

ROCHESTER CITY COUNCIL

REGULAR MEETING

October 12, 2021

Due to the current high transmission rate of the Delta variant of the Covid-19 coronavirus in Monroe County under CDC guidelines and in accordance with the new State law enacted on September 2 (Chapter 417), the meeting was conducted remotely 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:

RFD

Thomas Centron
Douglas Edgett

RPD:

William Spath Jr.

APPROVAL OF THE MINUTES

By Councilmember Patterson

RESOLVED, that the minutes of the Regular Meeting on September 14, 2021 be approved as published in the official sheets of the Proceedings.

Adopted unanimously.

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

The Council submits Disclosure of Interest Forms from **Vice President Lightfoot** on Int. No. 373, **Councilmember Gruber** on Int. No. 351, Int. No. 352 and Int. No. 356, **Councilmember Patterson** on Int. No. 373 and **Councilmember Harris** on Int. No. 368

THE COUNCIL PRESIDENT --- RECEIVED AND FILED.

PUBLIC HEARINGS.

Pursuant to law, public hearings were held on October 7, 2021 on the following matters:

Authorizing a change in traffic flow on Dunn Street Int. No. 357

No speakers

Authorizing land acquisitions and the alteration of pavement widths relating to the South Avenue and Elmwood Avenue Street Improvement Project Int. No. 361

No speakers

**REPORTS OF STANDING COMMITTEES
AND ACTION THEREON**

By Councilmember Evans
October 12, 2021

To the Council:

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

- | | |
|--------------|---|
| Int. No. 350 | Authorizing an agreement and amending the 2021-22 Budget for the Financial Empowerment Centers Initiative |
| Int. No. 351 | Amending Ordinance No. 2020-339 relating to the Central Library Bausch & Lomb Building HVAC Project |
| Int. No. 352 | Authorizing grant funds for the Lincoln Branch Library project |
| Int. No. 353 | Authorizing an amendatory agreement for support of the City's mainframe computer |
| Int. No. 354 | Authorizing an agreement to provide revenue control equipment for the Genesee Crossroads Garage |
| Int. No. 373 | Amending Ordinance No. 2021-100 relating to the acquisition of 448 Smith Street, <u>as amended</u> |

Respectfully submitted,
Malik Evans
LaShay D. Harris
Michael A. Patterson (*Abstained on Int. No. 373*)
Willie J. Lightfoot (*Abstained on Int. No. 373*)
Loretta C. Scott
FINANCE COMMITTEE

Received, filed and published.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2021-311
Re: Financial Empowerment Center
Initiative, Agreement—Empire
Justice Center and Budget
Amendment

Council Priority: Jobs and Economic
Development

Comprehensive Plan 2034 Initiative Area:
Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation related to the Financial
Empowerment Centers program. This legislation will:

- 1) Authorize an agreement with Empire Justice Center to receive \$15,000 for the operation of the Financial Empowerment Center and provide counseling services to Empire Justice Center clients receiving the Child Tax Credit through December 2021.
- 2) Amend the 2021-22 Budget of the Office of the Mayor by \$15,000 to reflect the grant funds authorized above.

Day to day operations of the financial counselors are performed by the Consumer Credit Counseling Service of Rochester, Inc. under a professional services agreement with the City of Rochester, authorized in Ordinance No. 2019-248.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2021-311
(Int. No. 350)

Authorizing an agreement and amending the 2021-22 Budget 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 agreement with the Empire Justice Center (EJC) for the receipt and use of \$15,000, which is hereby appropriated for Rochester Financial Empowerment Center operations, including providing counseling services to EJC clients that are eligible for the Child Tax Credit. The term of the agreement shall extend through December 31, 2021.

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

Section 3. Ordinance No. 2021-174, the 2021-22 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Budget of Administration (Mayor's Office) by \$15,000 to reflect the receipt of the EJC funds authorized in Section 1 herein.

Section 4. This ordinance shall take effect immediately.

Passed by the following vote:

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

Nays – Councilmember Peo – 1.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-312
Ordinance No. 2021-313
Re Construction Grants – Rochester
Public Library

Council Priority: Creating and Sustaining a
Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation authorizing the receipt and use of New York State Education Department, Division of Library Development (NYSED) construction grant funds in the amount of \$1,184,935 for the Lincoln Branch Library, and to amend Ordinance No. 2020-339 to accept additional NYSED construction grant funds for the Central Library Bausch & Lomb building HVAC project in the amount of \$37,516.

The Lincoln Branch project is a comprehensive interior and exterior renovation of the 1994-constructed building, including a new canopy and storefront at the entrance of the library as well as library signage. Inside, relocations of circulation, children's, teen and adult service areas will be optimized for space utilization, sightlines, and expanded use by families to connect to the existing

Toy Library. Restrooms will be renovated with entrance relocation for safety and direct staff sightlines. Painting the ceiling, new lighting and floor finishes will assist in brightening the entire library. Lastly, upgraded utilities will support additional power and data connection points in public spaces.

Each year the Monroe County Library System is allocated state funds for library construction projects, awarded on a competitive basis within the system. An estimated construction cost of \$1.7 million will be funded from the NYSED grant (\$1,184,935) and 2020-21 Library cash capital (\$600,000). The Library is eligible for up to a 90% NYSED funding match.

The Lincoln branch project is managed by the Department of Environmental Services, Bureau of Architecture and Engineering. Construction is anticipated to begin in March 2022, with bid in November 2021; construction is required by NYSED to be completed within three years of grant award.

The amendment to Ord. No. 2020-339 is due to additional funding made available from NYSED for eligible library construction projects. This will increase funding to the Central Library Bausch & Lomb building HVAC project from \$473,000 to \$510,516, with construction costs of \$1,050,516.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AU-165

Ordinance No. 2021-312
(Int. No. 351)

Amending Ordinance No. 2020-339 relating to the Central Library Bausch & Lomb Building HVAC Project

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

Section 1. Ordinance No. 2020-339, authorizing the receipt and use of a grant to fund building improvements and repairs to the Rochester Public Library's Bausch & Lomb and Arnett Branch buildings, is hereby amended in Sections 1 and 3 thereof as follows to increase by \$37,516 the funding for the Bausch & Lomb building HVAC project:

Section 1. The Council hereby authorizes the receipt and use of a ~~\$566,135~~ \$603,651 grant from the New York State Education Department, Division of Library Development to fund a portion of the costs of building improvements and repairs to the Rochester Public Library's Bausch & Lomb and Arnett Branch buildings.

...

Section 3. The Council hereby appropriates ~~\$473,000~~ \$510,516 from the grant authorized in Section 1 to fund a portion of the costs of improvements to the heating, ventilation and air conditioning system of the Central Library Bausch & Lomb Building.

Section 2. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined.

Passed by the following vote:

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

Nays – None– 0.

Councilmember Gruber abstained due to a professional relationship.

Ordinance No. 2021-313
(Int. No. 352)

Authorizing grant funds for the Lincoln Branch Library project

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

Section 1. The Council hereby authorizes the receipt and use of a grant in the amount of \$1,184,935 from the New York State Education Department, Division of Library Development to fund building improvements and repairs to the Lincoln Branch Library.

Section 2. The Mayor is hereby authorized to enter into a grant agreement with the funding agency or its designee if necessary to effectuate the City’s receipt and use of the grant. If there is an agreement, it shall contain such additional terms and conditions as the Mayor may deem appropriate.

Section 3. This ordinance shall take effect immediately.

Passed by the following vote:

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. 2021-314
Re: Amendatory Agreement –
Computer Technologies U.S.A.LLC
d/b/a/ Blue Hill Data Services
for Mainframe Technical and
Professional Support

Transmitted herewith for your approval is legislation authorizing an amendatory professional services agreement with Computer Technologies U.S.A., LLC d/b/a/ Blue Hill Data Services of Pearl River, New York (principal John M. Lalli), to allow the consultant to continue to provide

hosting, systems administration, disaster recovery, application support and operations support for the City's mainframe computer for four additional years.

The original agreement authorized in May 2017 in Ordinance No. 2017-82 provided \$1,869,600 as maximum compensation for a term of 5 years and six months. This legislation amends the agreement to extend the term for 4 years and increase the compensation by \$2,088,450 to a new total of \$3,958,050. The cost of those four additional years will be funded from future years' Budgets of the Information Technology Department (IT), contingent on approval, as follows.

Funding	2022-23	2023-24	2024-25	2025-26	2026-27	Total
Information Technology Department FY budgets	\$329,250	\$439,800	\$439,800	\$439,800	\$439,800	\$2,088,450

Moreover, the amendatory agreement will provide the option to extend the term for up to three additional one-year periods for a maximum annual compensation of \$439,800 to be funded at that rate from each of the fiscal year 2027-28, 2028-29 and 2029-30 Budgets of IT, contingent upon approval. If the options are exercised that would increase the agreement's total term to twelve years and 6 month and the total maximum compensation to \$5,277,450.

The City's mainframe computer is located and serviced at the Blue Hill Facility in Pearl River, NY.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2021-314
(Int. No. 353)

Authorizing an amendatory agreement for support of the City's mainframe computer

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 Computer Technologies U.S.A. LLC, d/b/a/ Blue Hill Data Services to provide additional hosting, systems administration, disaster recovery, applications support and operations support for the City's mainframe computer. The agreement that was originally authorized in Ordinance No. 2017-82 is hereby amended to: extend the term for an additional four years with the option to extend for up to 3 additional periods of 1 year each; to increase the maximum compensation by \$2,088,450 to a new total of \$3,958,050; and, if the optional term extensions are utilized, to increase the maximum compensation by \$1,319,400 to a new total of \$5,277,450. The amendatory compensation for the initial term extension shall be funded in the amounts of \$329,250 from the 2022-23 Budget of the Information Technology Department (IT) and \$439,800 from each of the 2023-24, 2024-25, 2025-26 and 2026-27 Budgets of IT, contingent upon the approval of said budgets. The amendatory compensation for the optional term extensions authorized herein shall be funded in the amounts of \$439,800 from each of the 2027-28, 2028-29 and 2029-30 Budgets of IT, contingent upon the approval of said budgets.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-315
Re Agreement – FlashParking, Inc.
for Revenue Control Equipment at
Genesee Crossroads Garage

Council Priority: Creating and Sustaining a
Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation establishing \$29,940 as maximum compensation for an agreement with FlashParking, Inc. Juan Rodriguez, principal, Austin, TX for Hardware As A Service (HaaS) for revenue control equipment rental at Genesee Crossroads Garage (69 Andrews Street).

New revenue control equipment has been installed at all City owned parking garages with the exception of Genesee Crossroads Parking Garage. The revenue control equipment is no longer functioning and is no longer supported at this garage. FlashParking, Inc. is a contract vendor through National Cooperative Purchasing Alliance (NCPA). NCPA is a cooperative that works to reduce the cost of goods and services. FlashParking, Inc. provides a cost effective parking garage revenue control equipment rental solution. Transient parkers can use a credit card at the exit and a mobile payment app. As with all of our credit card point-of-sale locations, there are credit card processing fees that the City will have to pay. The optional mobile app payment feature involves a \$.35 fee that will be paid by the parking patron.

A no RFP justification statement is attached. The contract term will be for two years beginning upon execution. The expense for the first year is \$15,420 (first month's fee is \$2,110 and each month thereafter is \$1,210). The expense for the second year is \$14,520 (monthly subscription fee for the second year is \$1,210). The cost will be funded from the 2021-22 Finance Department Operating Budget and future Finance Department Operating Budgets upon approval.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AU-166

Ordinance No. 2021-315
(Int. No. 354)

Authorizing an agreement to provide revenue control equipment for the Genesee Crossroads Garage

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 FlashParking, Inc. to provide revenue control equipment for the Genesee Crossroads Garage for a term of two years. The maximum compensation for the agreement shall be \$29,940, which shall be funded in the amounts of \$9,370 from the 2021-22 Budget of the Department of Finance (Finance), \$14,520 from the 2022-23 Budget of Finance, and \$6,050 from the 2023-24 Budget of Finance, contingent upon the approval of the latter two budgets.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2021-316
Re: Amend Ord. 2021-100 –
Purchase of Maguire Building

Council Priority: Jobs and Economic
Development

Comprehensive Plan 2034 Initiative Area:
Fostering Prosperity and Opportunity

Transmitted herewith for your approval is legislation relating to the City's purchase of the Maguire Building from the Rochester Economic Development Corporation (REDCO). This legislation will:

1. Amend Ordinance 2021-100, which previously authorized the acquisition by negotiation of the Maguire Building at 448 Smith Street for a purchase price of \$425,000, to increase the purchase price to \$515,000, with an adjusted purchase price of \$457,756 to compensate the City in the amount of \$57,244 for the rent and building services for office space that the REDCO previously rented from the City at 80 Commercial Street.

The increase in the stated purchase price is necessary because the previously stated amount incorrectly reflected a construction credit to the City in the amount of \$90,000 for work performed at the Chamber Building in space that the City is presently leasing to REDCO. The correct amount of the credit is \$57,244 for REDCO's previous rented space at 80 Commercial Street, making the adjusted purchase price \$457,756. The actual intended purchase price for 448 Smith Street has been \$515,000 all along.

Respectfully submitted,
Lovely A. Warren
Mayor

Amending Ordinance No. 2021-200 authorizing the acquisition of 448 Smith Street

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

Section 1. Section 1 of Ordinance 2021-100 is hereby amended to read in its entirety as follows:

Section 1. The Council hereby approves the acquisition by negotiation of the parcel described below from the present owner Rochester Economic Development Corporation (REDCO) for a maximum purchase price of ~~\$425,000~~ \$515,000 that shall be adjusted to \$457,756 to account for a \$57,244 credit to the City for the office space, maintenance services, utilities and improvements that the City provided to REDCO during REDCO's prior tenancy at 80 Commercial Street. The adjusted purchase price shall be paid in the form of future credits in the amount of ~~\$425,000~~ \$457,756 against the annual rental payments that REDCO will be obligated to pay for office space in the former Chamber of Commerce Building located at 55-57 St. Paul Street, pursuant to a lease authorized by a concurrent ordinance. Necessary closing costs for the acquisition shall be funded from 2020-21 Cash Capital.

Address	S.B.L.#	Lot Size	Owner
448 Smith Street	105.76-1-58	±1.5 acres	Rochester Economic Development Corporation

Section 2. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined.

Passed by the following vote:

Ayes - President Scott, Councilmembers Evans, Gruber, Harris, Lupien, Meléndez, Peo – 7.

Nays – None– 0.

Vice President Lightfoot and Councilmember Patterson abstained due to a professional relationship.

By Councilmember Patterson
October 12, 2021

To the Council:

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

Int. No. 355 Authorizing the sale of real estate

Int. No. 356 Authorizing a lease agreement in the Lincoln Branch Library, **as amended**

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. 2021-317
Re: Sale of Real Estate

Council Priority: Rebuilding and
Strengthening Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

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

The property, a portion of 241 Remington Street, is listed on the attached spreadsheet under the heading I. Request for Proposal – Vacant Land. The parcel was offered online via request for proposal. The purchaser is an adjoining owner and will combine a portion of the lot with his parcel for additional green space. The remainder of the parcel will be a buildable lot and retained by the City for future development opportunities.

The first year projected tax revenue for this property, assuming full taxation, current assessed valuations and current tax rates, is estimated to be \$131.

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

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AU-167

Ordinance No. 2021-317
(Int. No. 355)

Authorizing the sale of real estate

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

Section 1. The Council hereby approves the negotiated sale of the following parcel of vacant land with proposal:

Address	S.B.L. #	Sqft.	Price	Purchaser
Portion of 241 Remington St	091.79-1-58.001	1,800	\$50	Heliodoro

Guzman

Legal Description

All that tract or parcel of land situate in the City of Rochester, County of Monroe, State of New York, being the southerly 15.0 feet of Lot 15 of the George Latz Subdivision, as filed in the Monroe County Clerk's Office in Liber 2 of Maps, Page 132. Said southerly part of Lot 15 fronts 15.0 feet on the west side of Remington Street and is 120.56 feet in depth, more or less, all as shown on said subdivision.

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

Being part of the parcel conveyed to the City of Rochester by a deed dated May 3, 2001 and filed in Liber 9452 of Deeds, Page 578.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2021-318
Re: Lease Agreement – 555 Avenue D,
Lincoln Branch Library

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 SW Food Program, Inc. (Jay Rowe – Executive Director, 68 Ashland Street, Rochester, NY). The tenant will lease from the City approximately 3,834 square feet of space at the Lincoln Branch Library, with the address of 555 Avenue D for the purpose of a food pantry delivery and walk-in service. The initial term will be five years beginning October 15, 2021 and ending October 14, 2026. The annual rent for the lease for the initial year, as established by an appraisal prepared in August 2021 by Bruckner, Tillett, Rossi, Cahill & Associates, will be ~~\$24,000~~ \$23,004 payable in monthly installments of ~~\$2,000~~ \$1,917. The prior lease with Hillside Children's Center was \$2,000 per month. Annual increases will be the lesser of the change in CPI-U for the Mid-Atlantic Region or 2%. There will be one optional five (5) year renewal.

This lease was approved by the Rochester Public Library Board of Trustees at its September 22, 2021 meeting.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AU-168

Ordinance No. 2021-318
(Int. No. 356, as amended)

Authorizing a lease agreement in the Lincoln Branch Library

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

Section 1. The City is hereby authorized to enter into an agreement with SW Food Program, Inc. for the lease of approximately 3,834 square feet of space in the Lincoln Branch Library at 555 Avenue D for operation of a food pantry delivery and walk-in service. The agreement shall extend for a term of five years, with one 5-year renewal option.

Section 2. The lease agreement shall obligate SW Food Program, Inc. to pay rent in an amount not to exceed ~~\$2,000~~ \$1,917 per month for the first year, with an annual increase for each subsequent year that shall be the lesser of the change in the Consumer Price Index for All Urban Consumers (CPI-U) in the Mid-Atlantic Region or 2%.

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

Section 4. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined.

Passed by the following vote:

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

Nays – None– 0.

Councilmember Gruber abstained due to a professional relationship.

By Councilmember Gruber
October 12, 2021

To the Council:

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

- | | |
|--------------|--|
| Int. No. 358 | Authorizing agreements and funding for the Genesee Street Reconstruction Project |
| Int. No. 359 | Authorizing the implementation, and funding in the first instance 100% of the federal-aid and State "Marchiselli" Program-aid eligible costs of the Genesee Street Reconstruction transportation federal-aid project, and appropriating funds therefor |
| Int. No. 360 | Authorizing an agreement for greenhouse gas inventory updates and developing a heat emergency plan |

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

- | | |
|--------------|--|
| Int. No. 357 | Authorizing a change in traffic flow on Dunn Street |
| Int. No. 361 | Authorizing land acquisitions and the alteration of pavement widths relating to the South Avenue and Elmwood Avenue Street Improvement 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. 2021-319
Re: Change in the Direction of Traffic
Flow on Dunn Street

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the change in the direction of traffic flow on Dunn Street. This legislation will authorize a change in the direction of traffic flow on Dunn Street, between Hudson Avenue and Roser Street, from two-way to one-way westbound.

The intersection of Dunn Street and Hudson Avenue was investigated for a high crash rate by the Monroe County Department of Transportation (MCDOT) in 2014. At that time, following a neighborhood meeting, a No Left Turn restriction was added to address the crashes. Residents were advised then that if the turn restriction did not reduce the frequency of crashes, a one-way westbound traffic flow change on Dunn Street would be required.

MCDOT conducted a new safety study earlier this year which again identified a persistent crash pattern at the intersection of Hudson Avenue and Dunn Street caused primarily by vehicles turning left onto Hudson Avenue from Dunn Street eastbound. As discussed in 2014, the study recommended that traffic flow on Dunn Street be changed to one-way westbound from Hudson Avenue to Roser Street to reduce serious crashes at that intersection. Notifications were sent to affected residents and property owners on August 25, 2021. The Traffic Control Board endorsed the change at its September 1, 2021 meeting.

A public hearing on the change in the direction of traffic flow is required.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AU-169

Authorizing a change in traffic flow on Dunn Street

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

Section 1. The Council hereby approves a change in the direction of the traffic flow on Dunn Street between Hudson Avenue and Roser Street, from two-way to one-way westbound.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-320
Resolution No. 2021-24
Re: Genesee Street Reconstruction Project
(Elmwood Avenue to Brooks Avenue)

Council Priority: Jobs and Economic
Development

Comprehensive Plan 2034 Initiative Area:
Sustaining Green & Active Systems

Transmitted herewith for your approval is legislation related to the Genesee Street Reconstruction Project. This legislation will:

1. Authorize the Mayor to enter into an agreement with the New York State Department of Transportation (NYSDOT) necessary to participate in and administer the project; and,
2. Appropriate \$562,400 in anticipated reimbursements from the Federal Highway Administration (FHWA) to finance a portion of the design, construction administration, and right-of-way acquisition services for the project; and,
3. Establish \$800,000 as maximum compensation for an agreement with Stantec Consulting Services Inc. (James R. Hofmann, Jr., Principal, 61 Commercial Street, Suite 100, Rochester, NY) for design, construction administration, and right-of-way acquisition services related to the Project.
4. Approve a resolution, in a form that is required by the New York State Department of Transportation (NYSDOT), that will confirm the City's prior authorizations of the Project, commit the City to pay for the State-funded portion of the Project in the first instance before seeking reimbursement from the State, and, if applicable, commit the City Council to meet promptly to consider appropriating money to make up any cost overruns.

The agreement will be funded from:

<u>Source of Funds</u>	<u>Amount</u>
FHWA funds appropriated herein	\$562,400
2020-21 Cash Capital	\$122,515
<u>2021-22 Cash Capital</u>	<u>\$115,085</u>
Total	\$800,000

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

The project will include pavement reconstruction, curbs, sidewalks, curb ramps, catch basins, manhole frames and covers, water main, water services, water anodes, hydrants, telecommunications conduit, street lighting, signal upgrades, signage, tree plantings, and other various streetscape improvements. The addition of on-street bicycle facilities and curb bump-outs will be evaluated during preliminary design. These improvements will enhance traffic safety and efficiency, improve the surface drainage and riding quality of the roadway, improve accessibility, and enhance the streetscape.

Stantec Consulting Services Inc. was selected to provide engineering design and construction administration services through a request for proposals process from the NYSDOT list of preapproved regional engineering firms, which is described in the attached summary.

Design services will begin in October 2021. Construction is anticipated to begin in spring 2024. The design and construction administration phase of the project will result in the creation and/or retention of the equivalent of 8.7 full-time jobs.

The agreement shall have a term of six (6) months after final acceptance of the Project.

Respectfully submitted,
 Lovely A. Warren
 Mayor

Attachment No. AU-170

Ordinance No. 2021-320
 (Int. No. 358)

Authorizing agreements and funding for the Genesee Street Reconstruction Project

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the New York State Department of Transportation (NYSDOT) to participate in and administer the Genesee Street (Elmwood Avenue to Brooks Avenue) Reconstruction Project (the Project).

Section 2. The Mayor is hereby authorized to accept and use \$562,400 in anticipated reimbursements from the Federal Highway Administration (FHWA), which amount is hereby appropriated to fund a portion of the costs of design, construction administration and right-of-way acquisition services for the Project.

Section 3. The Mayor is hereby authorized to enter into a professional services agreement with Stantec Consulting Services Inc. to provide design, construction administration and right-of-way acquisition services for the Project. The maximum compensation for the agreement shall be

\$800,000, which shall be funded in the amounts of \$562,400 from FHWA reimbursements appropriated in Section 2 herein, \$122,515 from 2020-21 Cash Capital and \$115,085 from 2021-22 Cash Capital. The term of the agreement shall continue until six months after final acceptance of the Project.

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

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

Resolution No. 2021-24
(Int. No. 359)

Authorizing the implementation, and funding in the first instance 100% of the federal-aid and State "Marchiselli" Program-aid eligible costs of the Genesee Street Reconstruction transportation federal-aid project, and appropriating funds therefor

WHEREAS, a Project for the Genesee Street Reconstruction, P.I.N. 4CR0.15 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds; and

WHEREAS, the City of Rochester desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of engineering design, ROW incidentals, ROW acquisition, and construction administration services.

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

THAT the Council hereby approves the above-subject Project;

THAT the Council hereby authorizes the City of Rochester to pay in the first instance 100% of the federal and non-federal share of the costs of engineering design, ROW incidentals, ROW acquisition, and construction administration services for the Project or portions thereof;

THAT the sum of \$800,000 is hereby appropriated pursuant to Ordinance No. 2021-320 and made available to cover the cost of participation in the above described phase of the Project;

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

THAT the Mayor is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the City of Rochester with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the City's first instance funding of Project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefor that are not so eligible;

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

THAT this Resolution shall take effect immediately.

Adopted unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-321

Re: Professional Services Agreement –
Greenhouse Gas Inventory Updates
and Heat Emergency Plan.

Comprehensive Plan 2034 Initiative Area:

Sustaining Green and Active Systems

Transmitted herewith for your approval is legislation authorizing an agreement with Kim Lundgren Associates, Inc. (KLA), Kim Lundgren, Chief Executive Officer, 10 Post Office Square, 8th Floor, Boston, MA 02109. This legislation will establish \$100,000 as total maximum compensation for a professional services agreement with KLA for services related to updating the municipal and community-wide greenhouse gas (GHG) emissions inventories and developing a heat emergency plan for the City of Rochester.

The cost of the agreement will be financed with \$50,000 of the NYSDEC Climate Smart Communities Program grant funds appropriated in June 2020 via Ordinance No. 2020-193 and \$50,000 from fiscal year 2019-2020 Cash Capital.

Updating the City's municipal and community-wide GHG emissions inventories and developing a heat emergency plan will help the City mitigate the effects of climate change and prepare for anticipated climate change impacts, creating a sustainable community, ready for continued growth and vibrancy. The new GHG inventories will update previously completed GHG inventories and evaluate progress toward the City's Climate Action Plan emissions reduction goals of 20% by 2020 and 40% by 2030. The heat emergency plan will assist the City to increase heat safety awareness and reduce negative public health impacts that can occur during high-heat events, which are anticipated to increase in our region as a result of climate change.

In August 2021, the City's Office of Energy and Sustainability solicited proposals to develop updates of municipal and community-wide GHG emissions inventories and a heat emergency plan. KLA 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.

The agreement will have an initial term of two years with provisions for a renewal for up to two additional one-year periods based on mutual written agreement.

The project is expected to be completed by October 2024.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AU-171

Ordinance No. 2021-321
(Int. No. 360)

Authorizing an agreement for greenhouse gas inventory updates and developing a heat emergency 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 Kim Lundgren Associates, Inc. for services relating to updating the municipal and community-wide greenhouse gas emissions inventories and developing a heat emergency plan for the City. The agreement shall have an initial term of two years, with two one-year renewal options. The maximum compensation for the agreement shall be \$100,000, which shall be funded in the amounts of \$50,000 from the NYSDEC Climate Smart Communities Program grant funds appropriated in Ordinance No. 2020-193 and \$50,000 from 2019-20 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. 2021-322
South Avenue (Elmwood Avenue –
Bellevue Drive) and Elmwood
Avenue (Mt Hope Avenue –
South Avenue) Street Improvement
Project

Council Priority: Jobs and Economic
Development

Comprehensive Plan 2034 Initiative Area:
Sustaining Green & Active Systems

Transmitted herewith for your approval is legislation related to the South Avenue and Elmwood Avenue Street Improvement Project. This legislation will:

1. Authorize acquisition, by negotiation, of two de minimus portions of parcels as follows:

Reputed Owner	Address	Area in FEE Square Feet +/-	Area in TE Square Feet +/-	Appraised Value
Al Sigi Center for Rehabilitation Agencies, Inc.	1600-1650 South Avenue	10,760	1,020	\$29,000
People of the State of New York	1111 Elmwood Avenue	5,365	0	N/A (Donation)

The acquisitions are required for the addition of a right turn lane on South Avenue at the south intersection approach with Elmwood Avenue and for the installation of a 10 foot wide shared use path along Elmwood Avenue. The value of the property to be acquired at 1600-1650 South Avenue, some of which will be acquired by title fee and some of which will consist of a temporary easement, was established by an independent appraisal performed by R.K. Hite Co., Inc. The property acquisition required for 1111 Elmwood Avenue is being donated to the City by the State of New York. The total acquisition costs, including closing costs, will not exceed \$40,000 and will be funded from 2021-22 Cash Capital.

- 2. Authorize changes in pavement width required as listed below:
 - A. On South Avenue:
 - a) A tapered variable increase in pavement width of 12 feet, from 40 feet to 52 feet, beginning approximately 200 feet south of Elmwood Avenue and continuing approximately 50 feet northward; and,
 - b) An increase in pavement width of 12 feet, from 40 feet to 52 feet, beginning approximately 150 feet south of Elmwood Avenue and continuing northward to Elmwood Avenue; and,
 - c) An increase in pavement width of 2 feet from 40 feet to 42 feet, from Elmwood Avenue to Gold Street; and,
 - d) A decrease in pavement width of 8 feet, from 40 feet to 32 feet, from Langslow Street and continuing northward approximately 90 feet; and,
 - e) A tapered variable increase in pavement width of 8 feet to 0 feet, beginning approximately 90 feet north of Langslow Street and continuing northward approximately 20 feet; and,
 - f) A tapered variable increase in pavement width of 2 feet, from 40 feet to 42 feet, beginning approximately 100 feet south of Wall Street to Wall Street; and,
 - g) An increase in pavement width of 2 feet from Wall Street to Highland Avenue; and,
 - h) A decrease in pavement width of 6 feet, from 40 feet to 34 feet, from Highland Avenue to Pavilion Street; and,
 - i) A tapered variable decrease in pavement width of 6 feet to 12 feet, from 40 feet to 34 - 28 feet, beginning at Pavilion Street and continuing northward approximately 75 feet; and,
 - j) A tapered variable decrease in pavement width of 12 feet, from 40 feet to 28 feet, beginning approximately 75 feet north of Pavilion Street to Robinson Drive; and,
 - k) A decrease in pavement width of 8 feet, from 40 feet to 32 feet, from Robinson Drive and continuing northward approximately 560 feet; and,
 - l) A tapered variable increase in pavement width of 8 feet to 0 feet, beginning approximately 100 feet south of Bellevue Drive and continuing northward approximately 200 feet.

B. On Elmwood Avenue:

- a) A tapered variable decrease in pavement width of 8 feet, from 63 feet to 55 feet, from Mt Hope Avenue to Westview Terrace; and,
- b) A decrease in pavement width of 3 feet, from 58 feet to 55 feet, from Westview Terrace to South Avenue.

The project will include pavement reconstruction, curbs, sidewalks, curb ramps, catch basins, manhole frames and covers, water main, water services, hydrants, telecommunications conduit, street lighting, signal upgrades, signage, tree plantings, bicycle accommodations, and other various streetscape improvements. These improvements will enhance traffic safety and efficiency, improve the surface drainage and riding quality of the roadway, improve accessibility, and enhance the streetscape.

Public meetings were held on October 20, 2020 and July 15, 2021. A copy of the meeting minutes are attached. The pavement width changes were endorsed by the Traffic Control Board at the August 18, 2021 meeting.

Construction is anticipated to begin in spring 2022 with substantial completion in fall 2023.

A public hearing on the pavement width changes is required.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AU-172

Ordinance No. 2021-322
(Int. No. 361)

Authorizing land acquisitions and the alteration of pavement widths relating to the South Avenue and Elmwood Avenue Street Improvement Project

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

Section 1. The Council hereby approves the acquisition of the following described portions of 1600-1650 South Avenue (SBL 136.63-1-1.006), part by title in fee and part by temporary easement, for the appraised value indicated to facilitate the South Avenue (Elmwood Avenue to Bellevue Drive) and Elmwood Avenue (Mt. Hope Avenue to South Avenue) Street Improvement Project (the "Project"):

Address	Reputed Owner	Fee Square Feet +/-	Temporary Easement SF +/-	Appraised Value
1600-1650 South Ave	Al Sigl Center for Rehabilitation Agencies, Inc.	10,760	1,020	\$29,000

consisting of Parcel Nos. 1 and 2 as depicted on the City of Rochester Acquisition Map for the Project certified on September 2, 2021 and kept on file with the City of Rochester Office of Maps and Surveys and described therein as follows:

PARCEL 1

All that piece or parcel of property designated as Parcel No. 1, to be acquired in FEE, as shown on the accompanying map and more particularly bounded and described as follows:

BEGINNING at a point on the easterly Street Boundary of South Avenue at its intersection with the southerly Street Boundary of Elmwood Avenue, said point having New York State Plane Coordinates of N: 1,140,026.42 E: 1,407,015.79, said point also being 3.33 feet right of and at right angles to Station 22+55.91 (Back Tangent Extended Ahead) of the hereinafter described 2019 Survey Baseline; thence N 86°29'30" E along said southerly Street Boundary of Elmwood Avenue a distance of 693.62 feet to a point on the division line between lands of The People of the State of New York (reputed owner) on the east, and lands of Al Sigl Center for Rehabilitation Agencies, Inc (reputed owner) on the west, said point being 674.24 feet right of and at right angles to Station 24+26.96 of said Baseline; thence S 3°30'30" E along said division line a distance of 12.00 feet to a point, said point being 677.32 feet right of and at right angles to Station 24+15.36 of said Baseline; thence through said lands of Al Sigl Center for Rehabilitation Agencies, Inc (reputed owner) the following three (3) courses and distances, (1) S 86°29'30" W a distance of 685.19 feet to a point, said point being 13.23 feet right of and at right angles to Station 22+66.73 (Back Tangent Extended Ahead) of said Baseline; (2) S 16°20'32" W a distance of 203.00 feet to a point, said point being 214.54 feet right of and at right angles to Station 22+40.59 of said Baseline (3) N 73°39'28" W a distance of 12.00 feet to a point on the aforementioned easterly Street Boundary of South Avenue, said point being 213.00 feet right of and at right angles to Station 22+28.69 of said Baseline; thence N 16°20'32" E along said easterly Street Boundary of South Avenue a distance of 211.43 feet to the POINT OF BEGINNING.

The above described parcel contains 10,760± sq. ft. or 0.247± acre.

PARCEL 2

A temporary easement to be exercised in, on, and over the property delineated above for the purpose of reconstructing a portion of South Avenue, in the City of Rochester, County of Monroe, State of New York for use and exercisable during the construction or reconstruction of the highway and termination by its own terms, twelve months after approval of the completed work. Such easement shall be exercised in and to all that piece or parcel of property designated as Parcel No. 2, as shown on the accompanying map.

The above described parcel contains 1020± sq. ft. or 0.023± acre.

Section 2. The Council hereby authorizes the acceptance of the donation from the People of the State of New York of fee title to the following described portion of 1111 Elmwood Avenue (SBL # 136.54-2-90) to facilitate the Project:

All that piece or parcel of land situate in the City of Rochester, County of Monroe, State of New York, designated as Parcel No. 3, to be acquired in FEE, as shown on a map prepared by Erdman Anthony Associates, and more particularly described as follows:

BEGINNING at a point on the southerly Street Boundary of Elmwood Avenue, said point being the northwest corner of a parcel conveyed to the City of Rochester per Office of General Services Map No. 2553 and recorded in the Monroe County Clerk's Office in Liber 11741 of Deeds, Page 500;

thence S 86°29'30" W along said southerly Street Boundary of Elmwood Avenue a distance of 447.16 feet to a point on the division line between lands of The People of the State of New York (reputed owner) on the east, and lands of Al Sigl Center for Rehabilitation Agencies, Inc (reputed owner) on the west; thence S 3°30'30" E along said division line a distance of 12.00 feet to a capped rebar set; thence N 86°29'30" E, through said lands of The People of the State of New York (reputed owner) a distance of 447.07 feet to a drill hole set in a granite curb, said drill hole also being the southwest corner of the aforementioned OGS Map 2553; thence N 3°05'27" W along the westerly line of said OGS Map 2553 distance of 12.00 feet to the POINT OF BEGINNING.

The above described parcel contains 5365± sq. ft. or 0.123± acre.

Section 3. The sum of the acquisition amount for the first two parcels and the necessary closing costs for acquiring all three parcels shall be funded in an amount of up to \$40,000 from 2021-22 Cash Capital.

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

Section 5. Council hereby approves the following pavement width changes to be implemented as part of the Project:

A. On South Avenue:

- a) A tapered variable increase in pavement width of 12 feet, from 40 feet to 52 feet, beginning approximately 200 feet south of Elmwood Avenue and continuing approximately 50 feet northward;
- b) An increase in pavement width of 12 feet, from 40 feet to 52 feet, beginning approximately 150 feet south of Elmwood Avenue and continuing northward to Elmwood Avenue;
- c) An increase in pavement width of 2 feet, from 40 feet to 42 feet, beginning on the north side Elmwood Avenue and continuing northward to Gold Street;
- d) A decrease in pavement width of 8 feet, from 40 feet to 32 feet, beginning at Langslow Street and continuing northward approximately 90 feet;
- e) A tapered variable increase in pavement width of 8 feet to 0 feet, beginning approximately 90 feet north of Langslow Street and continuing northward approximately 20 feet;
- f) A tapered variable increase in pavement width of 2 feet, from 40 feet to 42 feet, beginning approximately 100 feet south of Wall Street and continuing northward to Wall Street;
- g) An increase in pavement width of 2 feet, beginning at Wall Street and continuing northward to Highland Avenue;
- h) A decrease in pavement width of 6 feet, from 40 feet to 34 feet, beginning at Highland Avenue and continuing northward to Pavilion Street;
- i) A tapered variable decrease in pavement width of 6 feet to 12 feet, from 40 feet to 34 - 28 feet, beginning at Pavilion Street and continuing northward approximately 75 feet;
- j) A tapered variable decrease in pavement width of 12 feet, from 40 feet to 28 feet, beginning approximately 75 feet north of Pavilion Street and continuing to Robinson Drive;

- k) A decrease in pavement width of 8 feet, from 40 feet to 32 feet, beginning at Robinson Drive and continuing northward approximately 560 feet; and
- l) A tapered variable increase in pavement width of 8 feet to 0 feet, beginning approximately 100 feet south of Bellevue Drive and continuing northward approximately 200 feet.

B. On Elmwood Avenue:

- a) A tapered variable decrease in pavement width of 8 feet, from 63 feet to 55 feet, beginning at Mt Hope Avenue and continuing eastward to Westview Terrace; and
- b) A decrease in pavement width of 3 feet, from 58 feet to 55 feet, beginning at Westview Terrace and continuing eastward to South Avenue.

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

Section 6. This ordinance shall take effect immediately.

Passed Unanimously.

By Vice President Lightfoot
October 12, 2021

To the Council:

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

- | | |
|--------------|--|
| Int. No. 362 | Amending Ordinance No. 2020-77 relating to an agreement for a Fire Station Alerting System |
| Int. No. 363 | Authorizing an agreement to provide wrap-around services for crime victims |
| Int. No. 364 | Authorizing an agreement for adult softball, basketball, and kickball leagues |
| Int. No. 365 | Authorizing an agreement relating to the ROCmusic – Rhythm Section program and the All City Gospel Choir |
| Int. No. 366 | Authorizing an agreement relating to the Rochester Mayor’s Youth Academy |
| Int. No. 367 | Authorizing an agreement to develop a strategic master plan for the Office of Neighborhood Safety |

- Int. No. 368 Amending an intermunicipal agreement and amending the 2021-22 Budget for the Pathways to Peace program
- Int. No. 369 Authorizing a funding agreement and amending the 2021-22 Budget for the 2022 STOP DWI Program
- Int. No. 370 Authorizing an amendatory agreement for the COPS Community Policing Development Micro-Grant program
- Int. No. 371 Authorizing a funding agreement relating to the 2021 State Law Enforcement Terrorism Prevention Program Grant, **as amended**
- Int. No. 372 Authorizing an agreement for fitness for duty clinical services for the Rochester Police Department
- Int. No. 374 Appropriating American Rescue Plan Act funds and amending the 2021-22 Budget for the Peacemaker Fellowship program
- Int. No. 375 Appropriating American Rescue Plan Act funds, amending the 2021-22 Budget and authorizing an agreement for adult workforce development services
- Int. No. 376 Appropriating American Rescue Plan Act funds, amending the 2021-22 Budget and authorizing an agreement for the Young Adults Manufacturing Training Employment Program

Respectfully submitted,
Willie Lightfoot

Mitch Gruber (*Voted against Int. No. 371 and Int. No. 375*)

Lashay D. Harris (*Abstained on Int. No. 368*)

Jose Peo

Loretta C. Scott

PUBLIC SAFETY, RECREATION & HUMAN SERVICES COMMITTEE

Received, filed and published.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-323

Re: Agreement Amendment – City of
Rochester Fire Alerting System

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation amending an agreement authorized by Ordinance No. 2020-277, with Bryx, Inc., David Earl Thomas, President. The legislation will increase the agreement by \$50,000, and amend the maximum compensation to \$1,052,000. All other terms and conditions of the contract will remain the same, including the 3 year term.

In 2020, the Rochester Fire Department embarked upon an upgrade to the Fire station alerting system that automates the dispatch and alerting process for fire and rescue personnel to respond to emergency incidents. The amendment will enable a modification of hardware infrastructure discovered at one firehouse location during installation. The hardware discovered is outdated and will become obsolete over time if not replaced with new hardware that is compliant with the Bryx fire alerting system. The modification of hardware will improve software and hardware compliance with the new fire alerting system, to further ensure seamless functioning of the system.

The cost of the amendment will be funded from bond proceeds authorized for this project in Ordinance No. 2020-249.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2021-323
(Int. No. 362)

Amending Ordinance No. 2020-77 relating to an agreement for a Fire Station Alerting System

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

Section 1. Ordinance No. 2020-277, authorizing an agreement for a Fire Station Alerting System, is hereby amended by increasing the maximum compensation for the agreement authorized in Section 1 thereof by \$50,000 to a total of \$1,052,000. The cost of the amendment shall be funded from bond proceeds appropriated for this project in Ordinance No. 2020-249.

Section 2. This ordinance shall take effect immediate.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2021-324
Re: Agreement – Rise Up Rochester,
Wraparound services for crime
Victims

Council Priority: Creating and Sustaining a
Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation establishing \$100,000 as maximum annual compensation for an agreement with Rise Up Rochester (Wanda Ridgeway, Executive Director Rochester, NY 14608) for wrap-around services for crime victims and their families. The term of the

agreement will be for one year with the option to renew for three additional one-year terms. The cost of this agreement will be funded from the 2021-22 Budget of Undistributed Expenses and future Budgets of Undistributed Expenses, contingent upon approval of said budgets.

Under the terms of the agreement, Rise Up Rochester will provide wrap-around services for victims and their families which will include long-term case management, connections to resources such as trauma counseling, relocation assistance for safety, and household supplies.

This is the first fiscal year that the City will contract with Rise Up Rochester to provide these services. Rise Up Rochester was selected through a request for proposals process described in the attached summary.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AU-173

Ordinance No. 2021-324
(Int. No. 363)

Authorizing an agreement to provide wrap-around services for crime victims

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 Rise Up Rochester, Incorporated to provide wrap-around services for crime victims and their families for an initial term of one year, with three one-year renewal options. The maximum annual compensation for the agreement shall be \$100,000, 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 renewal options, contingent upon approval of future budgets.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2021-325
Re: Agreement – Roc Sports, LLC

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 \$175,000 for an agreement with Roc Sports, LLC (Pat Nothnagle, Owner, 7 Shenandoah East, Spencerport, NY 14550) for operation of adult sports leagues and maintenance of associated athletic fields and provision of certified sports officials. 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 (DRHS) and future budgets of DRHS, contingent upon approval.

The City has run an adult softball program for over 45 years. Since being selected from a 2016 request for proposal, Roc Sports, LLC has increased the softball league participation significantly. Roc Sports, LLC has also expanded the adult sports offerings to include an adult winter basketball league at the Ryan R-Center and a fall adult kickball league at Cobbs Hill Park. Additionally, Roc Sports will provide certified sports officials to youth sports leagues operated by DRHS.

The most recent Council action on this item was in February 2017 via Ordinance No. 2017-54.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AU-174

Ordinance No. 2021-325
(Int. No. 364)

Authorizing an agreement for adult softball, basketball, and kickball leagues

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 Roc Sports LLC to operate adult softball, basketball, and kickball leagues and maintain the associated sports facilities for a maximum annual compensation of \$175,000. The agreement shall have an initial term of one year, with four one-year renewal options. The compensation for the first year shall be funded by the 2021-22 Budget of the Department of Recreation and Human Services (DRHS) and compensation for subsequent optional years, if any, shall be funded from future years' Budgets of DRHS, contingent upon approval.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2021-326
Re: Agreement – Carlton Wilcox Live –
ROC Music STEAM Engine

Council Priority: Support the Creation of
Effective Educational Systems

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation establishing \$17,950 as maximum compensation for an agreement with Ronald Carlton Wilcox dba Carlton Wilcox Live, (Ronald Carlton Wilcox, Rochester, NY) for coordination and instruction of a ROCmusic – Rhythm Section program and the All City Gospel Choir. The cost of this agreement will be funded from the STEAM Engine allocation of the General Community Needs Fund of the 2021-22 Community Development Block Grant fund previously appropriated by Ordinance No. 2021-247. The term of the agreement will not exceed one year.

ROCmusic is an after-school and summer community-based music enrichment program that offers tuition-free music instruction, instruments, small-group lessons, and monthly concert performances. The program includes two tracks – traditional instrumental music instruction with a focus on string and brass instruments and contemporary music instruction with a focus on piano, bass guitar, drums, disk jockeying, and emceeing. All students can also participate in electives such as African Drumming, Choir, Blues Band, Fiddling, recording skills, and sound reinforcement. In addition to instruction, the students have special access to guest artists and local cultural events, with transportation and meals arranged at no additional cost to the student or their families. The program and the All City Youth Gospel Choir will serve up to 140 youth ages 8 and older at the David F. Gantt R-Center.

The ROCmusic program began in 2012 as a partnership between the City, Hochstein School of Music & Dance, University of Rochester Eastman School of Music, Eastman Community Music School, Rochester Philharmonic Orchestra, and the Rochester City School District. The program has served 487 students since its inception.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AU-175

Ordinance No. 2021-326
(Int. No. 365)

Authorizing an agreement relating to the ROCmusic – Rhythm Section program and the All City Gospel Choir

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 Ronald Carlton Wilcox, dba Carlton Wilcox Live, for coordination and instruction of a ROCmusic – Rhythm Section program and the All City Gospel Choir for a term of up to one year. The maximum compensation for the agreement shall be \$17,950, which amount shall be funded from a portion of the STEAM Engine allocation of the 2021-22 Annual Action Plan appropriated in Ordinance No. 2021-247.

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. 2021-327

Re: Agreement – Close Up Foundation,
Rochester Mayor’s Youth Academy

Council Priority: Support the Creation of
Effective Educational Systems

Comprehensive Plan 2034 Initiative Area:
Fostering Prosperity and Opportunity

Transmitted herewith for your approval is legislation authorizing \$21,500 as maximum compensation for an agreement with the Close Up Foundation (Timothy S. Davis, CEO Alexandria, VA) related to the Rochester Mayor’s Youth Academy. The term of the agreement will be for one year and the cost of the agreement will be funded by the 2021-22 Budget of the Department of Recreation and Human Services (DRHS).

Under this agreement, Rochester Mayor’s Youth Academy participants will attend the Close Up training program in Washington, DC. The purpose of the Close Up program is to supplement classroom teaching through a meaningful dialogue and exchange of ideas designed to help students overcome personal circumstances, become active and engaged citizens, and develop the skills and attitudes to become leaders in their schools and communities. Participants will also visit/tour various congressional and historical sites in Washington, DC

The Rochester Mayor’s Youth Academy program is an internship for city youth, grades 11-12, that will focus on leadership, civic engagement, and career development. Youth participants will ultimately be placed in various City departments and paired with a department liaison to explore various career paths in city government. This is the first year that DRHS has operated the Mayor’s Youth Academy.

Close Up Foundation were selected to provide the youth participants with these services based on the reputation as a long standing vendor for city trainings and the unique programming that is being offered. A justification for not issuing a request for proposal is attached.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AU-176

Ordinance No. 2021-327
(Int. No. 366)

Authorizing an agreement relating to the Rochester Mayor's Youth Academy

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 Close Up Foundation to provide a Close Up training program to participants in the Rochester Mayor's Youth Academy. The term of the agreement shall not exceed one year. The maximum compensation for the agreement shall be \$21,500, which shall be funded from the 2021-22 Budget of the Department of Recreation and Human Services.

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. 2021-328
Re: Agreement – Aria Strategies
LLC, Office of Neighborhood Safety
Strategic Plan

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation authorizing maximum total compensation of \$65,000 for a professional services agreement with Aria Strategies LLC (Aria Camaione, 108 Asbury Street, Rochester, NY 14620) to develop a strategic master plan for the Office of Neighborhood Safety. The cost of this agreement will be funded from the 2021-22 Budget of the Department of Recreation and Human Services (DRHS). The term of the agreement will not exceed one year.

The mission of the Office of Neighborhood Safety is to reduce gunfire and associated trauma in Rochester. This non-law enforcement, civilian-led effort is housed in DRHS in order to convene and empower community partners and city agencies to work together in the co-production of public safety and prevention of violence through trauma-responsive, healing-centered, and equity-based approaches.

Aria Strategies LLC will create a city-wide safety plan that incorporates the views and sentiments of community citizens from Rochester residents from various neighborhoods, community organizations, churches, businesses and law enforcement. The safety plan will focus on violence prevention and serve as a guide for the continued development, management and operations of the Office of Neighborhood Safety over the next five years.

Aria Strategies LLC was selected through a request for proposals process described in the attached summary.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AU-177

Ordinance No. 2021-328
(Int. No. 367)

Authorizing an agreement to develop a strategic master plan for the Office of Neighborhood Safety

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 Aria Strategies LLC to develop a strategic master plan for the City's Office of Neighborhood Safety. The maximum compensation for the agreement shall be \$65,000, which shall be funded from the 2021-22 Budget of the Department of Recreation and Human Services. The term of the agreement shall extend up to 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. 2021-329
Re: Inter-Municipal Agreement –
Rochester City School District's
Utilization of Pathways to Peace

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the Pathways to Peace program. This legislation will:

1. Authorize an amendatory inter-municipal agreement with the Rochester City School District for the receipt and use of \$126,909 for the provision of Pathways to Peace (PTP) services in schools. The original agreement was authorized by City Council Ordinance No. 2021-283 for \$57,500. The amendatory agreement would authorize the receipt of an additional \$69,409 in order to have Pathways to Peace (PTP) staff support for the entire school year. The term of the agreement will not exceed one year.

2. Amend the 2021-22 Budget of the Department of Recreation and Human Services (DRHS) by \$60,400 to reflect the additional funding for Pathways to Peace employee wages.
3. Amend the 2021-22 Budget of Undistributed Expenses by \$9,000 to reflect the additional funding for Pathways to Peace employee benefits.

Under this agreement, PTP will hire five part-time/seasonal street outreach workers to deliver services at elementary and secondary schools identified by the District. Upon the request of District staff, PTP will provide the following services:

1. Student interventions – PTP staff will deliver intense intervention strategies to students impacted by gang violence and those having severe behavioral and personal safety issues as identified by the District.
2. Student mediation - PTP staff will facilitate student mediation sessions with students involved in disputes (and families as needed).
3. Student re-entry services - PTP staff, in conjunction with the school's parent liaison, will develop and implement a safety plan for students re-entering the school after a period of absence due to violence.

The Board of Education approved this agreement at their August 26, 2021 meeting. Pathways to Peace has provided these services to the District since 2016.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2021-329
(Int. No. 368)

Amending an intermunicipal agreement and amending the 2021-22 Budget for the Pathways to Peace program

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

Section 1. The Mayor is hereby authorized to enter into an amendatory intermunicipal agreement with the Rochester City School District (RCSD) to enhance the City's provision of Pathways to Peace staff support at elementary and secondary schools designated by the RCSD (the Program). The amendment shall increase by \$69,409 the RCSD's funding of the Program under the existing agreement, which was authorized in Ordinance No. 2021-283, to a new total of \$126,909. The term of the agreement shall remain the same.

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

Section 3. Ordinance No. 2021-174, the 2021-22 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Budget of the Department of Recreation and Human Services by \$60,400 and to the Budget of Undistributed Expenses by \$9,000, which amounts are hereby appropriated from the funds to be received under the amendatory agreement and for the purpose authorized by Section 1 herein.

Section 4. This ordinance shall take effect immediately.

Passed by the following vote:

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. 2021-330
Re: Agreement – Monroe County,
STOP DWI Grant

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation authorizing an agreement with Monroe County for the receipt and use of \$60,600 for the 2022 STOP DWI Program, and amending the 2021-22 Budget of the Police Department (\$24,700) and Undistributed Expenses (\$7,200) to reflect a portion of this grant. The remaining funds will be included in the 2022-23 Budget of the Police Department and Undistributed Expenses.

The grant funds will be used for enhanced detection and enforcement of driving while intoxicated and related offenses for the 2022 calendar year. Supported activities include expenses for STOP DWI overtime details and associated fringe costs, supplies, training, breathalyzer calibration, and underage alcohol enforcement.

The term of this grant is January 1, 2022 through December 31, 2022. No matching funds are required. The City has received this grant for more than ten years.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2021-330
(Int. No. 369)

Authorizing a funding agreement and amending the 2021-22 Budget for the 2022 STOP DWI 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 grant agreement with the County of Monroe for the City's receipt and use of \$60,600 in funding for the 2022 STOP DWI Program. 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. Ordinance No. 2021-174, the 2021-22 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Rochester Police Department by the sum of \$24,700 and to Undistributed Expenses by a sum of \$7,200, which amounts are hereby appropriated from funds to be received under the grant agreement authorized herein.

Section 4. This ordinance shall take effect immediately.

Passed by the following vote:

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

Nays – Councilmember Lupien-1.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-331
Re: Amendatory Agreement - U.S.
Department of Justice, Office of
Community Oriented Policing
Services, Community Policing
Development Micro-grant

Council Priority: Public Safety

Transmitted herewith for your approval is legislation related to a U.S. Department of Justice, Office of Community Oriented Policing Services (COPS) Community Policing Development Microgrant. This legislation will authorize an amendatory agreement with the U.S. Department of Justice, COPS to extend the term for the COPS Community Policing Development Micro-grant through September 30, 2022.

The COPS Grant was authorized in Ordinance No. 2017-400 and extended for one-year each in Ordinances 2018-277, 2019-235, and 2020-301. This grant was awarded to the Rochester Police Department to:

- Improve the understanding of the scope and nature of text mining through natural language processing techniques, especially as it relates to criminal justice data.
- Design text mining algorithms that create new datasets from previously unstructured Narratives.
- Create a product suite that operationalizes the data collected from algorithms to drive decision making.
- Create, test, evaluate, and document a process for utilizing natural language processing techniques in a law enforcement agency which can be extensible to other departments.

The Project associated with this grant is progressing but more time is needed to complete it. Police Department reports have been processed to make them suitable for analysis and a team of students and staff at Rochester Institute of Technology is being assembled to work with Police

Department personnel in the Office of Business Intelligence for the analysis and writing of the final report

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2021-331
(Int. No. 370)

Authorizing an amendatory agreement for the COPS Community Policing Development Micro-Grant program

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

Section 1. The Mayor is hereby authorized to enter into an amendatory agreement with the U.S. Department of Justice's Office of Community Oriented Policing Services (COPS) for the receipt and use of a \$75,000 grant for the COPS Community Policing Development Micro-Grant program (Program). The amendatory agreement shall extend through September 30, 2022, the term of the agreement which was authorized in Ordinance No. 2017-400 and amended by Ordinance Nos. 2018-277, 2019-235 and 2020-301.

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. 2021-332
Re: Grant Agreement – New York State
Division of Homeland Security and
Emergency Services, 2021 State Law
Enforcement Terrorism Prevention
Program Grant

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation authorizing an agreement with the New York State Division of Homeland Security and Emergency Services for the receipt and use of \$252,400 for a State Law Enforcement Terrorism Prevention Program grant. The term of this grant is ~~October~~ September 1, 2021 through ~~September 30~~, August 31, 2024. No matching funds are required.

The grant will be used to purchase equipment, including an inflatable boat, and training for the SCUBA squad, bomb disabling equipment for the Bomb Squad, night vision equipment and a robot for the SWAT team, and an equipment trailer and vehicle upgrades for the Mobile Field Force. Funds will also be used to purchase fixed License Plate Reader (LPR) cameras and associated equipment to be used for investigations and suspect identification. RPD has received this grant for over ten years.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2021-332
(Int. No. 371, as amended)

Authorizing a funding agreement relating to the 2021 State Law Enforcement Terrorism Prevention Program Grant

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the New York State Division of Homeland Security and Emergency Services for the receipt ~~and use~~ of \$252,400 for the 2021 State Law Enforcement Terrorism Prevention Program Grant. The Mayor is authorized to use said funds for any purpose authorized pursuant to the Grant, except that such funds may not be used for the purchase of fixed License Plate Reader (LPR) cameras or associated equipment until such time as the Rochester Police Department develops a policy governing the deployment of such LPR cameras and the City Council reviews such policy and authorizes the purchase of LPR cameras by subsequent legislation. The agreement term shall be from ~~October~~ September 1, 2021 through September 30 August 31, 2024.

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

Section 3. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined.

Passed by the following vote:

Ayes: President Scott, Councilmember Evans, Harris, Lightfoot, Meléndez, Patterson, Peo -7.

Nays: Councilmembers Gruber, Lupien – 2.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2021-333
Re: Agreement – University of Rochester,

Fitness for Duty Clinical Services

Transmitted herewith for your approval is legislation establishing an annual maximum compensation of \$50,000 for an agreement with the University of Rochester, Department of Psychiatry, for Dr. Robert L. Weisman, DO to provide clinical services related to psychological fitness for duty for the Rochester Police Department (RPD). The term of the agreement will be for one year, with the option to renew for three additional one-year periods. The cost of the agreement will be funded from the 2021-22 Budget of the Police Department and future budgets upon approval.

Dr. Weisman will provide fitness for duty psychological evaluations for law enforcement officers who have experienced a duty-related injury or trauma, as well as non-duty-related mental health issues. Evaluations will include an assessment of the officer's psychological ability to return to work, a determination of work-related causality, and management of care for duty-related psychological conditions.

Dr. Weisman has satisfactorily provided these services since November 2013, and the University of Rochester has the unique resources and capabilities to effectively support Dr. Weisman in performing highly sensitive services on behalf of the RPD. A No RFP Justification Statement is attached.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AU-178

Ordinance No. 2021-333
(Int. No. 372)

Authorizing an agreement for fitness for duty clinical services for the Rochester Police Department

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 University of Rochester, Department of Psychiatry, to provide clinical services for fitness for duty evaluations for personnel of the Rochester Police Department for a term of one year, with the option to renew for three additional terms of one year each. The maximum annual compensation for the agreement shall be \$50,000. The compensation for the first year shall be funded from the 2021-22 Budget of the Police Department and compensation for subsequent optional years, if any, shall be funded from future years' budgets of the Police Department, contingent upon approval of future 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. 2021-334
Re: Appropriation and Budget Amendment
American Rescue Plan Act,
Peacemaker Fellowship®

Council Priority: Creating and Sustaining
a Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation relating to appropriation of American Rescue Plan Act (ARPA) funds. This legislation will:

1. Appropriate the receipt and use of \$2,605,625 from the American Rescue Plan Act (ARPA) for violence prevention services.
2. Amend the 2021-22 Budget of the Department of Recreation and Human Services (DRHS) by \$353,800 to reflect the appropriation authorized herein. The remaining funding appropriated herein will be anticipated and included in future Budgets of DRHS, contingent upon approval of said budgets.

The total expenses for the Peacemaker Fellowship® program includes the consulting and technical assistance agreement with Advance Peace (authorized via Council Ordinance No. 2021-282), the stipends for participants, mentor expenses, and program supplies.

The Peacemaker Fellowship® model is a transformative mentoring program which enrolls the highest risk individuals into a high-touch, personalized and structured cohort for an 18-month period. The program will enroll a target of 25 individuals for each 18-month cohort, and outcomes will be monitored and evaluated by the University of California, Berkeley. The model has been effective in bridging the gap between anti-violence programming such as outreach and breaking the cycle for the hard to reach populations at the center of violence in urban areas.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2021-334
(Int. No. 374)

Appropriating American Rescue Plan Act funds and amending the 2021-22 Budget for the Peacemaker Fellowship program

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

Section 1. The Council hereby authorizes the receipt and use of \$2,605,625 provided by the United States Treasury pursuant to the American Rescue Plan Act of 2021 (ARPA) and

appropriates said amount to implement the Peacemaker Fellowship program for violence prevention (Program).

Section 2. The Mayor is hereby further authorized to execute any grant agreement or to provide such other documentation as may be necessary to fund and carry out the Program.

Section 3. Ordinance No. 2021-174, the 2021-22 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Budget of the Department of Recreation and Human Services by \$353,800 to reflect the receipt of a portion of the funds authorized in Section 1 herein.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-335
Re: Appropriation and Budget Amendment –
American Rescue Plan Act, Adult
Workforce Development

Council Priority: Jobs and Economic
Development

Comprehensive Plan 2034 Initiative Area:
Fostering Prosperity and Opportunity

Transmitted herewith for your approval is legislation relating to the appropriation of American Rescue Plan Act (ARPA) funds. This legislation will:

1. Appropriate the receipt and use of \$14,500,000 from the American Rescue Plan Act (ARPA) for adult workforce development services.
2. Amend the 2021-22 Budget of the Department of Recreation and Human Services (DRHS) by \$4,142,900 to reflect the appropriation authorized herein. The remaining funding appropriated herein will be anticipated and included in future Budgets of DRHS, contingent upon approval of said budgets.
3. Establish \$4,142,857 as maximum annual compensation for an agreement with The Rochester Market Driven Community Corporation (Carl Tietjen, Board Chair, Rochester, New York) to deliver adult employment skills training and co-operative services. The term of this agreement will be for one year, with the option of three one-year renewal periods. The cost of the agreement will be funded by the appropriation authorized herein, and future Budgets of DRHS, contingent upon approval of said budgets.

The Rochester Market Driven Community Corporation is a 501(c)(3) organization which has reorganized to launch the City Sustainability Institute as an adult workforce development and co-operative initiative rooted in urban agriculture and focused on individuals re-entering the community from incarceration.

City Sustainability Institute will provide vocational training programs including skilled trades which can support transitioning individuals into the workforce for agriculture-focused industries. The Institute will include wrap around support services, peer navigators, and wealth building skills including financial literacy and entrepreneurship. The program anticipates serving up to 1,500 residents each year. A justification for not issuing a request for proposals is attached.

Respectfully submitted,
Lovely A. Warren
Mayor
Attachment No. AU-179

Ordinance No. 2021-335
(Int. No. 375)

Appropriating American Rescue Plan Act funds, amending the 2021-22 Budget and authorizing an agreement for adult workforce development services

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

Section 1. The Council hereby authorizes the receipt and use of \$14,500,000 provided by the United States Treasury pursuant to the American Rescue Plan Act of 2021 (ARPA) and appropriates said amount for adult workforce development services (Services).

Section 2. The Mayor is hereby further authorized to execute any grant agreement or to provide such other documentation as may be necessary to fund and provide for the Services.

Section 3. Ordinance No. 2021-174, the 2021-22 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Budget of the Department of Recreation and Human Services (DRHS) by \$4,142,900 to reflect the receipt of a portion of the funds authorized in Section 1 herein.

Section 4. The Mayor is hereby authorized to enter into a professional services agreement with Rochester Market Driven Community Corporation to provide adult employment skills training and cooperative services. The agreement shall have a term of one year with the option to extend for up to three additional periods of one year each. The maximum annual compensation for the agreement shall be \$4,142,857. The compensation for the initial term shall be funded from the ARPA funds appropriated to the 2021-22 Budget of DRHS in Section 3 herein. The compensation for any optional extension period shall be funded by future years' Budgets of DRHS, contingent upon approval.

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

Section 6. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes: President Scott, Councilmember Harris, Lightfoot, Lupien, Patterson, Peo -6.

Nays: Councilmembers Evans, Gruber, Meléndez, – 3.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-336
Re: Appropriation and Budget
Amendment - American Rescue
Plan Act, Young Adults Manufacturing
Training Employment Program

Council Priority: Jobs and Economic
Development

Comprehensive Plan 2034 Initiative Area:
Fostering Prosperity and Opportunity

Transmitted herewith for your approval is legislation relating to the appropriation of American Rescue Plan Act (ARPA) funds. This legislation will:

1. Appropriate the receipt and use of \$300,000 from the American Rescue Plan Act (ARPA) for workforce development services.
2. Amend the 2021-22 Budget of Undistributed by \$300,000 to reflect the appropriation authorized herein.
3. Authorize an amendatory agreement with the Young Adults Manufacturer Training Employment Program, Inc. (YAMTEP) (Tyrone Reaves, CEO, Rochester, New York) for an additional \$300,000 for a total of \$600,000 maximum annual compensation to provide adult employment skills training services. This agreement was originally authorized via City Council Ordinance 2021-168. The term of this agreement will be for one year.

Under this amendatory agreement, YAMTEP will engage an additional 90 adults with low or no math and engineering skills and provide basic manufacturing skills training and practical experience as well as opportunities to network with local manufacturing companies and potential employers. Since July 2018, more than 308 people have graduated from YAMTEP.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2021-336
(Int. No. 376)

Appropriating American Rescue Plan Act funds, amending the 2021-22 Budget and authorizing an agreement for the Young Adults Manufacturing Training Employment Program

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

Section 1. The Council hereby authorizes the receipt and use of \$300,000 provided by the United States Treasury pursuant to the American Rescue Plan Act of 2021 (ARPA) and appropriates said amount to implement the Young Adults Manufacturing Training Employment Program (YAMTEP).

Section 2. The Mayor is hereby further authorized to execute any grant agreement or to provide such other documentation as may be necessary to fund and implement the YAMTEP.

Section 3. Ordinance No. 2021-174, the 2021-22 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Budget for Undistributed Expenses by \$300,000 to reflect the receipt of the funds authorized in Section 1 herein.

Section 4. The Mayor is hereby authorized to enter into an amendatory professional services agreement with Young Adults Manufacturing Training Employment Program, Inc. to provide additional adult employment skills training services. The amendment shall increase the maximum compensation provided under the existing agreement, which was authorized in Ordinance No. 2021-168, by \$300,000 to a new total of \$600,000. The term of the agreement shall remain one year. The \$300,000 increase in maximum compensation shall be funded from the ARPA funds appropriated to the 2021-22 Budget for Undistributed Expenses in Section 3 herein.

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

Section 6. This ordinance shall take effect immediately.

Passed unanimously.

Introductory 344 was introduced on September 14, 2021 and appears in its original transmittal letter on page___ of the 2021 Council Proceedings

Ordinance No. 2021-337
(Int. No. 344)

An Ordinance Establishing a Notification and Access Policy

WHEREAS, prompt knowledge of certain types of incidents as well as access to information about those incidents is a necessity to insure transparency and to permit Council to perform its oversight role; and

WHEREAS, there have been incidents of a lack of prompt reporting to the Council and in some cases to the Mayor; and

WHEREAS, in particular, information regarding interactions between the Rochester Police and the members of the community is of particular concern to the Council;

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

Section 1- The Council of the City of Rochester shall receive direct and immediate notification within 24 hours of incidents involving the Rochester Police Department as to:

- a-any officer involved shooting
- b-any other use of force that results in serious physical injury or death of a civilian
- c-any vehicular pursuit that results in a serious accident or serious injury
- d-any incident involving physical restraint of a child under the age of 12
- e-any use of chemicals, Tasers or other force against a child under 12
- f-any use of force/chemicals/LRADS or other actions in response to a civilian protest

Section 2- The Council of the City of Rochester shall receive access, in unredacted form, to all body worn camera footage of officers as soon as the same is available to the Chief of Police. They shall be entitled to view the footage through a digital reading room that allows them to view and discuss the footage outside of the presence of members of the Rochester Police Department.

Section 3- That the Council understands and expects that all information provided to City Council by the terms of this ordinance shall also be provided to the Mayor.

Section 4- That this ordinance shall take effect immediately.

Passed unanimously.

Introductory 345 was introduced on September 14, 2021 and appears in its original transmittal letter on page___ of the 2021 Council Proceedings

Ordinance No. 2021-338
(Int. No. 345)

An Ordinance Amending the Municipal Code in Relation to Reporting of Denied Freedom of Information Requests

WHEREAS, Chapter 18 of the Code of the City of Rochester governs public records; and

WHEREAS, Section 18-1 of that Chapter establishes municipal attorneys (as designated by the Mayor) as Records Access Officers and further establishes the Corporation Counsel to hear and determine all appeals of denial of access to records; and

WHEREAS, the Council of the City of Rochester affirms its interest in the City providing all possible records access available by law; and

WHEREAS, in the interest of serving in its role of oversight as well as encouraging transparency, the Council believes it must be aware of all denials of freedom of information requests (and the reasons therefore) and the denial of all appeals (as well as the reasons therefore);

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

Section 1- Chapter 18 of the Municipal Code, Public Records, as amended, is hereby further amended by adding a new sub-section C to Section 18-1 as follows:

C. The Records Access Officer shall provide the Council of the City of Rochester with a monthly report of all denied records access requests including the identity of the requestor, a brief summary of the nature of the request and the reason for the denial. Further, the Corporation Counsel shall provide the Council of the City of Rochester with a separate monthly report of all denied appeals

including the identity of the requestor, the nature of the request and the reason for the denial of the appeal.

Section 2- This ordinance shall take effect immediately.

Passed unanimously.

The meeting was adjourned at 8:25 p.m.

HAZEL L. WASHINGTON
City Clerk