation.
2. Authorize agreements necessary to implement the programs.

Funding will be utilized to provide low-interest loans and grants to businesses through the Business Development Financial Assistance Program. It is anticipated 15 businesses will be assisted and 100 jobs created/retained as a result of these funds.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2021-187  
(Int. No.205)

**Appropriating funds for the Business Development Financial Assistance Program**

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

Section 1. The sum of \$475,000 is hereby appropriated from the Business Development Financial Assistance Program (the Program) allocation of the 2021-22 Annual Action Plan to implement the Program, contingent upon approval of said Plan.

Section 2. The Mayor is hereby authorized to enter into such agreements as may be necessary to implement the Program authorized herein.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2021-188  
Re: 2021-22 Annual Action Plan,  
Consolidated Community Development  
Plan, Agreements – Street Liaison  
Services

Council Priority: Creating and Sustaining a  
Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area:  
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the Quadrant Planning Support Program. This legislation will:

1. Appropriate \$90,000 from the Street Liaison allocation of the 2021-2022 Annual Action plan for the City's use to operate the program.
2. Establish \$25,000 as maximum compensation for agreements with the following entities to provide business development street liaison services for each of the city's quadrants. This program will be funded from the appropriation listed in number 1 above.

Northeast Quadrant

- Action for a Better Community, Incorporated, \$20,000 (CEO: Jerome Underwood)  
Serving: Portland Avenue/Joseph Avenue/Hudson Avenue/Public Market\*
- Isla Housing and Development Corporation, \$5,000 (Executive Director: Sonia Nuñez)  
Serving: North Clinton Avenue



Northwest Quadrant

- Highland Planning LLC, \$20,000 (Principal: Tanya M. Zwahlen)  
Serving: Lyell Avenue/Dewey Avenue/West Ridge Road/Lake Avenue

Southeast Quadrant

- Highland Planning LLC, \$20,000 (Principal: Tanya M. Zwahlen)  
Serving: South Avenue/South Clinton Avenue/Monroe Avenue/East Main (Goodman to Culver)

Southwest Quadrant

- 19th Ward Community Association of Rochester, New York, Inc., \$25,000  
(President: Karen Emerson)  
Serving: West Main/Jefferson Avenue/Genesee Street/Chili Avenue/Mt Hope Avenue\*

\*New corridors to be served in 2021

The mission of the Street Liaison is to function as a liaison between the City of Rochester Business Development Team, Neighborhood Service Center Administrator and neighborhood businesses; provide detailed reports of business activities and concerns faced by businesses to City of Rochester staff; work collaboratively with business associations, neighborhood groups, residents and City of Rochester staff to attract and populate business corridors with products and services that meet the consumer needs of the local and greater community. The requested funding will serve at least 200 businesses. Program was transferred to the NSC in 2017 and has served over 600 businesses.

The above agencies were selected through an RFQ that was completed June in 2019. All selected agencies provided a satisfactory performance. To maintain their services, a new RFQ was not initiated. A Justification Statement for not issuing an RFP is attached.

Action for a Better Community and Highland Planning have been contracted to serve the City in this capacity as far back as 2014. 19th Ward Community Association began contracting in 2017, and Isla Housing and Development Corporation began in 2019.

The agreements will be in effect from July 1, 2021 through June 30, 2022.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AU-94

Ordinance No. 2021-188  
(Int. No. 206)

**Appropriating funds and authorizing agreements relating to the 2021-22 Street Liaison Program**

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

Section 1. The sum of \$90,000 is hereby appropriated from the Street Liaison allocation of the 2021-22 Annual Action Plan (Plan) to implement the Street Liaison Program, contingent upon approval of the Plan.

Section 2. The Mayor is hereby authorized to enter into professional services agreements to obtain business development Street Liaison services for each of the City's four quadrants for the maximum compensation amounts as follows:

- a) for the Northeast Quadrant: with Action for a Better Community, Incorporated for \$20,000 and with Isla Housing and Development Corporation for \$5,000;
- b) for the Northwest Quadrant: with Highland Planning LLC for \$20,000;
- c) for the Southeast Quadrant: with Highland Planning LLC for \$20,000; and
- d) for the Southwest Quadrant: with 19<sup>th</sup> Ward Community Association of Rochester, New York, Inc. for \$25,000.

The agreements shall be funded from the appropriation in Section 1 herein, and the term for each agreement shall be from July 1, 2021 to June 30, 2022.

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, Harris, Lightfoot, Lupien, Meléndez, Patterson, Peo-8.

Nays – None-0.

Councilmember Gruber abstained due to a professional relationship.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2021-189  
Re: 2021-22 Annual Action Plan,  
Consolidated Community Development  
Plan - Demolition Program

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

Comprehensive Plan 2034 Initiative Area:  
Reinforcing Strong Neighborhoods; Public Safety

Transmitted herewith for your approval is legislation related to the City's Demolition Program. This legislation will appropriate \$1,800,000 of Community Development Block Grant funds from the 2021-22 Annual Action Plan, Demolition Program allocation to operate the Demolition Program.

The funds will allow the City to continue its demolition program. Demolition includes City-owned and privately-owned structures. These funds will remove approximately 100 residential properties over the next twelve months.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2021-189  
(Int. No. 207)

**Appropriating funds for the Demolition Program**

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

Section 1. The sum of \$1,800,000 is hereby appropriated from the Demolition Program allocation of the 2021-22 Annual Action Plan (Plan) for the Demolition Program (Program) to continue the removal of vacant, derelict and fire damaged structures in the City of Rochester, contingent upon the approval of the Plan.

Section 2. The Mayor is hereby authorized to enter into agreements with recipients and to execute such other documents as may be necessary to implement the Program. All such 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.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2021-190  
Re: 2021-22 Annual Action Plan,  
Consolidated Community Development  
Plan – Emergency Assistance Program  
Council Priority: Rebuilding and  
Strengthening Neighborhood Housing;

Comprehensive Plan 2034 Initiative Area:  
Reinforcing Strong Neighborhoods;

Transmitted herewith for your approval is legislation related to the Emergency Assistance Program. This legislation will appropriate \$100,000 of Community Development Block Grant funds from the 2021-22 Annual Action Plan, Emergency Assistance Program allocation to operate the program.

The program provides financial assistance to eligible owner- occupants to address emergencies related to replacement of furnace/boiler, hot water tanks and other emergencies. The funds will assist approximately 50 households. The City will continue to use its existing term agreements with the various service providers to perform the necessary work.

Owners must be current with City and Monroe County property taxes and not be subject to tax or mortgage foreclosure. Household incomes must be at or below 80% of the Housing and Urban Development (HUD) area median income to be adjusted annually.

Since the program began in 2014, a total of 391 furnaces and 194 water tanks have been replaced.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2021-190  
(Int. No. 208)

### **Appropriating funds for the Emergency Assistance Program**

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

Section 1. The sum of \$100,000 is hereby appropriated from the Emergency Assistance Program allocation of the 2021-22 Annual Action Plan (Plan) for the City's use to operate the Emergency Assistance Program (Program) to assist eligible homeowners to replace a heating furnace/boiler, hot water tank or to address other emergencies, contingent upon the approval of the Plan.

Section 2. The Mayor is hereby authorized to enter into agreements with recipients and to execute such other documents as may be necessary to implement the Program. All such 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.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2021-191  
Re: 2021-22 Annual Action Plan,  
Consolidated Community Development  
Plan – Housing Rehabilitation program

Council Priority: Rebuilding and  
Strengthening Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:  
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the Housing Rehabilitation program. This legislation will appropriate \$575,522 of Community Development Block Grant funds from the 2021-22 Annual Action Plan, Housing Rehabilitation Program allocation to operate the Housing Rehabilitation Program.

The program provides financial assistance to eligible owner-occupants who own a 1-4 family residential structure. The funds allocated in the following manner: to support areas where housing development projects are located; areas where the most gain can be achieved as per the Housing Market Study; and to mitigate blight and hazards city-wide. The funds will assist approximately 22 properties.

Owners must be current with City and Monroe County property taxes and not be subject to tax or mortgage foreclosure. Household incomes must be at or below 80% of the Housing and Urban Development (HUD) area median income to be adjusted annually.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2021-191  
(Int. No. 209)

### **Appropriating funds for the Housing Rehabilitation Program**

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

Section 1. The sum of \$575,522 is hereby appropriated from the Housing Rehabilitation Program allocation of the 2021-22 Annual Action Plan (Plan) for the City's use to operate its Housing Rehabilitation Program (Program), contingent upon approval of the Plan.

Section 2. The Mayor is hereby authorized to enter into agreements with recipients and to execute such other documents as may be necessary to implement the Program. All such 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.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2021-192  
Re: Agreement – Multi-Craft Apprenticeship  
Preparation Program, Inc.

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

Comprehensive Plan 2034 Initiative Area:  
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation establishing \$46,731.16 as maximum compensation for an agreement with Multi-Craft Apprenticeship Preparation Program, Inc. (MAPP), Kereem Berry, Executive Director, 40 Humboldt Street, Suite 112, Rochester, NY 14609 for the Project Phoenix program. The agreement will be funded from 2019-20 Cash Capital.

Project Phoenix offers an opportunity for on-the-job training in the construction industry. It engages City of Rochester residents to consider pursuing a career in the construction and building trades. The goal is to help facilitate viable employment opportunities and positively address the city of Rochester's critical housing needs. The funds will be used to purchase materials, supplies, tools and other items to run the program. More information about the program can be found on their website: [https://mappinc.org/our-work.html#project\\_phoenix](https://mappinc.org/our-work.html#project_phoenix)

The term of the agreement will be for one (1) year with the option to extend for one additional year if funds remain in the agreement.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2021-192  
(Int. No. 210)

### **Authorizing an agreement for the Project Phoenix 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 Multi-Craft Apprenticeship Preparation Program, Inc. to implement the Project Phoenix on-the-job training program for construction jobs. The maximum compensation for the agreement shall be \$46,731.16, which shall be funded from 2019-20 Cash Capital. The term of the agreement shall be one year with the option to extend for one additional year if appropriated funds remain.

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. 2021-193  
Re: Agreement – The Center for  
Dispute Settlement, Inc., Hearing  
Officer Services

Council Priority: Rebuilding and  
Strengthening Neighborhood Housing;

Comprehensive Plan 2034 Initiative Area:  
Reinforcing Strong Neighborhoods; Public  
Safety

Transmitted herewith for your approval is legislation to establish \$16,000, as maximum compensation for an agreement with The Center for Dispute Settlement, Inc., Shira May, President & CEO, 16 East Main Street, Suite 800, Rochester, NY 14614 to provide a Hearing Officer for the City's Housing Rehabilitation and Demolition programs, and for Code Enforcement. The agreement will be funded from the 2021-22 Budget of the Department of Neighborhood and Business Development, contingent upon its approval. The term of the agreement will be for one (1) year with the option to extend for two (2) additional one year terms. The maximum compensation for each of the one-year extensions, if exercised, is \$16,000 which would be funded from the Budget of the Department of Neighborhood and Business Development, contingent upon approval of said budget years.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment AU-95

Ordinance No. 2021-193  
(Int. No. 211)

**Authorizing an agreement for hearing officer services**

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with The Center for Dispute Settlement, Inc. to provide a hearing officer for the City's housing

rehabilitation and demolition programs and code enforcement. The term of the agreement shall be one year, with the option to extend for up to two additional one-year periods. The maximum annual compensation shall be \$16,000, which shall be funded from the 2021-22 Budget of the Department of Neighborhood and Business Development (NBD) for the initial term, and from future years' Budgets of NBD for any optional extended terms, contingent upon approval of said budgets.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-194  
Re: 2021-22 Annual Action Plan,  
Consolidated Community Development  
Plan – Homebuyer Assistance Program

Council Priority: Rebuilding and  
Strengthening Neighborhoods

Comprehensive Plan 2034: Reinforcing  
Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the City of Rochester's Homebuyer Assistance Program of the 2021-22 Annual Action Plan. This legislation will:

1. Appropriate \$300,000 in HOME funding from the 2021-22 HOME Investment Partnership Program (HOME) / Homebuyer Assistance Allocation of the 2021-22 Annual Action Plan
2. Authorize agreements with the recipients of Homebuyer Assistance Funds for up to \$8,000 to purchase houses through the City's housing initiatives
3. Authorize the Director of Finance to record all transfers herein and to make adjustments to the amounts set forth below which may have changed prior to the date of this ordinance

The Homebuyer Assistance Program has been directly administered by the City of Rochester since 2005, and provides financial assistance to eligible homebuyers who purchase houses through the City's housing initiatives, as described in the 2021-22 Annual Action Plan. The financial assistance provided by the Buyer Assistance Program is for closing costs and down payment. In the past five years 948 households have closed on a home with this assistance.

Homebuyer eligibility is based on income, ability to qualify for a conventional mortgage loan for which payments will not exceed 30% of the gross monthly income, and payment of personal funds in the amount of a minimum of \$1,500 towards the purchase of the home. Each buyer must complete a pre-purchase education class before closing and attend post-purchase classes.



The 2021-22 HOME allocation will serve approximately 90 eligible homebuyers with incomes of no more than 80% median family income (MFI). The program supports the City Housing Policy objective to promote the rehabilitation, redevelopment and new construction of housing.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2021-194  
(Int. No. 212)

### **Appropriating funds and authorizing agreements for the Homebuyer Assistance Program**

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

Section 1. The sum of \$300,000 is hereby appropriated from the Homebuyer Assistance allocation of the 2021-22 Annual Action Plan (Plan) to implement a Homebuyer Assistance Program (Program), contingent upon approval of the Plan.

Section 2. The Mayor is hereby authorized to enter into an agreement with each recipient of Program funds in an amount up to \$8,000, to be funded from the appropriation in Section 1 herein. The agreements shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 3. The Director of Finance is hereby authorized to record all transfers of Program funds and to make adjustments to the income eligibility, homebuyer's matching contribution and anticipated number of Program recipients based on any changes that have occurred prior to the date of this ordinance.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2021-195  
Re: 2021-22 Annual Action Plan, Consolidated  
Community Development Plan –  
Foreclosure Prevention Program

Council Priority: Rebuilding and  
Strengthening Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:

## Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to Foreclosure Prevention services described in the 2021-22 Annual Action Plan. This legislation will:

1. Appropriate \$44,600 of Community Development Block Grant funds from the 2021-22 Annual Action Plan, Foreclosure Prevention allocation for implementation of the program and to fund the following agreements.
2. Establish \$32,600 as maximum compensation for The Housing Council at PathStone, Inc. (Principal: Mary Leo, 75 College Avenue, Rochester, New York) to provide foreclosure prevention services.
3. Establish \$12,000 as maximum compensation for Empire Justice Center (Principal: Kristin Brown, 1 West Main Street, Rochester, New York) to provide legal services related to foreclosure prevention.

These two organizations are uniquely qualified and have been providing this service for two decades. The Housing Council at PathStone, Inc. is a U.S. Housing and Urban Development-approved Housing Counseling Agency with the capacity to handle a large volume of cases. The Housing Council's services include the review of households' financial circumstances and negotiation with lenders to resolve mortgage arrears. The Empire Justice Center is a leader in developing statewide standards for foreclosure prevention legal services. The Empire Justice Center will provide legal advice and litigation services when required by analysis of clients' circumstances. In the past five years 747 households have been served, and 42 households are anticipated to be served with the above funding.

The term of these agreements will be one year with the option to extend for an additional year if funds remain. Please note that a concurrent submission is also before City Council this month to appropriate additional CDBG-CV funding for Foreclosure Prevention Services. The City will enter into agreements for this program only with organizations that are in compliance with federal regulations. If funds are different, not available, or are less than anticipated, the agreement amounts and terms will be adjusted accordingly. A Justification Statement for not issuing a Request for Proposals is attached.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AU-96

Ordinance No. 2021-195  
(Int. No. 213)

## **Appropriating funds and authorizing agreements for the Foreclosure Prevention Program**

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

Section 1. The sum of \$44,600 is hereby appropriated from the Foreclosure Prevention allocation of the 2021-22 Annual Action Plan (Plan) to implement a Foreclosure Prevention Program, contingent upon approval of the Plan.

Section 2. The Mayor is hereby authorized to enter into a professional services agreement with The Housing Council at PathStone, Inc. in a maximum amount of \$32,600 to provide foreclosure prevention services.

Section 3. The Mayor is hereby authorized to enter into a professional services agreement with Empire Justice Center in a maximum amount of \$12,000 to provide legal services related to foreclosure prevention.

Section 4. The amounts of said agreements, or so much thereof as may be necessary, shall be funded from the appropriation in Section 1 herein. If funds are not available or are less than anticipated, the agreement amounts and terms shall be adjusted accordingly. The agreements shall be for a term of one year, with the option to extend for one additional year.

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

Section 6. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-196  
Re: 2021-22 Annual Action Plan,  
Consolidated Community Development  
Plan –Eviction Prevention/Landlord  
Tenant Services

Council Priority: Rebuilding and  
Strengthening Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:  
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to Eviction Prevention/Landlord Tenant Services described in the 2021-22 Annual Action Plan. This legislation will:

1. Appropriate \$30,000 of Community Development Block Grant funds from the 2021-22 Annual Action Plan, Tenant Landlord Services allocation to implement the program; and
2. Establish \$30,000 as maximum compensation for an agreement with The Legal Aid Society of Rochester, New York (Principal: Carla Palumbo, 1 West Main Street, Rochester, New

York) to implement the program. The term of the agreement will be for one year with the option to extend for an additional one (1) year term if funds remain in the agreement.

Eviction Prevention / Landlord Tenant Services provide housing stabilization services to landlords and tenants. The Legal Aid Society of Rochester New York will serve as lead agency in partnership with Legal Assistance of Western New York, Inc. (Principal: C. Kenneth Perri, 1 West Main Street, Rochester, New York) and The Housing Council at PathStone, Inc. (Principal: Mary Leo, 75 College Avenue, Rochester, New York). The programs have been ongoing for over a decade. In the past five years, the program has assisted 1,759 tenants and 3,075 landlords, and anticipates serving 72 tenants and 150 property owners. Services include:

- Training for landlords on operating rental property as a business and compliance with fair housing quality standards; and
- Eviction prevention services for tenants to re-establish or maintain stable housing

A concurrent submission is also before City Council this month to appropriate additional CDBG-CV funding for Tenant Landlord Services. The City will enter into agreements for this program only with organizations that are in compliance with federal regulations. If funds are different, not available, or are less than anticipated, the agreement amounts and terms will be adjusted accordingly. A Justification Statement for not issuing a Request for Proposals is attached.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AU-97

Ordinance No. 2021-196  
(Int. No. 214)

### **Appropriating funds and authorizing an agreement for the Eviction Prevention and Landlord Tenant Services Program**

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

Section 1. The sum of \$30,000 is hereby appropriated from the Tenant Landlord Services allocation of the 2021-22 Annual Action Plan (Plan), to implement an Eviction Prevention and Landlord Tenant Services Program, contingent upon approval of the Plan.

Section 2. The Mayor is hereby authorized to enter into a professional services agreement with The Legal Aid Society of Rochester, New York in a maximum amount of \$30,000 to provide housing stabilization services to tenants and landlords. The amount of said agreement, or so much thereof as may be necessary, shall be funded from the appropriation in Section 1 herein. If funds are not available or are less than anticipated, the agreement amount and term shall be adjusted accordingly. The agreement shall be for a term of one year, with the option to extend for one additional year.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-197  
Re: 2021-22 Annual Action Plan,  
Consolidated Community Development  
Plan – HOME Rochester Program and  
Community Housing Development  
Organization (CHDO) Reserve

Council Priority: Rebuilding and  
Strengthening Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:  
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the HOME Rochester Program Management and Community Housing Development Organization Reserve (CHDO) programs described in the 2021-22 Annual Action Plan and amending Ordinance No. 2018-186 to extend the term of the related agreement. This legislation will:

- 1.) Appropriate a total of \$557,742 from the 2021-22 Annual Action Plan as follows:

| Amount    | Source   | Purpose  |
|-----------|--|--|
| \$186,000 | 2021-22 Community Development Block Grant (CDBG), HOME Rochester Program Management allocation                                 | Program Operation  |
| \$371,742 | 2021-22 HOME Investment Partnership Program (HOME) Funds, Community Housing Development Organization (CHDO) Reserve allocation | Development subsidies – incomes no more than 80% of Median Family Income (MFI) |

- 2.) Establish \$186,000 as maximum compensation for an agreement with Rochester Housing Development Fund Corporation (RHDFC; Principal Theodora Finn, 16 East Main Street, Suite 601, Rochester, New York) for operation of the HOME Rochester program. The cost of the agreement will be financed from the CDBG funds appropriated herein.
- 3.) Establish \$371,742 as maximum compensation for an agreement with RHDFC, a qualified CHDO, for the administration of development subsidies for families whose incomes are no more than 80% of MFI. The cost of the agreement will be financed from the HOME funds appropriated herein.
- 4.) Amend Ordinance No. 2018-186 to extend the term for one additional year for a total of 4 years of the existing agreement with RHDFC, funded with FY 2018-19

HOME CHDO dollars for the administration of development subsidies for families whose incomes are no more than 80% of MFI.

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

The HOME Rochester Program provides for the acquisition and rehabilitation of vacant, single-family houses for resale to income-eligible households. RHDFC operates the HOME Rochester Program in partnership with the City, the Greater Rochester Housing Partnership, Inc. (GRHP; Principal Theodora Finn, 16 East Main Street, Suite 601, Rochester, New York), and neighborhood based, non-profit developers. RHDFC buys vacant homes and oversees home rehabilitation for sale to first-time homebuyers. Since its inception in 2001, more than 785 properties have been rehabilitated and sold to first-time homebuyers; in the past 5 years 94 houses have been completed. Rehabilitation includes efforts to provide and improve 'green' and energy efficiency activities to promote sustainability as well as cost savings for the low-moderate income households who reside in the home.

The total of \$371,742 HOME dollars proposed for development subsidies will provide an average of \$45,000 each for the acquisition and rehabilitation of approximately 8 vacant structures. The funds are a required match for the City's agreement with HUD for its Asset Control Area program as well as NYS's Affordable Housing Corporation subsidy program, both of which are used to mitigate the costs of acquisition and rehabilitation and reduce blight in the City of Rochester.

Properties rehabilitated through HOME Rochester will be marketed to families with incomes not exceeding 120% of AMI and the HOME subsidy funds authorized herein will be used to support buyers with incomes at or below 80% of MFI as established and updated by HUD). All purchasers are required to attend pre- and post-purchase homebuyer training classes and to reside in the properties for a minimum of 15 years.

The agreement term for the Operating Agreement will be for one year. The subsidy agreement term will be for two years, with an option to extend for an additional year if funds remain in the original appropriation. The requested amendment to Ordinance No. 2018-186 will accommodate delays in completing properties due to the COVID-19 pandemic.

These programs support the Housing Development Fund objective of the City Housing Policy. The City will enter into agreements for this program only with organizations that are in compliance with federal regulations. If funds are different, not available, or are less than anticipated, the agreement amounts and terms will be adjusted accordingly. A Justification Statement for not issuing a Request for Proposals is attached.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AU-98

Ordinance No. 2021-197  
(Int. No. 215)

**Appropriating funds and authorizing agreements for the HOME Rochester Program Management and for the Community Housing Development Organization Reserve program**

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

Section 1. The sum of \$557,742 is hereby appropriated from the following funding sources and project allocations of the 2021-22 Annual Action Plan (Plan), contingent upon the approval of said Plan, to HOME Rochester Program Management and to subsidize Community Housing Development Organization (CHDO) development projects as follows:

| <b>Amount</b> | <b>Source</b>                                | <b>Action Plan Allocation</b>     | <b>Purpose</b>   |
|---------------|--|-----------------------------------|--|
| \$186,000     | 2021-22 Community Development Grant (CDBG)   | HOME Rochester Program Management | Program Operation  |
| \$371,742     | 2021-22 HOME Investment Partnerships Program | CHDO Reserve                      | Development subsidies – incomes no more than 80% of the Median Family Income (MFI) |

Section 2. The Mayor is hereby authorized to enter into a professional services agreement with Rochester Housing Development Fund Corporation (RHDFC) in the maximum amount of \$186,000 to operate the HOME Rochester Program. The agreement shall be funded from the HOME Rochester Program Management funds appropriated in Section 1 and shall have a term of one year.

Section 3. The Mayor is hereby authorized to enter into an agreement with RHDFC, a qualified CHDO, for the administration of housing development subsidies totaling \$371,742 for families whose incomes are no more than 80% of MFI. The agreement shall be funded from the CHDO Reserve funds appropriated in Section 1. The term of the agreement shall be two years with the option to extend for up to one additional year if funds remain from the allocation provided for herein.

Section 4. The Mayor is hereby authorized to enter into an amendatory agreement with RHDFC to continue its administration of housing development subsidies for families whose incomes are no more than 80% of the Area Median Income using funds from the Housing Development Fund: CHDO allocation of the Consolidated Community Development Plan/2018-19 Annual Action Plan. The amendatory agreement shall amend the existing agreement authorized by Sections 3 and 5 of Ordinance No. 2018-186 to extend the term for one additional year to a total of up to 4 years.

Section 5. The agreements authorized herein shall contain such additional terms and conditions as the Mayor deems to be appropriate. The City and RHDFC shall enter into the agreements only with organizations that are in compliance with federal regulations.

Section 6. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-198  
Re: 2021-22 Annual Action Plan, Consolidated  
Community Development Plan –  
Legal Services for Seniors

Council Priority: Rebuilding and Strengthening  
Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:  
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the Legal Services for Seniors Program. This legislation will:

- 1.) Appropriate \$30,000 of Community Development Block Grant (CDBG) funds from 2021-22 Annual Action Plan, Legal Services for Seniors allocation
- 2.) Establish \$30,000 maximum compensation for an agreement with the Volunteer Legal Services Project of Monroe County, Inc. (VLSP) now doing business as JustCause (Tina M. Foster, Executive Director) 1 West Main Street, Rochester NY, to administer and manage the program.

JustCause, through the Helping Elders Law Project (HELP Project), utilizes pro bono services of local attorneys. The program will deliver services to elderly low-income city residents on-site at Rochester Housing Authority developments and other senior-centered meeting spaces in order to create wills, healthcare proxies / living wills, powers of attorney and funerary plans.

JustCause (formerly VLSP) has participated in this program since 2016 and has served over 200 participants. It is anticipated that 35 seniors will be assisted through this program.

The agreement term will be for a period of one year with an option to extend for an additional one (1) year term if funds remain in the agreement.

A Justification Statement for Awarding a Professional Services Agreement without a Request for Proposals is enclosed.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AU-99

Ordinance No. 2021-198  
(Int. No. 216)



**Appropriating funds and authorizing an agreement for the Legal Services for Seniors Program**

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

Section 1. The sum of \$30,000 is hereby appropriated from the Legal Services for Seniors allocation of the 2021-22 Annual Action Plan (Plan) to implement a Legal Services for Seniors Program (Program), contingent upon approval of the Plan.

Section 2. The Mayor is hereby authorized to enter into a professional services agreement with the Volunteer Legal Services Project of Monroe County, Inc., dba JustCause in a maximum amount of \$30,000 to administer and manage the Program. The amount of said agreement, or so much thereof as may be necessary, shall be funded from the appropriation in Section 1 herein. The agreement shall be for a term of one year, with the option to extend for one additional year.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2021-199  
Re: 2021-22 Annual Action Plan,  
Consolidated Community Development  
Plan-Housing Opportunities for Persons  
with AIDS (HOPWA)

Council Priority: Rebuilding and  
Strengthening Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:  
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the Housing Opportunities for Persons with AIDS (HOPWA) Program. This legislation will:

- 1.) Appropriate \$972,892 in HOPWA funding of the Housing Opportunities for Persons with AIDS (HOPWA) fund from the 2021-22 Annual Action Plan to implement the program; and
- 2.) Establish \$535,091 as maximum compensation for an agreement with Trillium Health, Inc. (Andrea DeMeo, CEO) 259 Monroe Avenue, Rochester NY; and
- 3.) Establish \$437,801 as maximum compensation for an agreement with Catholic Charities of the Diocese of Rochester d/b/a Catholic Charities Community Services (Lori VanAuken, Executive Director) 1099 Jay Street, Rochester NY

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

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

The proposed funding will allow Trillium Health, Inc. to serve approximately 110 households, and Catholic Charities Community Services to serve approximately 83 households. Trillium Health, Inc. has participated in this program since the 1990's and has served 525 households over the last five years. Catholic Charities Community Services has participated in this program since the 1990's and has served 422 households over the last five years.

The terms of each agreement will be for one year with the option to extend for an additional one (1) year term if funds remain in the original appropriation.

The City will enter into agreements for this program only with organizations that comply with Federal regulations.

A Justification Statement for Awarding a Professional Services Agreement without a Request for Proposals is enclosed.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AU-100

Ordinance No. 2021-199  
(Int. No. 217)

**Appropriating funds and authorizing agreements for the Housing Opportunities for Persons with AIDS program**

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

Section 1. The sum of \$972,892 is hereby appropriated from the Housing Opportunities for Persons with AIDS (HOPWA) allocation of the 2020-21 Annual Action Plan (Plan) to implement a HOPWA program, contingent upon approval of the Plan.

Section 2. The Mayor is hereby authorized to enter into professional service agreements with the following organizations for the specified maximum compensation amounts to implement the HOPWA program:

| <b>Organization</b>                            | <b>Maximum Compensation Amount</b> |
|--|------------------------------------|
| Trillium Health, Inc.                          | \$ 535,091                         |
| Catholic Charities of the Diocese of Rochester | \$ 437,801                         |
| <b>TOTAL</b>                                   | <b>\$ 972,892</b>                  |

Section 3. The compensation for said agreements shall be funded from the appropriation in Section 1 herein. The term of the agreements shall each have a term of one year, with an option to extend for one additional year if funds in the original appropriation remain.

Section 4. The agreements shall contain such additional terms and conditions as the Mayor deems to be appropriate. The City and implementing organizations shall enter into agreements only with organizations that are in compliance with federal regulations.

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2021-200  
Re: 2021-22 Annual Action Plan,  
Consolidated Community Development  
Plan – Emergency Solutions Grants  
(ESG) Program

Council Priority: Rebuilding and Strengthening  
Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:  
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the Emergency Solutions Grants (ESG) Program as described in the 2021-22 Annual Action Plan, for continuation and expansion of services for homeless and at-risk of homelessness populations. This legislation will:

1. Appropriate \$654,547 from the Emergency Solutions Grants (ESG) funds from the 2021-22 Annual Action Plan, ESG allocation.
2. Authorize new professional services agreements and establish maximum compensation for those agreements for the organizations as listed below, to implement the program.

| <b>Organization</b>   | <b>Principal</b>           | <b>Award</b>     |
|---|----------------------------|------------------|
| Spiritus Christi Prison Outreach, Inc.  | Jim Smith                  | \$49,900         |
| Family Promise of Greater Rochester, Inc.<br>(formerly the Rochester Area Interfaith Hospitality Network, Inc.) | Kim Hunt-Uzelac            | \$50,308         |
| Volunteers of America of Western New York, Inc.   | Lynn Sullivan              | \$50,000         |
| The Salvation Army of Greater Rochester   | Major Deborah Burr         | \$47,985         |
| Catholic Charities of the Diocese of Rochester, dba<br>Catholic Family Center                                   | Marlene Bessette           | \$72,000         |
| Coordinated Care Services, Inc. (Coordinated Entry)   | Anne Wilder                | \$20,000         |
| The Center for Youth Services, Inc.   | Elaine Spaul               | \$15,554         |
| The Young Women's Christian Association of Rochester<br>and Monroe County, N.Y.                                 | Myra Henry                 | \$45,000         |
| Willow Domestic Violence Center of Greater Rochester,<br>Inc.   | Meaghan<br>de Chateauvieux | \$34,607         |
| Coordinated Care Services, Inc. (Rapid ReHousing)   | Anne Wilder                | \$161,500        |
| Veteran's Outreach Center, Inc.   | Laura Stradley             | \$30,000         |
| Saving Grace Ministries of Rochester, Inc.  | James Crowley              | \$37,693         |
| Person Centered Housing Options Inc.  | Nicholas Coulter           | \$40,000         |
| <b>TOTAL</b>  |                            | <b>\$654,547</b> |

This program was last authorized by City Council on June 16, 2020 via Ordinance No. 2020-183. ESG provides housing and support services for individuals and families who are homeless or at risk of homelessness. Eligible activities include case management, support services, service coordination, shelter operations (staffing and operating costs) and addition of beds, financial assistance and related services for prevention of homelessness and rapid re-housing. The appropriation will fund street outreach, essential services and emergency shelter operations, homelessness prevention, and rapid rehousing.

The Homeless Emergency Assistance and Rapid Transition to Housing Act (HEARTH) Emergency Solution Grants Program require that grantees (City and County) collaborate with the community of homelessness service providers. To that end, funding priorities were jointly determined with Partners Ending Homelessness (formerly Rochester/Monroe County Continuum of Care - CoC). ESG Program Year 2021-22 providers were selected through a Request for Proposal (RFP) process. The RFP development and funding distribution decisions were conducted jointly with Monroe County. The RFP was issued February 25, 2021. A Vendor Selection Form is attached.

HUD's Emergency Solutions Grants (ESG) funding was established in FY2012, as a modification to the Emergency Shelter Grants funding. The City of Rochester and Monroe County have provided approximately \$3 million in ESG funding for these programs over the last five program years, during which time grantees have served the needs over 12,000 persons (2015-2020). Of those, approximately 40% were children, 6% were chronically homeless individuals, and just over 5% were veterans. It is anticipated that approximately 1,089 people will be served through ESG funded programs during program year 2021-22.

The City will enter into agreements for this program only with organizations that are in compliance with federal regulations.

Attached are summaries of the RFP process and agency services. This legislation supports the City Housing Policy’s Section 4: Promote Housing Choice.

If funds are different, not available, or less than anticipated, agreement amounts and terms will be adjusted accordingly. Agreement terms will be for one year, with the option to extend for one (1) additional year if funds remain in the original appropriation.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AU-101

Ordinance No. 2021-200  
(Int. No. 218)

**Appropriating funds and authorizing agreements for the Emergency Solutions Grant program**

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

Section 1. The sum of \$654,547 is hereby appropriated from the Emergency Solutions Grants (ESG) allocation of the 2021-22 Annual Action Plan (Plan) to implement an Emergency Solutions Grant program (ESG Program), contingent upon approval of the Plan.

Section 2. The Mayor is hereby authorized to enter into professional service agreements with the following organizations to provide ESG Program services to individuals and families who are homeless or at-risk for homelessness. The agreements shall obligate the City to pay an aggregate amount not to exceed \$654,547 with the maximum compensation for each agreement being as follows:

| <b>Organization (Purpose)</b>   | <b>Maximum Compensation</b> |
|---|-----------------------------|
| Spiritus Christi Prison Outreach, Inc.  | \$49,900                    |
| Family Promise of Greater Rochester, Inc.                                       | \$50,308                    |
| Volunteers of America of Western New York, Inc.<br>dba JustCause                | \$50,000                    |
| The Salvation Army of Greater Rochester   | \$47,985                    |
| Catholic Charities of the Diocese of Rochester                                  | \$72,000                    |
| Coordinated Care Services, Inc. (for Coordinated Entry)                         | \$20,000                    |
| The Center for Youth Services, Inc.   | \$15,554                    |
| The Young Women’s Christian Association of Rochester<br>and Monroe County, N.Y. | \$45,000                    |
| Willow Domestic Violence Center of Greater Rochester,<br>Inc.                   | \$34,607                    |

|   |                  |
|---|------------------|
| Coordinated Care Services, Inc. (for Rapid Rehousing) | \$161,500        |
| Veterans Outreach Center, Inc.                        | \$30,000         |
| Saving Grace Ministries of Rochester, Inc.            | \$37,693         |
| Person Centered Housing Options Inc.                  | \$40,000         |
| <b>TOTAL</b>  | <b>\$654,547</b> |

Section 3. The compensation for the agreements shall be funded from the appropriation in Section 1 herein. If funds are not available or are less than anticipated, the agreement amounts and terms shall be adjusted accordingly. The term of the agreements shall be for one year, with an option to extend for an additional year if funds remain in the original appropriation.

Section 4. The agreements 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. 2021-201  
Re: 2021-22 Annual Action Plan,  
Consolidated Community Development  
Plan – Neighborhood Master Plan-  
CONEA

Council Priority: Rebuilding and  
Strengthening Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:  
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the development of a CONEA Neighborhood Master Plan, as described in 2021-22 Annual Action Plan. This legislation will:

1. Appropriate \$40,000 of Community Development Block Grant (CDBG) funds from the Neighborhood Planning – CONEA allocation of the 2021-22 Annual Action Plan to fund a portion of the development of the CONEA Neighborhood Master Plan.
2. Authorize an agreement and establish \$40,000 maximum compensation for an agreement with the Urban League of Rochester, N.Y., Inc. (ULR) (Dr. Seanelle Hawkins, Executive Director) to administer and manage the CDBG funding for the project.

The CONEA Neighborhood Master Plan effort is several years in the making, and is being led by the Coalition of North East Associations, Inc. (CONEA), with support from local stakeholders such as Jordan Health, ULR, and the City of Rochester. The City and CONEA released a Request for

Proposals in 2018, seeking submittals from planning firms to provide CONEA and the community with professional guidance. CONEA selected a proposal submitted jointly by two firms; Highland Planning, LLC (Tanya Mooza Zwahlen, Principal and Owner), and MKSK Planning (Andrew Overbeck, Principal). After selecting the proposal, CONEA sought out a partner to serve as fiduciary agent, and entered into a Memorandum of Understanding (MOU) with the ULR. ULR will administer all funding for the CONEA Neighborhood Master Plan, which includes the CDBG funding included in this item and funding secured via fundraising efforts. Since entering into the MOU with ULR, CONEA has fundraised and secured \$40,000 for the planning services. The approval of this match via CDBG funding would allow for the planning effort to move forward.

Highland Planning, LLC is a well-known local firm, with significant experience assisting communities and/or local governments in planning and engagement efforts. MKSK is a planning and urban design firm with a national presence and offices located in six (6) different states. Their proposal was selected by a CONEA Neighborhood Master Plan Steering Committee, which included representatives from CONEA, the City, Jordan Health, local faith leaders, and residents, The total cost of the proposed services is approximately \$80,000. The project team will work with a Master Plan Steering Committee to conduct outreach and engage the community, and will ultimately provide them with a valuable resource in the form of an official Neighborhood Master Plan. The plan will cover the area bounded by Clifford Ave, North St, the Inner Loop, and St. Paul St.

The cost of the agreement will be financed from the appropriation herein and privately fundraised commitments, and the term will end June 30, 2023.

The City will enter into agreements for this activity only with organizations that are in compliance with federal regulations. If funds are different, not available, or are less than anticipated, the agreement amounts and terms will be adjusted accordingly.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AU-102

Ordinance No. 2021-201  
(Int. No. 219)

**Appropriating funds and authorizing an agreement to implement the CONEA Neighborhood Master Plan project**

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

Section 1. The sum of \$40,000 is hereby appropriated from the Neighborhood Planning – CONEA allocation of the 2021-22 Annual Action Plan (Plan) to implement a Neighborhood Master Plan effort (the Project) that is being led by the Coalition of North East Associations, Inc. (CONEA), contingent upon approval of the Plan.

Section 2. The Mayor is hereby authorized to enter into a professional services agreement with Urban League of Rochester, N.Y., Inc. to serve as a fiduciary agent to administer the funds

appropriated herein and all other funding for the Project. The term of the agreement shall continue through June 30, 2023.

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. 2021-202  
Re: Amending Ordinance No. 2019-361,  
Authorizing an agreement with  
Environmental Education Associates, Inc.,  
Training Services

Council Priority: Rebuilding and  
Strengthening Neighborhood Housing;

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

Transmitted herewith for your approval is legislation to amend Ordinance No. 2019-361. This legislation will amend Ordinance No. 2019-361, Section 3, by replacing Yehl Environmental Incorporated with Environmental Education Associates, Inc. (EEA) (Andrew McClellan, owner, 346 Austin St, Buffalo, NY 14207). This amendment will thereby establish \$63,000 as maximum compensation for an agreement with Environmental Education Associates, Inc. to provide training services to be funded from the City's Lead Hazard Control Program authorized by Ordinance No. 2019-361. The term of the agreement will be for one year with the option to extend for two (2) additional years if funding remains in the agreement.

A request for proposal was posted to the City's website on September 13, 2019 to invite businesses to submit proposals for training services for the City's Lead Hazard Control Program. Two proposals were reviewed and scored by a review team. Yehl Environmental Incorporated (d.b.a. Cornerstone Training Institute) scored the highest and an agreement was subsequently authorized by City Council through Ordinance No. 2019-361. Yehl Environmental was unable to obtain certification to be recognized as an EPA certified training firm. As such, the City did not enter into an agreement. EEA was the second proposal received through the RFP. It is being proposed to enter into an agreement with this firm to offer the services.

EEA will offer courses to City employees and construction contractors to enable their ability to obtain EPA certification to carry out lead abatement activities. Courses include "Lead Abatement Supervisor" and "Lead Abatement Worker". EEA will also offer the "Renovator, Remodeler and Painting" course to allow property owners and contractors certification to carry out lead interim control activities.



Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AU-103

Ordinance No. 2021-202  
(Int. No. 220)

**Amending Ordinance No. 2019-361 relating to lead hazard control contractor training**

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

Section 1. Section 3 of Ordinance No. 2019-361, Authorizing funding and agreements for the 2019 Lead Hazard Control Grant Program, is hereby amended to read as follows:

Section 3. The Mayor is hereby authorized to enter into a professional services agreement with ~~Yehl Environmental Incorporated~~ Environmental Education Associates, Inc. to provide lead abatement and interim control worker training. The maximum compensation for the agreement shall be \$63,000, which shall be funded from the funds authorized by Section 1 herein. The term of the agreement shall be one year with the option to extend for up to 2 additional years if funds within the authorized maximum compensation remain.

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. 2021-203  
Re: Amendment- 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 to amend Ordinance No. 2021-107 related to the United States Department of the Treasury for Emergency Rent Assistance for tenants negatively impacted by the COVID-19 pandemic. The City received a larger funding allocation than originally

projected due to Rochester being designated as a “high need” area, necessitating an amendment to the Ordinance approved in April 2021. This legislation will:

1. Amend Ordinance No. 2021-107 to revise the maximum amount of the agreement with the US Department of the Treasury from \$6,000,000 to \$10,000,000. All other terms will remain the same.
2. Amend Ordinance No. 2021-107 to revise the maximum amount of the inter-municipal agreement with Monroe County from \$6,000,000 to \$10,000,000. All other terms will remain the same.

The American Rescue Plan Act of 2021, signed into law March 11, 2021, allocated an additional \$19.1 billion for the Emergency Rent Assistance Program to be administered by states and local governments to serve households facing housing insecurity due to the pandemic. Previously, the Consolidated Appropriations Act of 2021 allocated \$25 billion for this same use. In February 2021, City Council approved the receipt and use of \$6.1 million of those first round of funds via Ordinance No. 2021-39, which also authorized an Inter-Municipal Agreement with Monroe County. This legislation is intended to mirror the February legislation. Monroe County would prefer two separate IMA’s due to differences in timing for the funding expiration for the two installments and other minor regulatory differences. The total funding for the program will now be \$44 million.

Since officially launching April 1<sup>st</sup> the program has completed over 3200 household intakes and distributed over \$1 million in payments to over 300 households.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2021-203  
(Int. No. 221)

### **Amending Ordinance No. 2021-107 relating to U.S. Treasury Emergency Rent Assistance**

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

Section 1. Sections 1 and 2 of Ordinance No. 2021-107, Authorizing agreements relating to Emergency Rent Assistance under the American Rescue Plan Act of 2021, are hereby amended to read 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 up to ~~\$6,000,000~~ \$10,000,000 to fund an Emergency Rent Assistance program (Program) utilizing funds authorized under the American Rescue Plan Act of 2021. The term of the agreement shall continue through September 30, 2027, 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 ~~\$6,000,000~~ \$10,000,000, which shall be funded by the Treasury in accordance with the agreement authorized in Section 1 herein and which is hereby appropriated to effectuate the intermunicipal agreement. The term of the agreement shall continue through September 30, 2027, with the option to extend for one additional year in the event that the Federal Government extends the expiration date for using Program assistance. In lieu of one agreement, the parties are hereby authorized, if they so choose, to enter into two or more intermunicipal agreements for the same Program purposes, provided that the aggregate maximum compensation and other terms remain as specified herein.

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. 2021-204  
Re: Lease Agreement- 280 Exchange  
Boulevard

Council Priority: Creating and Sustaining a  
Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area:  
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation authorizing a lease agreement between the City of Rochester and Corn Hill Landing, L.L.C. (Steven Di Marzo, Manager, 301 Exchange Blvd, Rochester, NY). The City will lease approximately 1,283 square feet of space on the interior of 280 Exchange Boulevard, and a 900 square foot patio outside for use as harbor master facilities, a ticket booth for potential future boat rentals, and for other municipal purposes consistent with the City's transformative ROC the Riverway initiative. The annual cost for the lease ~~for the first term,~~ as established by an appraisal prepared in March, 2021, by Jay J. Loson, MAI of Midland Appraisal Associates, Inc., will be \$42,853.97, with 5% increases every three (3) years of the original term and optional renewal terms, if exercised. ~~for the first and second renewal terms.~~ The initial annual cost of this lease will be funded by \$2,600 from the 2020-21 Budget of the Department of Neighborhood and Business Development and \$40,253.97 from the 2021-22 Budget of the Department of Neighborhood and Business Development. Subsequent annual lease costs will be funded from subsequent budgets of the Department of Neighborhood and Business Development, contingent upon their approval.

The term of the lease will be twenty (20) years commencing one (1) month following completion of lease improvements, no later than January 1, 2022 and ending December 31, 2041 with the option for two (2), five (5) year renewals.

The rent for the initial term shall also provide the City with a Tenant Improvement Allowance of \$150,000 for improvements to be made by the Landlord at the City's direction. The Landlord shall complete the improvements on or before January 1, 2022.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2021-204  
(Int. No. 222, as amended)

### **Authorizing a lease agreement for 280 Exchange Boulevard**

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 Corn Hill Landing, L.L.C. for the City to lease approximately 1,283 square feet of interior space at 280 Exchange Boulevard and a 900 square foot exterior patio for use as harbor master facilities, a ticket booth for potential future boat rentals, and for other municipal purposes consistent with the ROC the Riverway initiative. The term of the agreement shall be 20 years commencing one month following completion of the improvements described in Section 3, and no later than ~~on~~ January 1, 2022, with the option to extend for up to two additional five-year periods.

Section 2. The lease agreement shall obligate the City to pay \$42,853.97 annually, with 5% increases every three years of the original term and of ~~for~~ the optional ~~first and second~~ renewal terms, if exercised. The lease amount for the first year shall be funded in the amounts of \$2,600 from the 2020-21 Budget of the Department of Neighborhood and Business Development (NBD) and \$40,253.97 from the 2021-22 Budget of NBD, contingent upon approval of the latter budget. The lease payments for the following years shall be funded by subsequent years' Budgets of NBD, contingent upon their approval.

Section 3. The agreement shall provide the City with a Tenant Improvement Allowance of \$150,000 for improvements to be made by the Landlord at the City's direction. The Landlord shall complete the improvements on or before January 1, 2022.

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

Section 5. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined.

Passed unanimously.

By Councilmember Gruber  
June 15, 2021

To the Council:

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

- |              |   |
|--------------|---|
| Int. No. 223 | Amending Bond Ordinance No. 2021-109 of the City of Rochester, New York   |
| Int. No. 224 | Authorizing an intermunicipal agreement for radio transmitting equipment  |
| Int. No. 225 | Authorizing an agreement for the Brownfield Cleanup Project at 24 and 32 York Street  |
| Int. No. 226 | Authorizing an agreement for a Compost Pilot Program  |
| Int. No. 227 | Authorizing an amendatory agreement for the Lincoln Branch Library reconfiguration  |
| Int. No. 228 | Authorizing an agreement for West Side Garage structural repairs and renovation   |
| Int. No. 229 | Authorizing an amendatory agreement for the Blue Cross Arena Upgrades Project   |
| Int. No. 231 | Appropriating funds for the East Main Street Improvement Project (North Goodman Street to Culver Road)  |
| Int. No. 232 | Authorizing an intermunicipal agreement to operate and maintain Rectangular Rapid Flashing Beacons  |
| Int. No. 233 | Appropriating funds and authorizing agreement for infrastructure and playground improvements for the Troup Street, Edgerton and Maplewood playgrounds |
| Int. No. 234 | Authorizing an agreement for the Active Transportation Master Plan project  |
| Int. No. 235 | Resolution amending Resolution No. 2021-14 relating to the Waring Road Improvement Project  |

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

- |              |   |
|--------------|---|
| Int. No. 230 | Authorizing geometric changes relating to the Innovation Square project |
|--------------|---|

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

Received filed and published.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2021-205  
Re: Amending Ordinance No. 2021-109 –  
Chip Seal Program

Council Priority: Jobs and Economic  
Development

Comprehensive Plan 2034 Initiative Area:  
Sustaining Green and Active Systems

Transmitted herewith for your approval is legislation Amending Ordinance No. 2021-109, which authorized the issuance of bonds totaling \$634,000, and the appropriation of the proceeds thereof, to finance a portion of the cost of the 2021 Annual Street Maintenance Evaluation and Repair Program. This amendment will change the limits of the chip seal work in order to better coordinate with the replacement of lead service lines.

The following street segments should be removed from the original ordinance:

| <b>STREET</b>  | <b>FROM</b>    | <b>TO</b>       |
|----------------|----------------|-----------------|
| PARK VIEW ST   | SENECA PKY     | RIVERSIDE ST    |
| W RIDGE RD SOD | LAKE AVE       | MAPLEWOOD DR    |
| ARBOR DR       | MEADOWBROOK RD | LANEY RD        |
| AZALEA RD      | ELMWOOD AVE    | HIGHLAND AVE    |
| CASTLEMAN RD   | CASTLEMAN RD   | CRITTENDEN BLVD |
| COOK ST        | MT HOPE AVE    | ELMWOOD AVE     |
| EDGEMONT RD    | CASTLEMAN RD   | MT HOPE AVE     |
| ELMERSTON RD   | CASTLEMAN RD   | WHITEFORD RD    |
| FORT HILL TER  | MT HOPE AVE    | SOUTH AVE       |
| FURMAN CRES    | MT HOPE AVE    | HIGHLAND AVE    |
| GOLD ST        | MT HOPE AVE    | SOUTH AVE       |
| IRVINGTON RD   | CASTLEMAN RD   | MT HOPE AVE     |
| LANEY ROAD     | ELMWOOD AVE    | HIGHLAND AVE    |
| LANGSLOW ST    | MT HOPE AVE    | SOUTH AVE       |
| MAY ST         | MT HOPE AVE    | SOUTH AVE       |
| MEADOWBROOK RD | ELMWOOD AVE    | HIGHLAND AVE    |
| ROSEMOUNT ST   | E HENRIETTA RD | SOUTH AVE       |
| ROSSITER RD    | CASTLEMAN RD   | MT HOPE AVE     |

|               |                   |                |
|---------------|-------------------|----------------|
| SOUTHVIEW TER | FORT HILL TER     | ELMWOOD AVE    |
| STEWART ST    | MT HOPE AVE       | SOUTH AVE      |
| WALL ST       | MAY ST            | SOUTH AVE      |
| WARREN ST     | E HENRIETTA RD    | SOUTH AVE      |
| WESTVIEW TER  | FORT HILL TER     | ELMWOOD AVE    |
| AVENUE E      | ST PAUL ST        | CONKEY AVE     |
| CARTHAGE ST   | HOOKER ST         | CONKEY AVE     |
| CARTHAGE ST   | JEWEL ST          | CONKEY AVE     |
| DORBETH RD    | ST PAUL ST        | CONKEY AVE     |
| HOOKER ST     | CARTHAGE ST       | CONKEY AVE     |
| MALLING DR    | ST PAUL ST        | CONKEY AVE     |
| NORTHVIEW TER | ST PAUL ST        | CONKEY AVE     |
| SARANAC ST    | ST PAUL ST        | JEWEL ST       |
| SARANAC ST    | JEWEL ST          | CONKEY AVE     |
| ARVINE HGTS   | GENESEE ST        | ARVINE HTS     |
| ARVINE PARK   | GENESEE ST        | END            |
| BROOKDALE AVE | THURSTON RD       | BROOKS AVE     |
| CONGRESS AVE  | THURSTON RD       | GENESEE ST     |
| CUSTER ST     | GENESEE PARK BLVD | CONGRESS AVE   |
| DEVON RD      | KINGSBORO RD      | PIONEER ST     |
| FAIRVIEW AVE  | GENESEE PARK BLVD | BROOKS AVE     |
| GILLETTE ST   | GENESEE PARK BLVD | STANFIELD TER  |
| GRANDVIEW TER | GENESEE ST        | END            |
| KINGSBORO RD  | GENESEE PARK BLVD | SCOTTSVILLE RD |
| MINEOLA ST    | GENESEE ST        | PIONEER ST     |
| OAK HILL VIEW | GENESEE ST        | END            |
| PIONEER ST    | DEVON RD          | CHANDLER ST    |
| POST AVE      | GENESEE PARK BLVD | BROOKS AVE     |
| SATURA AVE    | END               | VIXETTE ST     |
| SPRUCE AVE    | WOODBINE AVE      | GENESEE ST     |
| TERRACE PARK  | WOODBINE AVE      | GENESEE ST     |
| VIRGINIA AVE  | KINGSBORO RD      | BURLINGTON AVE |
| VIXETTE ST    | GENESEE ST        | SCOTTSVILLE RD |
| WELDON ST     | WOODBINE AVE      | CUSTER ST      |
| WINBOURNE RD  | WINBOURNE RD      | SCOTTSVILLE RD |
| WOODBINE AVE  | GENESEE PARK BLVD | BROOKS AVE     |

The following street segments should replace the above listed street segments:

| <b>STREET</b> | <b>FROM</b>      | <b>TO</b>    |
|---------------|------------------|--------------|
| ADRIAN ST     | MAGEE AVE        | CLAY AVE     |
| ALAMEDA ST    | DEWEY AVE        | LAKE AVE     |
| ALBEMARLE ST  | DEWEY AVE        | LAKE AVE     |
| ARCHER ST     | DRIVING PARK AVE | BRYAN ST     |
| ARGO PARK     | DRIVING PARK AVE | END          |
| ASTER ST      | FLOWER CITY PARK | END          |
| AUGUSTINE ST  | DOVE ST          | LAKE AVE     |
| BIRR ST       | BURKE TER        | DEWEY AVE    |
| BRYAN ST      | ARCHER ST        | PIERPONT ST  |
| BURKE TER     | BIRR ST          | AUGUSTINE ST |
| CHAUMONT ST   | MAGEE AVE        | CLAY AVE     |

|                   |                   |               |
|-------------------|-------------------|---------------|
| CLAY AVE          | LILY ST           | LAKE AVE      |
| DAISY ST          | FLOWER CITY PARK  | RIDGEWAY AVE  |
| DESMOND ST        | AVIS ST           | PALM ST       |
| EL DORADO PL      | FAIRVIEW HTS      | LAKE AVE      |
| ELECTRIC AVE      | DEWEY AVE         | RAINES PARK   |
| FAIRVIEW HGTS     | FAIRVIEW HTS      | BIRR ST       |
| FALCON ST         | END               | ARGO PARK     |
| GUNNISON ST       | END               | ARGO PARK     |
| KISLINGBURY ST    | DEWEY AVE         | PIERPONT ST   |
| LILY ST           | MAGEE AVE         | RIDGEWAY AVE  |
| LILY ST           | KNICKERBOCKER AVE | AVIS ST       |
| LUCKEY ST         | BIRR ST           | AUGUSTINE ST  |
| MAGEE AVE         | LILY ST           | LAKE AVE      |
| MARIGOLD ST       | FLOWER CITY PARK  | RIDGEWAY AVE  |
| MINDER ST         | BARDIN ST         | W RIDGE RD    |
| NORBERT ST        | MAGEE AVE         | CLAY AVE      |
| PIERPONT ST       | DRIVING PARK AVE  | AUGUSTINE ST  |
| PRIMROSE ST       | FLOWER CITY PARK  | W RIDGE RD    |
| PULLMAN AVE       | DEWEY AVE         | W RIDGE RD    |
| RAINES PARK       | LAKEVIEW PARK     | AUGUSTINE ST  |
| SELYE TER         | DEWEY AVE         | LAKE AVE      |
| SUMMIT GROVE PARK | SUNRISE ST        | RIDGEWAY AVE  |
| SUNRISE ST        | KNICKERBOCKER AVE | PULLMAN AVE   |
| W RIDGE RD SOD    | RIDGEWAY AVE      | MAPLEWOOD AVE |
| RALEIGH ST        | CASTLEMAN RD      | MT HOPE AVE   |

This amendment will allow the chip seal work to follow the completion of the lead service line work, limiting the disruption to our residents.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Attachment No. AU-104

Ordinance No. 2021-205  
 (Int. No. 223)

**Amending Bond Ordinance No. 2021-109 of the City of Rochester, New York**

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

Section 1. Bond Ordinance No. 2021-109, Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$634,000 Bonds of said City to finance the 2021 Annual Street Maintenance Project, is hereby amended as follows with regard to the affected street segments listed on the Project Street List annexed thereto:



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

**Chip Seal**

| <b>STREET</b>             | <b>FROM</b>               | <b>TO</b>                  |
|---------------------------|---------------------------|----------------------------|
| FLOWER CITY PARK          | LAKE AVE                  | MAPLEWOOD DR               |
| GORSLINE ST               | LAKE AVE                  | MAPLEWOOD DR               |
| MAPLEWOOD AVE             | SOUTH END                 | RIVERSIDE ST               |
| <del>PARK VIEW ST</del>   | <del>SENECA PKY</del>     | <del>RIVERSIDE ST</del>    |
| PARKDALE TER              | LAKE AVE                  | RAMP RT-104                |
| ROSE ST                   | LAKE AVE                  | EAST END                   |
| <del>W RIDGE RD SOD</del> | <del>LAKE AVE</del>       | <del>MAPLEWOOD DR</del>    |
| MAPLEWOOD DR              | W RIDGE RD SOD            | PARKDALE TER               |
| <del>ARBOR DR</del>       | <del>MEADOWBROOK RD</del> | <del>LANEY RD</del>        |
| <del>AZALEA RD</del>      | <del>ELMWOOD AVE</del>    | <del>HIGHLAND AVE</del>    |
| BRIGHTON PK               | MT HOPE AVE               | E HENRIETTA RD             |
| <del>CASTLEMAN RD</del>   | <del>CASTLEMAN RD</del>   | <del>CRITTENDEN BLVD</del> |
| CIMARRON DR               | MT HOPE AVE               | END                        |
| <del>COOK ST</del>        | <del>MT HOPE AVE</del>    | <del>ELMWOOD AVE</del>     |
| EASTMORELAND DR           | WESTMORELAND DR           | LATTIMORE RD               |
| <del>EDGEMONT RD</del>    | <del>CASTLEMAN RD</del>   | <del>MT HOPE AVE</del>     |
| <del>ELMERSTON RD</del>   | <del>CASTLEMAN RD</del>   | <del>WHITEFORD RD</del>    |
| <del>FORT HILL TER</del>  | <del>MT HOPE AVE</del>    | <del>SOUTH AVE</del>       |
| <del>FURMAN CRES</del>    | <del>MT HOPE AVE</del>    | <del>HIGHLAND AVE</del>    |
| <del>GOLD ST</del>        | <del>MT HOPE AVE</del>    | <del>SOUTH AVE</del>       |
| GREEN KNOLLS DR           | WESTFALL RD               | WESTFALL RD                |
| <b>STREET</b>             | <b>FROM</b>               | <b>TO</b>                  |
| <del>IRVINGTON RD</del>   | <del>CASTLEMAN</del>      | <del>MT HOPE AVE</del>     |
| <del>LANEY ROAD</del>     | <del>ELMWOOD AVE</del>    | <del>HIGHLAND AVE</del>    |
| <del>LANGSLOW ST</del>    | <del>MT HOPE AVE</del>    | <del>SOUTH AVE</del>       |
| LATTIMORE RD              | MT HOPE AVE               | KENDRICK ROAD              |

|                |                |                    |
|----------------|----------------|--------------------|
| MAY ST         | MT HOPE AVE    | SOUTH AVE          |
| MEADOWBROOK RD | ELMWOOD AVE    | HIGHLAND AVE       |
| NORFOLK ST     | SHELBOURNE RD  | CRITTENDEN BLVD    |
| ROSEMOUNT ST   | E HENRIETTA RD | SOUTH AVE          |
| ROSSITER RD    | CASTLEMAN RD   | MT HOPE AVE        |
| SCIENCE PKY    | SOUTH AVE      | END                |
| SHELBOURNE RD  | CASTLEMAN RD   | REDFERN DR         |
| SOUTHVIEW TER  | FORT HILL TER  | ELMWOOD AVE        |
| STANFORD RD    | CASTLEMAN RD   | EASTMORELAND<br>DR |
| STEWART ST     | MT HOPE AVE    | SOUTH AVE          |
| WALL ST        | MAY ST         | SOUTH AVE          |
| WARREN ST      | E HENRIETTA RD | SOUTH AVE          |
| WESTVIEW TER   | FORT HILL TER  | ELMWOOD AVE        |
| WHITEFORD RD   | WHITEFORD RD   | SOUTH AVE          |
| AVENUE E       | ST PAUL ST     | CONKEY AVE         |
| BEACH ST       | ST PAUL ST     | JEWEL ST           |
| CARTHAGE ST    | HOOKER ST      | CONKEY AVE         |
| CARTHAGE ST    | JEWEL ST       | CONKEY AVE         |
| CUTLER ST      | JEWEL ST       | CONKEY AVE         |
| DORBETH RD     | ST PAUL ST     | CONKEY AVE         |
| HOOKER ST      | CARTHAGE ST    | CONKEY AVE         |
| JEWEL ST       | SARANAC ST     | NORTON ST          |
| MALLING DR     | ST PAUL ST     | CONKEY AVE         |
| NORTHVIEW TER  | ST PAUL ST     | CONKEY AVE         |
| SARANAC ST     | ST PAUL ST     | JEWEL ST           |
| SARANAC ST     | JEWEL ST       | CONKEY AVE         |
| ARVINE HGTS    | GENESEE ST     | ARVINE HTS         |
| ARVINE PARK    | GENESEE ST     | END                |
| <b>STREET</b>  | <b>FROM</b>    | <b>TO</b>          |
| BROOKDALE AVE  | THURSTON RD    | BROOKS AVE         |

|                     |                         |                  |
|---------------------|-------------------------|------------------|
| CONGRESS AVE        | THURSTON RD             | GENESEE ST       |
| CUSTER ST           | GENESEE PARK<br>BLVD    | CONGRESS AVE     |
| DEVON RD            | KINGSBORO RD            | PIONEER ST       |
| FAIRVIEW AVE        | GENESEE PARK<br>BLVD    | BROOKS AVE       |
| GILLETTE ST         | GENESEE PARK<br>BLVD    | STANFIELD TER    |
| GRANDVIEW TER       | GENESEE ST              | END              |
| KINGSBORO RD        | GENESEE PARK<br>BLVD    | SCOTTSVILLE RD   |
| MINEOLA ST          | GENESEE ST              | PIONEER ST       |
| OAK HILL VIEW       | GENESEE ST              | END              |
| PIONEER ST          | DEVON RD                | CHANDLER ST      |
| POST AVE            | GENESEE PARK<br>BLVD    | BROOKS AVE       |
| SATURA AVE          | END                     | VIXETTE ST       |
| SPRUCE AVE          | WOODBINE AVE            | GENESEE ST       |
| TERRACE PARK        | WOODBINE AVE            | GENESEE ST       |
| VIRGINIA AVE        | KINGSBORO RD            | BURLINGTON AVE   |
| VIXETTE ST          | GENESEE ST              | SCOTTSVILLE RD   |
| WELDON ST           | WOODBINE AVE            | CUSTER ST        |
| WINBOURNE RD        | WINBOURNE RD            | SCOTTSVILLE RD   |
| WOODBINE AVE        | GENESEE PARK<br>BLVD    | BROOKS AVE       |
| <u>ADRIAN ST</u>    | <u>MAGEE AVE</u>        | <u>CLAY AVE</u>  |
| <u>ALAMEDA ST</u>   | <u>DEWEY AVE</u>        | <u>LAKE AVE</u>  |
| <u>ALBEMARLE ST</u> | <u>DEWEY AVE</u>        | <u>LAKE AVE</u>  |
| <u>ARCHER ST</u>    | <u>DRIVING PARK AVE</u> | <u>BRYAN ST</u>  |
| <u>ARGO PARK</u>    | <u>DRIVING PARK AVE</u> | <u>END</u>       |
| <u>ASTER ST</u>     | <u>FLOWER CITY PARK</u> | <u>END</u>       |
| <u>AUGUSTINE ST</u> | <u>DOVE ST</u>          | <u>LAKE AVE</u>  |
| <u>BIRR ST</u>      | <u>BURKE TER</u>        | <u>DEWEY AVE</u> |

|                              |                              |                      |
|------------------------------|------------------------------|----------------------|
| <u>BRYAN ST</u>              | <u>ARCHER ST</u>             | <u>PIERPONT ST</u>   |
| <u>BURKE TER</u>             | <u>BIRR ST</u>               | <u>AUGUSTINE ST</u>  |
| <u>CHAUMONT ST</u>           | <u>MAGEE AVE</u>             | <u>CLAY AVE</u>      |
| <b>STREET</b>                | <b>FROM</b>                  | <b>TO</b>            |
| <u>CLAY AVE</u>              | <u>LILY ST</u>               | <u>LAKE AVE</u>      |
| <u>DAISY ST</u>              | <u>FLOWER CITY PARK</u>      | <u>RIDGEWAY AVE</u>  |
| <u>DESMOND ST</u>            | <u>AVIS ST</u>               | <u>PALM ST</u>       |
| <u>EL DORADO PL</u>          | <u>FAIRVIEW HTS</u>          | <u>LAKE AVE</u>      |
| <u>ELECTRIC AVE</u>          | <u>DEWEY AVE</u>             | <u>RAINES PARK</u>   |
| <u>FAIRVIEW HGTS</u>         | <u>FAIRVIEW HTS</u>          | <u>BIRR ST</u>       |
| <u>FALCON ST</u>             | <u>END</u>                   | <u>ARGO PARK</u>     |
| <u>GUNNISON ST</u>           | <u>END</u>                   | <u>ARGO PARK</u>     |
| <u>KISLINGBURY ST</u>        | <u>DEWEY AVE</u>             | <u>PIERPONT ST</u>   |
| <u>LILY ST</u>               | <u>MAGEE AVE</u>             | <u>RIDGEWAY AVE</u>  |
| <u>LILY ST</u>               | <u>KNICKERBOCKER<br/>AVE</u> | <u>AVIS ST</u>       |
| <u>LUCKEY ST</u>             | <u>BIRR ST</u>               | <u>AUGUSTINE ST</u>  |
| <u>MAGEE AVE</u>             | <u>LILY ST</u>               | <u>LAKE AVE</u>      |
| <u>MARIGOLD ST</u>           | <u>FLOWER CITY PARK</u>      | <u>RIDGEWAY AVE</u>  |
| <u>MINDER ST</u>             | <u>BARDIN ST</u>             | <u>W RIDGE RD</u>    |
| <u>NORBERT ST</u>            | <u>MAGEE AVE</u>             | <u>CLAY AVE</u>      |
| <u>PIERPONT ST</u>           | <u>DRIVING PARK AVE</u>      | <u>AUGUSTINE ST</u>  |
| <u>PRIMROSE ST</u>           | <u>FLOWER CITY PARK</u>      | <u>W RIDGE RD</u>    |
| <u>PULLMAN AVE</u>           | <u>DEWEY AVE</u>             | <u>W RIDGE RD</u>    |
| <u>RAINES PARK</u>           | <u>LAKEVIEW PARK</u>         | <u>AUGUSTINE ST</u>  |
| <u>SELYE TER</u>             | <u>DEWEY AVE</u>             | <u>LAKE AVE</u>      |
| <u>SUMMIT GROVE<br/>PARK</u> | <u>SUNRISE ST</u>            | <u>RIDGEWAY AVE</u>  |
| <u>SUNRISE ST</u>            | <u>KNICKERBOCKER<br/>AVE</u> | <u>PULLMAN AVE</u>   |
| <u>W RIDGE RD SOD</u>        | <u>RIDGEWAY AVE</u>          | <u>MAPLEWOOD AVE</u> |
| <u>RALEIGH ST</u>            | <u>CASTLEMAN RD</u>          | <u>MT HOPE AVE</u>   |

**Milling and Resurfacing**

| <b>STREET</b> | <b>FROM</b> | <b>TO</b>  |
|---------------|-------------|------------|
| WOODBINE AVE  | TERRACE PK  | BROOKS AVE |
| WELDON ST     | CUSTER ST   | GENESEE ST |
| AVENUE D      | NORTH ST    | CARTER ST  |

Section 2. For the amended Bond Ordinance, the City shall remain authorized to issue bonds to finance the Project specified therein with bonds in a principal amount equal to \$634,000 and the financing shall proceed in all other respects in accordance with the provisions specified in the original Bond Ordinance.

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

Strikeout indicates deleted text, new text is underlined.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2021-206  
Re: Inter-Municipal Agreement – Leasing  
Space on Livingston County Jakman  
Hill Radio Tower

Comprehensive Plan 2034 Initiative Area:  
Sustaining Green & Active Systems

Transmitted herewith for your approval is legislation authorizing an agreement with the County of Livingston, a municipal corporation, with its principal mailing address of Livingston County Government Center, (6 Court Street, Geneseo, New York), for leasing space on the County’s communication tower located on Jakman Hill Road in the Town of Livonia.

Renewing this lease will allow the City to continue to maintain and operate the spread-spectrum ethernet radio communications equipment, antennas and appurtenances necessary for the transmission of data between the Hemlock Filtration Plant and various locations within the City’s water distribution and transmission systems. This is an essential component of our critical Supervisory Control and Data Acquisition (SCADA) network.

The term of this agreement will be for one (1) year with the option of four (4) one-year renewals. There will be no cost for this agreement.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2021-206  
(Int. No. 224)

**Authorizing an intermunicipal agreement for radio transmitting equipment**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with Livingston County to allow the City to use space on the County's communications tower located on Jakman Hill Road in the Town of Livonia for the placement of communications equipment, antennas and appurtenances to transmit data between the City Water Bureau's Hemlock Filtration Plant and various other locations within the City's water distribution and transmission systems. The agreement shall extend for a term of one year, with the option to extend for up to four additional one-year periods.

Section 2. The agreement shall contain such 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:

Re: Ordinance No. 2021-207  
Professional Services Agreement –  
LaBella Associates D.P.C., 24 & 32 York  
Street Brownfield Cleanup Project

Comprehensive Plan 2034 Initiative Area:  
Sustaining Green and Active Systems

Transmitted herewith for your approval is legislation related to environmental cleanup services at 24 & 32 York Street (the Site). This legislation will establish \$469,600 as maximum compensation for an agreement with LaBella Associates D.P.C., (Steve Metzger, Principal in Charge, Rochester, New York), for remedial cleanup services.

The cost of the agreement will be financed from \$388,000 in U.S. Environmental Protection Agency (USEPA) brownfield cleanup grant funds appropriated in Ordinance No. 2021-09 and \$81,600 in Fiscal Year 2020-21 cash capital.

24 York Street and 32 York Street are contiguous parcels located in the Bull's Head Urban Renewal Area and Bull's Head Brownfield Opportunity Area (BOA). 32 York Street is currently vacant land

that formerly contained a small building that was demolished in December, 2020 and 24 York Street contains an asphalt parking lot. Past commercial uses included of these two parcels include a post office, church, wagon shop, a blacksmith shop, a gasoline service station, and an auto repair shop.

Environmental assessments and investigations were completed by the City between 2018 and 2019 which documented the presence of petroleum products in both soil and groundwater, mostly on the 24 York Street parcel but with some limited migration onto a portion of 32 York Street. The environmental investigations indicate that an environmental cleanup of petroleum-contaminated soil and groundwater is required. As a result of the petroleum impacts at the Site, the New York State Department of Environmental Conservation (NYSDEC) issued Spill file #1901036 for the Site in 2019, which currently has an open status. The City acquired Site in September, 2019.

Future use of the Site is anticipated to consist of mixed use redevelopment to continue to fulfill the City's Bulls Head Revitalization initiatives. In December 2019 the City submitted a cleanup grant application to the USEPA for the Site, and in May 2020 the USEPA awarded the City of Rochester \$408,000 in grant funds to assist with the cleanup of the Site. There is a required 20% City match for the grant. It is anticipated that the cleanup will be performed under a Stipulation Agreement with the NYSDEC Region 8.

In January, 2021, the City's Division of Environmental Quality issued a request for proposal (RFP) for remedial cleanup services at the Site. LaBella was selected based on the quality and scope of its proposal, experience with petroleum cleanup projects and USEPA funded projects, the proposed project team, previous involvement in the Bulls Head Revitalization Plan, and reasonableness of its cost.

The term of the agreement is three years and will include a provision for extensions beyond the initial term of the agreement until the NYSDEC closes the open spill file for the Site. It is currently estimated that it will take one year to substantially complete the majority of the cleanup project, and a second year of groundwater monitoring in order to secure NYSDEC spill file closure.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AU-105

Ordinance No. 2021-207  
(Int. No. 225)

### **Authorizing an agreement for the Brownfield Cleanup Project at 24 and 32 York Street**

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 LaBella Associates, D.P.C. in the maximum amount of \$469,600 to provide remedial cleanup services in support of the Brownfield Cleanup Project at 24 and 32 York Street (the Project). The initial term of the agreement shall be 3 years, which shall be extended if necessary until such time as the New York State Department of Environmental Conservation finds the Project sufficiently complete so as to close that agency's spill file. The agreement shall be funded in the amounts of

\$388,000 from the United States Environmental Protection Agency grant appropriated to the Project by Ordinance No. 2021-9 and \$81,600 from 2020-21 Cash Capital.

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:

Re: Ordinance No. 2021-208  
Professional Services Agreement –  
Compost Pilot Program

Comprehensive Plan 2034 Initiative Area:  
Sustaining Green and Active Systems

Transmitted herewith for your approval is legislation authorizing an agreement with R.M.Putney & Associates, Inc., d/b/a Impact Earth, (Robert Putney, Co-Founder and Chief Executive Officer, 2340 Brighton Henrietta Town Line Road, Suite14 a/b, Rochester, NY), for services related to a Compost Pilot Program.

Implementation of the Compost Pilot program will allow the City to raise public awareness about composting and waste reduction. During the pilot, participants will collect food waste scraps and other compostable materials for drop off at one of two City locations. Toolkits will be provided to pilot participants consisting of educational materials, a countertop container and a larger bucket with a sealed lid to store the material. Throughout the program, the City will gather feedback and data to evaluate the effectiveness of the program for potential expansion. Food waste composting will reduce the amount of solid waste going to the landfill and result in lower disposal costs for the City and lower greenhouse gas emissions in accordance with the City of Rochester Community-wide Climate Action Plan.

In March 2021, the City's Office of Energy and Sustainability solicited proposals for a firm to provide services related to food waste composting, including additional related data gathering and outreach services, and three companies responded. Impact Earth was selected based on the quality and thoroughness of their proposal, experience and expertise of the proposed project team, ability to meet the City's schedule, and the reasonableness of the cost of their proposal.

Services utilized under this agreement will be funded by the 2021-22 and future operating budgets of the departments utilizing the services or from funds appropriated for specific projects, contingent upon their approval by Council.

The agreement will have an initial term of two years with provisions for a renewal for up to two (2) additional one-year periods based on mutual written agreement. The Compost Pilot program is expected to be completed by July 2022.



Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AU-106

Ordinance No. 2021-208  
(Int. No. 226)

**Authorizing an agreement for a Compost Pilot 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 R.M.Putney & Associates, Inc. dba Impact Earth for services related to a Compost Pilot Program. The term of the agreement shall be two years with the option to extend for up to two additional one-year periods upon mutual agreement. The cost of the agreement shall be funded from the annual budgets of the departments utilizing the services or from funds appropriated for specific projects, contingent upon approval.

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:

Re: Ordinance No. 2021-209  
Amendatory Agreement – Edge  
Architecture, PLLC, Lincoln  
Branch Library Reconfiguration

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

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

Transmitted herewith for your approval is legislation authorizing an amendatory agreement with Edge Architecture, PLLC, (Allen Rossignol, 277 Alexander St., Suite 407, Rochester, New York) to provide additional design services. The original agreement, authorized in June 2020 (Ordinance No. 2020-195), established maximum compensation at \$60,000 for design services through schematic design. This amendment will increase the maximum compensation by \$184,050, to a maximum total of \$244,050 to progress to final design. This additional cost will be funded as follows:

| <b>Funding Source</b>                | <b>Amount</b>       |
|--------------------------------------|---------------------|
| Prior Year Cash Capital              | \$10,637.19         |
| 2015-16 Cash Capital                 | \$3,192.62          |
| 2016-17 Cash Capital                 | \$4,235.96          |
| 2018-19 Cash Capital                 | \$105,573.33        |
| 2019-20 Cash Capital                 | \$23,867.87         |
| NYSED Grant – Ordinance No. 2016-373 | \$9,002.66          |
| Fenyvessy Trust Fund                 | \$27,540.37         |
| <b>Total</b>                         | <b>\$184,050.00</b> |

Edge Architecture will provide additional design services that include design development, contract documents, bid and award, and construction phase services.

The project consists of reconfiguration of the library including, but not limited to, a new circulation desk to improve site lines to all programs, strategic wall removals within the toy library area, new family restrooms, and exterior façade upgrades.

Final design will begin in summer 2021 with anticipated construction start in fall 2021. The amendatory will result in the creation and/or retention of the equivalent of 2.0 full-time jobs.

The term of the agreement shall extend until three (3) months after the completion of the two-year guarantee inspection of the project.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AU-107

Ordinance No. 2021-209  
(Int. No. 227)

**Authorizing an amendatory agreement for the Lincoln Branch Library reconfiguration**

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

Section 1. The Mayor is hereby authorized to enter into an amendatory professional services agreement with Edge Architecture, PLLC to provide additional design services for the reconfiguration of the Lincoln Branch Library. The amendatory agreement shall amend the existing agreement authorized by Ordinance No. 2020-195 to increase the maximum compensation by \$184,050 to a new total of \$244,050. The amendatory compensation shall be funded by \$10,637.19 in Prior Years' Cash Capital, \$3,192.62 in 2015-16 Cash Capital, \$4,235.96 in 2016-17 Cash Capital, \$105,573.33 in 2018-19 Cash Capital, \$23,867.87 in 2019-20 Cash Capital, \$9,002.66 in New York State Education Department grant funds authorized by Ordinance No. 2016-373, and \$27,540.37 from the Fenyvessy Trust Fund. The amendatory agreement shall amend the term of the existing

agreement to extend until three months after completion of the two-year guarantee inspection of the project.

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. 2021-210  
Re: Agreement – West Side Garage Structural  
Repairs and Renovation

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 establishing \$400,000 as maximum compensation for a professional service agreement with C & S Engineers, Inc., (John D. Trimble, CEO, 150 State Street, Suite 120, Rochester, NY) for architecture and engineering services for the project. The cost of the agreement will be financed as follows:

| <b>Funding Source</b> | <b>Amount</b>        |
|-----------------------|----------------------|
| 2014-15 Cash Capital  | \$ 204,316.72        |
| 2017-18 Cash Capital  | \$ 195,683.28        |
| <b>Total</b>          | <b>\$ 400,000.00</b> |

C & S Engineers, Inc. will provide architecture and engineering design for preliminary design through design development phases of design for the structural repairs and renovation of West Side Garage. The building is the located at 210 Colfax Street and is the location of DES Solid Waste Division operations.

The scope of work includes but is not limited to, office area interior redesign and renovations, structural slab replacement with new vapor mitigation system, new mechanical, electrical, plumbing and fire suppression systems throughout, garage truck bay slab replacement, utility service upgrades, and renovation and expansion of the exterior parking area including new vehicle charging stations.

C & S Engineers, Inc. was selected for services through a request for proposal process which is described in the attached summary.

Design will begin in summer 2021 with construction anticipated in spring 2022. The project will result in the creation and/or retention of the equivalent of 4.35 full-time jobs.

The term of the agreement shall extend until three (3) months after the completion of the two-year guarantee inspection of the project.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AU-108

Ordinance No. 2021-210  
(Int. No. 228)

**Authorizing an agreement for West Side Garage structural repairs and renovation**

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 C & S Engineers, Inc. for architecture and engineering services for structural repairs and renovation of the West Side Garage located at 210 Colfax Street. The maximum compensation shall be \$400,000, which shall be funded by \$204,316.72 in 2014-15 Cash Capital and \$195,683.28 in 2017-18 Cash Capital. The term of the agreement shall extend until three months after completion of the two-year guarantee inspection of the project.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2021-211  
Re: Amendatory Agreement – Bergmann  
Associates, Architects, Engineers,  
Landscape Architects & Surveyors,  
D.P.C. - Blue Cross Arena 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 related to the Blue Cross Arena Upgrades project. This legislation will:

1. Authorizing an amendatory agreement with Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C., (Pietro V. Giovenco, CEO, 280 East Broad Street, Suite 200, Rochester, New York) to provide additional services related to Blue Cross Arena Upgrades Project. The original agreement, authorized in July 2018 (Ordinance No. 2018-242), established maximum compensation at \$1,000,000. This amendment will increase the compensation by \$10,000, to a maximum total of \$1,010,000 for additional design services to add LED sports arena lighting; and,
2. Amend the funding for the agreement to align the grant funding with the eligible costs in the agreement as follows:

| <b>Funding Source</b>                                 | <b>Amount</b>         |
|---|-----------------------|
| DASNY NYS CAP Grant authorized Ordinance No. 2018-242 | \$455,000.00          |
| 2013-14 Cash Capital                                  | \$193,444.60          |
| 2014-15 Cash Capital                                  | \$50,000.00           |
| 2017-18 Cash Capital                                  | \$70,000.00           |
| 2018-19 Cash Capital                                  | \$231,555.40          |
| 2019-20 Cash Capital                                  | \$10,000.00           |
| <b>Total</b>  | <b>\$1,010,000.00</b> |

The project included public lavatory upgrades, audio visual system upgrades, audio system upgrades, and an expansion on Exchange Street.

Construction began in spring 2020 with substantial completion scheduled for spring 2021. Installation of LED sports arena lighting is projected for summer 2021. The amendatory agreement will result in the creation and/or retention of the equivalent of 0.1 full-time jobs.

The term of the agreement shall extend until three (3) months after completion of the two-year guarantee inspection of the project.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2021-211  
(Int. No. 229)

**Authorizing an amendatory agreement for the Blue Cross Arena Upgrades Project**

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

Section 1. The Mayor is hereby authorized to enter into an amendatory agreement with Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C. to provide

additional services relating to the Blue Cross Arena Upgrades Project (Project). The amendatory agreement shall amend the existing agreement authorized by Ordinance No. 2018-242 to:

- a. provide additional design services and LED sports arena lighting;
- b. increase the maximum compensation by \$10,000 to a new total of \$1,010,000; and
- c. fund the agreement as follows: \$455,000 from a Dormitory Authority of the State of New York CAP grant authorized and appropriated in Ordinance No. 2018-242, \$193,444.60 from 2013-14 Cash Capital, \$50,000 from 2014-15 Cash Capital, \$70,000 from 2017-18 Cash Capital, \$231,555.40 from 2018-19 Cash Capital, and \$10,000 from 2019-20 Cash Capital.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-212

Re: Geometric Changes – Innovation Square  
(100 South Clinton Ave)

Council Priority: Culture of Vibrancy and  
Jobs and Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation authorizing the following geometric changes for the Gallina Development Corporations (Andrew R. Gallina, CEO, 1890 South Winton Road, Suite 100, Rochester, NY) Innovation Square project located at 100 South Clinton Avenue.

Geometric changes on East Broad Street include: Beginning at a point 257'-6" east of the southeast property line corner of East Broad Street and South Clinton Avenue; pavement width decreasing from 56'-1" to 46' continuing east for a distance of 60'-1".

The pavement width change will realign the curb to better accommodate a new driveway entrance for the project. The decrease in pavement width results in the loss of 46 feet of existing "On-street, 2-hour parking". The existing 220 linear feet of available parking will be reduced to a new total of 174 linear feet of available parking.

Construction is anticipated to begin in summer of 2021 with substantial completion anticipated in fall 2021.

A public informational meeting was held on April 26, 2021. A copy of the minutes from this meeting are attached. The geometric changes required for the project were endorsed by the Traffic Control Board on April 21, 2021.

A public hearing on the pavement width changes is required.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AU-109

Ordinance No. 2021-212  
(Int. No. 230)

**Authorizing geometric changes relating to the Innovation Square 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 East Broad Street to accommodate a new driveway entrance for the Innovation Square project: Decreasing the width of East Broad Street by 10 feet-1 inch, from 56 feet-1 inch to 46 feet, beginning 257.5 feet east of the southeast property line corner at the intersection of East Broad Street and South Clinton Avenue and continuing eastward for a distance of 60 feet-1 inch. 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. 2021-213  
Re: East Main Street Improvement Project  
(North Goodman Street to Culver Road)

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 appropriating \$819,000 in anticipated reimbursements from the New York State Marchiselli Aid Program to finance a portion of the construction and Resident Project Representation (RPR) services for the project.

This is a Federal Aid Project that is administered by the City under an agreement with the New York State Department of Transportation (NYSDOT).

Street improvements include street reconstruction, new sidewalks and curb ramps, bicycle accommodations, driveway aprons, receiving basins, water main, water services, hydrants, lighting, signals, signage, pavement markings, tree plantings, and other streetscape improvements.

Construction started in early 2021 with estimated substantial completion in fall 2022.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AU-110

Ordinance No. 2021-213  
(Int. No. 231)

**Appropriating funds for the East Main Street Improvement Project (North Goodman Street to Culver Road)**

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

Section 1. The Council hereby authorizes the receipt and use of \$819,000 in anticipated reimbursements from the New York State Marchiselli Aid Program and appropriates that sum to fund a portion of the construction and resident project representation services for the East Main Street Improvement Project (North Goodman Street to Culver Road).

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2021-214  
Re: Agreement – County of Monroe,  
Operation and Maintenance of  
Rectangular Rapid Flashing Beacons  
on City Streets

Comprehensive Plan 2034 Initiative Area:  
Sustaining Green and Active Systems

Transmitted herewith for your approval is legislation that authorizes an inter-municipal agreement with the County of Monroe (the County) to operate and maintain Rectangular Rapid Flashing Beacons (RRFBs) located within the City of Rochester.



RRFBs are traffic control devices consisting of high-intensity LED lights that warn motorists that a pedestrian is in or entering a crosswalk in order to enhance pedestrian safety and increase compliance with Yield to Pedestrian laws. RRFBs will be installed at roughly 20 locations around the City in the coming year. The County has agreed to operate and maintain the RRFBs in return for an estimated annual compensation not to exceed \$30,000.

The maximum \$30,000 cost of the agreement for the first year will be funded from the 2021-22 budget of the Department of Environmental Services (DES) with subsequent years' compensation funded from future budgets of DES, contingent upon the approval of the future years' budgets.

The term of the agreement will be five (5) years with the option to renew for up to five (5) additional five-year periods if both parties agree.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment AU-111

Ordinance No. 2021-214  
(Int. No. 232)

**Authorizing an intermunicipal agreement to operate and maintain Rectangular Rapid Flashing Beacons**

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 to operate and maintain Rectangular Rapid Flashing Beacon pedestrian protection devices located in the City. The term of the agreement shall be five years with the option to renew for up to five additional 5-year periods. The maximum annual compensation for the agreement shall be \$30,000, which shall be funded from the 2021-22 Budget of the Department of Environmental Services (DES) for the first year and from subsequent budgets of DES for subsequent years, contingent upon approval of said budgets.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2021-215  
Re: Appropriation – Community Development

Block Grant, Infrastructure and  
Playground Improvements – Troup,  
Edgerton, & Maplewood Playgrounds

Council Priority: Creating and Sustaining a  
Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area:  
Sustaining Green and Active System

Transmitted herewith for your approval is legislation related to the appropriation of  
Community Development Block Grant (CDBG) funds for playground improvements. This legislation  
will:

1. Authorize the appropriation of \$1,050,000 of 2020-21 Community Development Block  
Grant (CDBG) funds from the Department of Recreation and Human Services (DRHS),  
formerly known as the Department of Recreation and Youth Services  
(DRYS), Infrastructure – Play Apparatus allocation of the General Community Needs Fund  
of the Community Development Plan for infrastructure and playground improvements and  
related RPR services at various locations including, but not limited to, Troup  
playground, Edgerton playground and Maplewood playground; and,
2. Establish \$110,000 as maximum compensation for a professional services agreement  
with Environmental Design & Research, Landscape Architecture, Engineering &  
Environmental Services, DPC, (JoAnne C. Gagliano, CEO, 217 Montgomery  
Street, Syracuse, NY) for design, bid and award, and construction phase design services for  
Maplewood Playground. The agreement will be funded with CDBG funds appropriated  
herein.

The anticipated work at the playgrounds is outlined below:

| <b>Site</b>             | <b>Proposed Improvements</b> |
|-------------------------|------------------------------|
| Troup Street Playground | Safety surface replacement   |
| Edgerton Playground     | Safety surface replacement   |
| Maplewood Playground    | New playground               |

Safety surface replacement at Troup and Edgerton playgrounds is being designed in-house  
and anticipated to begin in summer 2021.

EDR was selected to provide design services for the Maplewood Playground through a request for  
proposal process, which is described in the attached summary.

Design services are anticipated to begin in summer 2021. Construction is anticipated to begin in  
spring 2022. The CDBG funds issued herein will result in the creation and/or retention of the  
equivalent of 11.4 full-time jobs.

The agreement shall extend until three (3) months after completion of a two-year guarantee  
inspection of the project.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AU-112

Ordinance No. 2021-215  
(Int. No. 233)

**Appropriating funds and authorizing agreement for infrastructure and playground improvements for the Troup Street, Edgerton and Maplewood playgrounds**

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

Section 1. The sum of \$1,050,000 is hereby appropriated from the DRYS Play Apparatus allocation of the 2020-21 Annual Action Plan to fund infrastructure and playground improvements at various locations including but not limited to the Troup Street Playground, the Edgerton Playground and the Maplewood Playground.

Section 2. The Mayor is hereby authorized to enter into a professional services agreement with Environmental Design & Research, Landscape Architecture, Engineering & Environmental Services, D.P.C. in the maximum amount of \$110,000 to provide design, bid and award, and construction phase design services for the Maplewood Playground (the Project). The term of the agreement shall continue until 3 months after completion of a two-year guarantee inspection of the Project. The agreement shall be funded from the funds appropriated in Section 1 herein.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2021-216  
Re: Agreement – Genesee Transportation  
Council, Active Transportation Master  
Plan

Council Priority: Creating and  
Sustaining a Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area:  
Sustaining Green and Active Systems

Transmitted herewith for your approval is legislation establishing \$30,000 as maximum compensation for an agreement with the Genesee Transportation Council (GTC) for participation in the Active Transportation Master Plan project. The cost of the agreement will be financed with

\$15,000 from the 2021-22 budget of the Mayor's Office and \$15,000 from the 2022-23 budget of the Department of Environmental Services, contingent upon approval.

Building on the successes of *Rochester 2034* and the *Comprehensive Access and Mobility Plan*, the Active Transportation Master Plan will provide the detailed guidance requested in these high level plans for building out a safe, comfortable, and connected bicycling and walking network, including the first full update of the 2011 *Rochester Bicycle Master Plan*. This will include detailed routes for bike lanes, cycle tracks, multi-use trails, and a wide range of pedestrian infrastructure. It will lay out specific actions for the City to take to create a safe, healthy, efficient, accessible, and equity-focused network for pedestrians and cyclists of all ages and abilities. The project will follow an extensive public engagement process to ensure that the plan meets the needs of all residents.

DES staff will manage the project while GTC staff will oversee contract administration.

The \$30,000 authorized herein will leverage \$150,000 in Federal transportation planning funds administered by GTC to complete the overall project funding.

The project is expected to be completed by spring 2023. The agreement will result in the creation and/or retention of the equivalent of 0.3 full-time jobs.

The term of the agreement shall extend until three (3) months after completion of the project.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2021-216  
(Int. No. 234)

### **Authorizing an agreement for the Active Transportation Master Plan 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 the Genesee Transportation Council to participate in and oversee contract administration for the Active Transportation Master Plan project. The maximum compensation shall be \$30,000, which shall be funded by \$15,000 from the 2021-22 Budget of the Mayor's Office and \$15,000 from the 2022-23 Budget of the Department of Environmental Services, contingent upon approval of said budgets. The term of the agreement shall extend until three months after completion of the project.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Resolution No. 2021-19  
Re: Technical Amendment –  
Waring Road Improvement Project  
(Culver Road to Norton Street)

Council Priority: Jobs and Economic  
Development

Comprehensive Plan 2034 Initiative Area:  
Sustaining Green & Active Systems

Transmitted herewith for your approval is legislation correcting Resolution No. 2021-14 relating to the Waring Road Improvement Project (the Project). This legislation corrects typographical errors in the references to prior ordinances that appropriated funds to the Project. These corrections do not alter the actual intended funding sources and amounts for the Project. All other terms and conditions approved in Resolution No. 2021-14 remain the same.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Resolution No. 2021-19  
(Int. No. 235)

**Resolution amending Resolution No. 2021-14 relating to the Waring Road Improvement Project**

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

Section 1. Resolution No. 2021-14, entitled “Resolution authorizing the implementation and funding in the first instance of 100% of the federal-aid and State ‘Marchiselli’ Program-aid eligible costs, of a transportation federal-aid project, and appropriating funds therefor relating to the Waring Road from Culver Road to Norton Street improvement project,” is hereby amended in the sixth paragraph thereof to read as follows:

THAT the sum of \$9,264,870.12 appropriated pursuant to Ordinance No. 2010-258 (\$393,000), Ordinance No. 2011-282 (\$238,314.29), Ordinance No. 2014-143 (\$1,500), Ordinance No. 2020-361 (\$275,000), Ordinance No. ~~2021-120~~ 2021-119 (\$4,964,585), Ordinance No. ~~2021-121~~ 2021-120 (\$1,814,470.83) and Ordinance No. ~~2021-122~~ 2021-121 (\$1,578,000) are made available to cover the cost of participation in the above described phases of the Project;

Section 2. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined.

Adopted unanimously.

By Vice President Lightfoot  
June 15, 2021

To the Council:

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

- |              |  |
|--------------|--|
| Int. No. 236 | Authorizing an agreement with the City School District for the joint use and maintenance of facilities   |
| Int. No. 237 | Authorizing funding and agreements for the 2021 Summer Food Service Program  |
| Int. No. 238 | Authorizing an agreement for a Rochester Public Market Master Plan and Management Plan   |
| Int. No. 239 | Appropriating funds and authorizing an agreement for the International Plaza   |
| Int. No. 240 | Authorizing an agreement for a boxing program  |
| Int. No. 241 | Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$1,300,000 Bonds of said City to finance the acquisition of thirty police patrol vehicles |
| Int. No. 242 | Authorizing an agreement with Protectives, Inc., of Rochester, N.Y. for auxiliary services   |
| Int. No. 243 | Amending the 2020-21 Budget relating to a Department of Justice Coronavirus Emergency Supplemental Funding Program grant   |
| Int. No. 244 | Appropriating funds and authorizing an agreement for veterinary services   |
| Int. No. 246 | Amending the 2020-21 Budget and appropriating federal forfeiture funds for an anti-gun violence campaign   |

Respectfully submitted,  
Willie Lightfoot  
Mitch Gruber  
Lashay D. Harris (*Abstained Int. No. 236 and Int. No. 237*)  
Jose Peo  
Loretta C. Scott  
PUBLIC SAFETY, RECREATION & HUMAN SERVICES COMMITTEE

Received, filed and published.

TO THE COUNCIL  
Ladies and Gentlemen:

Introductory No. 191 was introduced May 11, 2021 and appears in its original form with its transmittal letter on page\_\_\_of the current Council Proceedings

Ordinance No. 2021-217  
(Int. No. 191, as amended)

**Amending the Municipal Code with respect to operating all-terrain vehicles, dirt bikes and other off-road motorized vehicles**

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

Section 1. Chapter 111 of the Municipal Code, Vehicle and Traffic, as amended, is hereby further amended to:

- a. Add to Section 111-2, Definitions, definitions for all-terrain vehicle (ATV), dirt bike, go-kart, golf cart, mini-bike, and off-road motorized vehicle to read as follows:

ALL-TERRAIN VEHICLE (ATV)

Any self-propelled vehicle that is manufactured for operation primarily on off-road trails or in off-road competitions, provided that such vehicle does not exceed 70 inches in width or 1,000 pounds.

DIRT BIKE

A motorcycle designed for use on off-road trails or in off-road competitions that is also referred to as an off-road motorcycle.

GO-KART

A small, motorized device with four wheels, created for off-road use.

GOLF CART

A small, motorized device with four wheels designed to carry people.

MINI-BIKE

A small, motorized device with two wheels and created for off-road use. A mini-bike doesn't qualify as a moped, motorcycle, or ATV.

OFF-ROAD MOTORIZED VEHICLE

A vehicle designed for off-road use, including but not limited to, an ATV, dirt bike, go-kart, golf cart, mini-bike, or motorized bicycle, not including an electric bicycle as defined in §34-1.

- b. Revise Subsection B of Section 111-72, Illegal parking and towing of vehicles, to remove minibikes from the list of vehicles with a redemption fee of \$140.
- c. Replace Section 111-80, (Reserved), with a new Section 111-80 to read in its entirety as follows:

§111-80. Off-road motorized vehicles

A. Operation of off-road motorized vehicles prohibited.

(1) Public property. No person shall operate an off-road motorized vehicle on public right-of-ways, including but not limited to streets, sidewalks, and tree lawns, nor on any trail, park, parking garage or any other property owned or leased by the City, except as expressly authorized in state law or on streets designated for such use by the Traffic Control Board.

(2) Private property. No person shall operate an off-road motorized vehicle on private property in the City unless such person has first obtained the express consent of the owner of such property to operate the off-road motorized vehicle on the property.

B. Penalties for offenses; impoundment and redemption.

(1) The City of Rochester Traffic Violations Agency shall have jurisdiction over penalties imposed pursuant to subsection B(2) herein.

(2) Any person who operates an off-road motorized vehicle in violation of Section 111-820A shall be ~~guilty of an offense punishable by a fine not exceeding \$1,000~~ subject to the penalties set forth in §13A-11 of the Municipal Code.

(3) An off-road motorized vehicle operated in violation of Section 111-820A may be immediately removed to a vehicle pound designated by the Chief of Police and stored by the Rochester Police Department pending the identification of the owner if registered with the New York State Department of Motor Vehicles (NYSDMV). If a titled owner is so identified by NYSDMV, such titled owner shall be sent notice of the impoundment by certified mail at the address on file with NYSDMV within seven days of the impoundment. Neither the Rochester Police Department nor the City of Rochester, nor any agent or employee thereof, shall be liable for any damages arising out of the provision of an erroneous name or address of such owner.



(4) The owner of the off-road motorized vehicle operated in violation of Section 111-820A may redeem such off-road motorized vehicle within 30 days of the impoundment upon satisfactory proof of ownership, proof of payment of applicable penalties, and payment to the Chief of Police a redemption fee of ~~\$2,000~~ \$500 if it is the first time such vehicle has been impounded, or \$2,000 if such vehicle has been previously impounded or if the operator was previously operating an off-road motorized vehicle which was impounded, in addition to a towing fee of \$140, and a storage fee of ~~not exceeding~~ \$240 per day for each day impounded. If an off-road motorized vehicle is not claimed within 30 days of being impounded, ownership shall vest in the City, and the off-road motorized vehicle may be sold for scrap.

C. Proof of ownership.

(1) Acceptable proof of ownership for ATVs and dirt bikes shall include:

(~~1a~~) Transferable R-registration from the Department of Motor Vehicles.

(2) Acceptable proof of ownership for all other off-road motorized vehicles shall include:

(~~2a~~) A bill of sale or receipt from a certified seller or reseller that includes the vehicle's serial number.

(~~3b~~) If the off-road motorized vehicle was bought ~~used~~ from an individual, a notarized bill of sale or receipt from the previous owner, provided to the Chief of Police by the previous owner, which includes the vehicle's serial number as well as other details about the vehicle including make and color, along with a completed certified form notarized documentation stating when, where, and how the previous owner obtained the off-road motorized vehicle.

(~~4c~~) If ~~the off road motorized vehicle has never been registered and~~ the above acceptable documents are not available to show ownership, a "Statement of Ownership" form filed with the Department of Motor Vehicles prior to the confiscation of the vehicle may be acceptable.

D. The prohibitions and penalties set forth in this section shall not apply to police officers or authorized employees or security guards while performing their official duties, nor to persons with a permit in writing from the Chief of Police or Director of Communications.

d. Replace Section 111-82, Snowmobiles and all-terrain vehicles, with a new Section 111-82 to read in its entirety as follows:

§111-82. Snowmobiles

A. No person shall operate a snowmobile on property owned or leased by the City, nor on City streets or right-of-ways, except as expressly authorized in state law or on streets designated for such use by the Traffic Control Board.

B. This section shall not apply to police officers, authorized employees or authorized security guards while performing their official duties, nor to persons with a permit in writing from the Chief of Police.

e. Revise Subsection B of Section 111-85, Fines and penalties for offenses and fees, to read as follows:

B. Violations of this chapter other than parking violations and other than violations of §111-80 regarding off-road motorized vehicles may be punishable by a fine not exceeding \$150 or imprisonment not exceeding 15 days, or by both such fine and imprisonment, or by a penalty of not less than \$25 nor more than \$500 to be recovered by the City of Rochester in a civil action.

Section 2. Chapter 79 of the Municipal Code, Parks, as amended, is hereby further amended to revise Section 79-17, Snowmobiles and off-road and limited-use vehicles, to read as follows:

§79-17. Snowmobiles and off-road ~~and limited-use~~ motorized vehicles

A. No person, ~~except authorized employees,~~ shall operate a snowmobile within a park. A "snowmobile" shall be defined as any self-propelled vehicle designated for travel on snow or ice, steered by skis or runners and supported in whole or in part by one or more skis, belts or cleats.

B. No person, ~~except authorized employees and persons with written permission from the Commissioner,~~ shall operate ~~motor powered~~ an off-road motorized or limited-use vehicle, as defined in §111-2, in a park, ~~except that off-road or limited-use vehicles properly registered in accordance with the New York State Vehicle and Traffic Law may be operated on park roads and parked in park parking lots in accordance with laws and regulations governing motor vehicles. Off road or limited-use vehicles shall include, but are not limited to, four wheel drive vehicles; vehicles equipped for operation in or on sand, mud, snow, gravel or wetlands; dune buggies; motorcycles or minibikes equipped for off road uses; dirt bikes; trail bikes; or any similar type of vehicle or conveyance.~~

C. The prohibitions in this section shall not apply to police officers or authorized employees or security guards while performing their official duties, nor to persons with a permit in writing from the Commissioner, Chief of Police, or Director of Communications.

Section 3. Chapter 13A of the Municipal Code, Municipal Code Violations Bureau, as amended, is hereby further amended to add a new Subsection I to Section 13A-11, Penalties for offenses, to read as follows:

I. Fines and penalties for any violation of §111-80, Off-road motorized vehicles, shall be as follows:

|                       | <u>Initial Penalty</u> | <u>Penalty Upon Default</u> |
|-----------------------|------------------------|-----------------------------|
| <u>First offense</u>  | <u>\$200</u>           | <u>\$400</u>                |
| <u>Second offense</u> | <u>\$350</u>           | <u>\$700</u>                |

Third and subsequent offenses

\$500

\$1,000

Section ~~34~~. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined.

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. 2021-218  
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, the Frederick Douglass R-Center/School No. 12, and the Trenton and Pamela Jackson R-Center/School No. 9 was authorized by City Council Ordinance No. 2021-29 in February 2021 and approved by the District Board of Education Resolution No. 2020-21: 635.

The proposed agreement will continue to specify the rights and responsibilities of each party for each of the following:

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

6. Liability and indemnification responsibilities

The proposed agreement will begin July 1, 2021 and have an initial term of one year with provision for renewal for four additional one-year terms.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2021-218  
(Int. No. 236)

**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/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.

The agreement shall specify the rights and responsibilities of each party, including with regard to: the hourly space utilization and fee structure; supervision responsibilities; maintenance and custodial responsibilities; equipment use, repair and replacement; the sharing of utility costs; and liability and indemnification responsibilities. The term of the agreement shall be for one year commencing on July 1, 2021, with the option to extend for up to 4 additional one-year 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 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. 2021-219  
Re: Summer Food Service Program

Council Priority: Support the Creation of  
Effective Educational Systems

Comprehensive Plan 2034 Initiative Area:  
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the 2021 Summer Food Service Program. This legislation will:

1. Authorize a grant agreement with the New York State Department of Education for the receipt and use of **\$448,288** in anticipated reimbursements for the 2021 Summer Food Service Program (SFSP) operated by the City of Rochester. The funds will be used for the procurement and delivery of meals, the salaries of City summer staff consisting of one coordinator, three monitors, and a clerk; refuse pickup; mileage; outreach; and supplies.
2. Establish **\$300,000** as maximum compensation for an agreement with the Rochester City School District (District) for the preparation and delivery of breakfasts and lunches. The term of the agreement will not exceed one year and the cost of the agreement will be funded by 2021-22 Budget of Department of Recreation and Human Services (DRHS) and the grant funds authorized herein.

SFSP provides free breakfast and lunch to city children aged 18 and under. The program is administered by the City and reimbursed by the State Education Department, using federal funding. This year, the City's SFSP will operate from July 6, 2021 through August 27, 2021 and meals will be served at R-Centers, camps, and special programs.

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

|           | <u>Meals</u> | <u>Rate per Meal</u> | <u>Reimbursement</u> |
|-----------|--------------|----------------------|----------------------|
| Breakfast | 67,260       | \$2.415              | \$162,433            |
| Lunch     | 67,260       | \$4.25               | <u>\$285,855</u>     |
|           |              |                      | <b>\$448,288</b>     |

The City will also work with Foodlink Inc. as a sponsor to provide dinner, snack and weekend meals to youth throughout the City of Rochester. The City's R-Center sites will distribute tens of thousands of meals in partnership with Foodlink, including meal packs that provide youth with healthy food during the weekend when 'grab and go' sites are closed. In addition to the City's Summer Meals program. The City continues to partner with the Summer Meals Collaborative to promote the program and increase the number of meals served each year.

The 2020 program was authorized via City Council Ordinance No. 2020-205.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2021-219  
(Int. No. 237)

**Authorizing funding and agreements for the 2021 Summer Food Service Program**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the New York State Department of Education for the receipt and use of anticipated reimbursements in the amount of \$448,288 for the 2021 Summer Food Service Program (Program).

Section 2. The Mayor is hereby authorized to enter into a professional services agreement with the Rochester City School District for the preparation and delivery of meals for the Program. The maximum compensation for the agreement shall be \$300,000, which shall be funded by the 2021-22 Budget of the Department of Recreation and Human Services, contingent upon approval.

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

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

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. 2021-220  
Re: Agreement - Rochester Public Market  
Master and Management Plan

Council Priority: Creating and Sustaining a  
Culture of Vibrancy

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

Transmitted herewith for your approval is legislation authorizing maximum total compensation of \$198,000 for a Professional Services Agreement with PLAN Architectural Studio (Chris Lopez and

Mark Pandolf, Rochester, NY) to develop a new Rochester Public Market Master Plan and Management Plan. The Plan will guide continued development, management, and operations at Rochester Public Market over the next 10-15 years. The Plan will include two main components:

- A. A master plan that looks at land use, transportation, buildings, capital needs, place-making, etc. and explores how to build on the Market's unique niche as a food anchor while also diversifying it as a retail destination, small business incubator, and cultural/entertainment district, and further integrating it with adjacent neighborhoods in support of their community development and revitalization goals; and
- B. A management plan that looks at current management, operations, finances, programming, staffing, etc. Examines regional and national trends and best practices, and makes recommendations for best management practices that work towards achieving Market and community goals.

The term of the agreement will be 18 months. Funds for this agreement are included in the 2020-21 Budget of Undistributed Expenses.

The most recent Public Market Master Plan was completed in 2012. The majority of the projects/initiatives recommended have now been completed or are underway. Additionally, since 2012, several other City plans have been completed which contain initiatives related to the Market District including the Comprehensive Plan 2034 which includes a number of strategies related to the Market and the surrounding neighborhood.

PLAN Architectural Studio was selected through a request for proposals process described in the attached summary.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AU-113

Ordinance No. 2021-220  
(Int. No. 238)

**Authorizing an agreement for a Rochester Public Market Master Plan and Management Plan**

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with PLAN Architectural Studio P.C. to develop a Rochester Public Market Master Plan and Management Plan. The maximum compensation shall be \$198,000, which shall be funded from the 2020-21 Budget of Undistributed Expenses. The term of the agreement shall be 18 months.

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. 2021-221  
Re: 2021-22 Annual Action Plan/Community  
Development Plan – International Plaza –  
IBERO-American Development Corporation

Council Priority: Creating and Sustaining  
a Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area:  
Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation related to the activation and operation of the International Plaza event space and marketplace described in the 2021-22 Annual Action Plan. This legislation will:

1. Appropriate \$46,000 of Community Development Block Grant funds from the 2021-22 Annual Action Plan, International Plaza allocation, for services related to the engagement, operation, and activation of the International Plaza; and
2. Establish \$61,000 as maximum compensation for an agreement with the IBERO-American Development Corporation (IBERO) (Eugenio Marlin, Rochester, NY) which will be used to fund a full-time position and the delivery of culturally appropriate entertainment, art, and community events at the International Plaza project site. The term of the agreement will be from July 1, 2021 through June 30, 2022 and the cost of the agreement will be funded from the appropriation made herein and \$15,000 from the 2021-22 Budget of the Department of Recreation and Human Services (DRHS).

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

IBERO was chosen for this agreement based on their long history of community involvement and advocacy in the Northeast Rochester area and their leadership through Project Hope and other initiatives in creating a vision for the area including the International Plaza. The position funded in this item, will be housed at IBERO and have primary responsibility for the day to day operation and activation of the site. A full justification for not issuing a request for proposals is attached.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AU-114



Ordinance No. 2021-221  
(Int. No. 239)

**Appropriating funds and authorizing an agreement for the International Plaza**

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

Section 1. The sum of \$46,000 is hereby appropriated from the International Plaza allocation of the 2021-22 Annual Action Plan (Plan) to provide services related to the engagement, operation, and activation of the International Plaza, contingent upon approval of the Plan.

Section 2. The Mayor is hereby authorized to enter into a professional services agreement with IBERO-American Development Corporation in a maximum amount of \$61,000 to fund a full-time position and support entertainment, art, and community events at the International Plaza. The amount of said agreement, or so much thereof as may be necessary, shall be funded by \$46,000 from the appropriation in Section 1 herein and \$15,000 from the 2021-22 Budget of the Department of Recreation and Human Services, contingent upon approval. The term of the agreement shall be from July 1, 2021 through June 30, 2022.

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 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. 2021-222  
Re: Agreement - Kimberly Johnson and  
Charles Murray dba Natural Life  
and Wellness

Council Priority: Creating and Sustaining a  
Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area:  
Sustaining Green and Active Systems

Transmitted herewith for your approval is legislation authorizing maximum annual compensation of \$60,000 for an agreement with Kimberly Johnson and Charles Murray dba Natural Life and

Wellness (Rochester, NY) for the boxing program at the Trenton & Pamela Jackson R-Center. The term of the agreement will be for one year with the option to renew for four additional one-year terms. The cost of the agreement will be funded by the 2021-22 Budget of the Department of Recreation and Human Services and future Budgets of DRHS, contingent upon approval.

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

Since August 2020, the DRHS Boxing Demonstration Project had over 150 City of Rochester youth ages 8-18 participate. The program’s emphasis on life skills and mentoring has reinvigorated the boxing culture and interest in the Northeast neighborhood.

The most recent Council action on this item was in February 2020 via Ordinance No. 2020-52.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AU-115

Ordinance No. 2021-222  
(Int. No. 240)

### **Authorizing an agreement for a boxing 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 Kimberly Johnson and Charles Murray dba Natural Life and Wellness to provide a boxing program consisting of boxing demonstrations, exercise, physical fitness training, and mentoring and life skills workshops at the Trenton & Pamela Jackson R-Center. The term of the agreement shall be one year, with the option to extend for up to four additional one-year periods. The maximum annual compensation shall be \$60,000, which shall be funded by the 2021-22 Budget of the Department of Recreation and Human Services (DRHS) for the initial term, and from future years’ Budgets of DRHS for any optional extended terms, contingent upon approval of said budgets.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2021-223  
Re: Bond Authorization for the Purchase  
of 30 Police Vehicles

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area:  
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation authorizing the issuance of \$1,300,000 in bonds to finance the purchase of 30 new marked Dodge Charger patrol vehicles to update the Police Department's fleet. The approximate unit price including equipment is \$43,333.

RPD has 41 vehicles that have over 100,000 miles, 115 vehicles that are more than 5 years old (2008-2015), and 58 vehicles that exceed an 80% threshold of the repair cost to purchase (estimating a purchase price of \$43,333). As a result, given the number of miles that patrol officers' log each year, and the wear and tear that those miles put on the patrol vehicle, the regular replacement of a certain number of vehicles each year is recommended to minimize long term costs of the vehicle's operation.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2021-223  
(Int. No. 241)

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$1,300,000 Bonds of said City to finance the acquisition of thirty police patrol vehicles**

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City") is hereby authorized to finance the costs of purchasing and equipping thirty (30) new Dodge Charger patrol vehicles for the Rochester Police Department. The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,300,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$1,300,000 bonds of the City to finance said appropriation and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the City in the principal amount of \$1,300,000 are hereby authorized to be issued pursuant to the Constitution and laws of the State of New York, including the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), this Ordinance, and other proceedings and determinations related thereto.

Section 3. The City intends to finance, on an interim basis, the costs or a portion of the costs of said improvements for which bonds are herein authorized, which costs are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the City, pursuant to this Ordinance, in the amount of \$1,300,000. This Ordinance is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 4. The period of probable usefulness of said class of objects or purposes described in Section 1 of this Ordinance, within the limitations of 11.00 a. 29. of the Law, is five (5) years.

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

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

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

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

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

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

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

Passed 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. 2021-224  
Re: Agreement – Protectives, Inc., of  
Roch, N.Y.

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area:  
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation authorizing an agreement with Protectives, Inc., of Rochester, N.Y. for the continued provision of auxiliary services to the Fire Department. The most recent agreement, authorized via Ordinance No. 2018-207, expires June 30, 2021. This agreement includes provision for use of certain City facilities, medical services and financial support.

The Rochester Protectives, Inc., established in 1858, is a volunteer firefighter assistance organization that works with the Rochester Fire Department. Its mission is to provide both fire and non-fire salvage services to city residents at emergency incidents. The Protectives provide assistance to the Rochester Fire Department and protect private property of citizens from unnecessary damage by performing the following activities:

- Covering or removing property
- Recovering family valuables
- Providing ventilation through the use of smoke-ejecting fans
- Set-up of emergency scene lighting
- Pumping water from flooded buildings
- Securing broken windows and doors

Over 20,000 hours of services are provided annually by approximately 35 active members who each volunteer a minimum of twelve hours per week. The Fire Department provides 5,600 square feet of space within the Chestnut Street Firehouse facility for office, storage and bunking purposes, and a truck and driver to transport equipment.

To ensure the health and safety of emergency responders, the Fire Department will provide annual Hepatitis B vaccination and annual physicals to the Protectives members who use breathing apparatus at the fire scene. Similar vaccinations and annual physicals are currently provided by the City to other emergency personnel as required under state and federal regulations.

City funds support the operating and administrative costs of the program, including but not limited to: facility maintenance, administrative services, office supplies, and accident and sickness insurance. The contract term will be for three (3) years with annual maximum amounts of \$58,000, \$59,000 and \$60,000 funded from the FY2021-22 budget and subsequent budgets of the Fire Department, contingent upon approval.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2021-224  
(Int. No. 242)

**Authorizing an agreement with Protectives, Inc., of Rochester, N.Y. for auxiliary 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 Protectives, Inc., of Rochester, N.Y. (Protectives) to provide property protection, salvage and related services to the Rochester Fire Department. The term of the agreement shall be three years. The maximum compensation shall be \$58,000 for the first year, \$59,000 for the second year, and \$60,000 for the third year. The City shall also pay the costs of physical examinations and hepatitis B vaccinations for Protectives members. Said compensation and costs shall be funded from the 2021-22 Budget of the Fire Department for the first year, and from future years' Budgets of the Fire Department for the second and third years, contingent upon approval of said budgets.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2021-225  
Re: Budget Amendment – 2020-21 Budget  
of the Police Department

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area:  
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation amending the 2020-21 Budget of the Police Department by \$85,100 and Undistributed by \$28,000 to reflect the reallocation of funds from the Department of Justice Coronavirus Emergency Supplemental Funding Program grant, authorized in Ordinance No. 2020-234 and appropriated in the Special Revenue Fund designated for this purpose.

The original purpose of these funds was to purchase supplies related to preparing for, preventing, and responding to the coronavirus. However, the expenses for supplies was over-estimated and the need to staff COVID vaccination and testing sites was under-estimated. Therefore, these funds are

being reallocated to overtime and fringe for staffing to cover expenses already incurred at these COVID related events.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2021-225  
(Int. No. 243)

**Amending the 2020-21 Budget relating to a Department of Justice Coronavirus  
Emergency Supplemental Funding Program grant**

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

Section 1. 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 \$85,100 and to Undistributed Expense by \$28,000, which amounts shall be paid from the Special Revenue Fund designated for the receipt of Department of Justice Coronavirus Emergency Supplemental Funding Program funds appropriated to the Police Department for preparing, preventing and responding to the coronavirus pandemic pursuant to Ordinance No. 2020-234.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2021-226  
Re: Agreements – Veterinary Services  
for Rochester Animal Services

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area:  
Reinforcing Strong Neighborhoods

Transmitted for your approval is legislation related to veterinary agreements for Rochester Animal Services (RAS). This legislation will:

1. Appropriate up to \$10,000 from the Animal Control Gifts Fund for veterinary services agreements for Rochester Animal Services (RAS); and
2. Establish \$4,000 as maximum compensation for an agreement with Animal Hospital of Pittsford, P.C. (Todd Wihlen, 2816 Monroe Avenue, Rochester), for emergency veterinary services. The agreement will be funded from the 2021-22 Budget of the Department of

Recreation and Human Services contingent upon approval. The term will be from July 1, 2021 to June 30, 2022.

The funds being appropriated above are for agreements with outside veterinarians and veterinary technicians to increase surgical capacity, improve customer service, and provide veterinary coverage during the absence of the regular veterinarian and veterinary technicians or to expand veterinary services to the community through partnerships with local clinics. RAS does not expect any of these individual agreements to reach the \$10,000 threshold that would require Council approval. Animal Hospital of Pittsford provides emergency and after-hours veterinary services, and performs spay and neuter surgeries when on-site consultants are not available.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2021-226  
(Int. No. 244)

### **Appropriating funds and authorizing an agreement for veterinary services**

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

Section 1. The sum of \$10,000, or so much thereof as may be necessary, is hereby appropriated from the Animal Control Gifts Fund for veterinary services agreements for Rochester Animal Services.

Section 2. The Mayor is hereby authorized to enter into a professional services agreement with Animal Hospital of Pittsford, P.C. to provide emergency veterinary services. The maximum compensation shall be \$4,000, which shall be funded from the 2021-22 Budget of the Department of Recreation and Human Services, contingent upon approval. The term of the agreement shall be from July 1, 2021 to June 30, 2022.

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. 2021-227  
Re: Federal Forfeiture Funds –  
Anti-Gun Violence Campaign

Council Priority: Public Safety



Transmitted herewith for your approval is legislation appropriating \$5,100 from federal forfeiture funds generated by the Police Department and amending the 2020-21 Budget of the Police Department by this amount.

The Rochester Police Department will use these funds to support an anti-gun violence media campaign to bring attention to the issue of gun violence. The campaign, which will run during the month of June, will consist of radio, social media, and outdoor advertising. The goal of the campaign is to bring attention to the human toll of gun violence and give members of the community information on how they can help reduce shootings in the City of Rochester.

The appropriations requested this month will result in a balance of approximately \$680,000 in the federal forfeiture Justice fund.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2021-227  
(Int. No. 246)

**Amending the 2020-21 Budget and appropriating federal forfeiture funds for an anti-gun violence campaign**

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

Section 1. 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 \$5,100, which amount is hereby appropriated from funds received from the Federal Government from seized and forfeited assets. The appropriation herein shall be used to support an anti-gun violence media campaign.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

The meeting was adjourned at 8:06 p.m.

HAZEL L. WASHINGTON  
City Clerk