



City of Rochester

City Hall Room 308A, 30 Church Street
Rochester, New York 14614-1290
www.cityofrochester.gov

**PARKS & PUBLIC WORKS
INTRODUCTORY NO.**

Malik D. Evans
Mayor

268

DES 01

June 27, 2023

TO THE COUNCIL

Ladies and Gentlemen:

Re: Amendatory Agreement – Edge Architecture,
PLLC - Lincoln Branch Library Reconfiguration

Council Priority: Creating and Sustaining a Culture of
Vibrancy

Comprehensive Plan 2034 Initiative Area:
Sustaining Green & Active Systems

Transmitted herewith for your approval is legislation authorizing an amendatory professional services agreement with Edge Architecture, PLLC, (Allen Rossignol, C.E.O., 277 Alexander Street, Suite 407, Rochester, New York) to provide additional construction administration and Resident Project Representation (RPR) services for the project. The original agreement for \$60,000 was authorized by Ordinance No. 2020-195 for design services through schematic design and amended by Ordinance No. 2021-209 to \$244,050 for final design, bid and award, and construction phase services. This amendment will increase the maximum total compensation by \$40,000 to a maximum total of \$284,050 for additional construction phase services needed for an extended construction period. The project timeline has been extended due to contractor delays. The amendment will be funded with 2021-22 Cash Capital.

The project includes a reconfiguration of the entire library which includes a new circulation desk with better sites lines to all programs, removing the wall between the library and the toy library and adding a new family restroom for neighborhood patrons. The exterior façade will get a face lift enhancing the neighborhood.

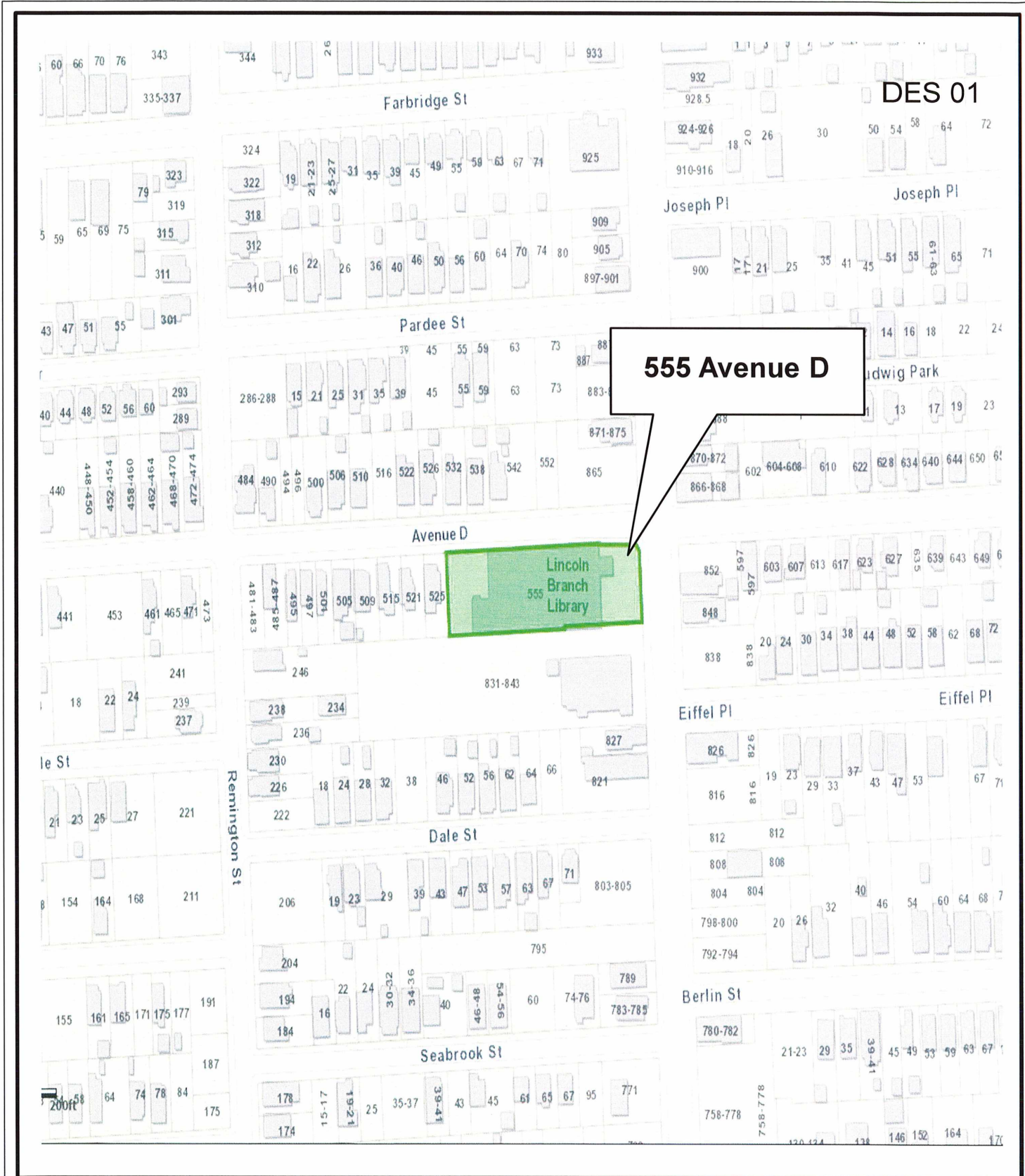
Construction is anticipated to be complete in June 2023. The amended agreement will result in the creation and/or retention of the equivalent of 0.4 full-time jobs.

The term of the agreement shall extend until three (3) months after the completion of the two (2) year guarantee inspection of the project.

Respectfully submitted,

Malik D. Evans
Mayor





Lincoln Branch Library Renovation

Project Location Map



Map Not To Scale

INTRODUCTORY NO.

268

Ordinance No.

Authorizing an amendatory agreement for the Lincoln Branch Library reconfiguration

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

Section 1. The Mayor is hereby authorized to enter into an amendatory professional services agreement with Edge Architecture, PLLC to provide additional construction administration and Resident Project Representation (RPR) services for the reconfiguration of the Lincoln Branch Library. The amendatory agreement shall amend the existing agreement authorized by Ordinance No. 2020-195 and amended by Ordinance No. 2021-209 to increase the maximum compensation by \$40,000 to a new total of \$284,050. The amendatory compensation shall be funded with 2021-22 Cash Capital.

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

Section 3. This ordinance shall take effect immediately.



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**PARKS & PUBLIC WORKS
INTRODUCTORY NO.**

269

Malik D. Evans
Mayor

June 27, 2023

DES 02

TO THE COUNCIL

Ladies and Gentlemen:

Re: Amendatory Agreement – Architectura, P.C. –
Maplewood Nature Center

Council Priority: Creating and Sustaining a Culture of
Vibrancy

Comprehensive Plan 2034 Initiative Area: Sustaining
Green & Active Systems

Transmitted herewith for your approval is legislation related to the Maplewood Nature Center project. This legislation will authorize an amendatory professional services agreement with Architectura, P.C., (Jennifer F. Takatch, C.E.O., 17 Pitkin Street, Suite 100, Rochester, New York) for additional architectural and engineering design services for the project. The original agreement for \$250,000 was authorized by Ordinance No. 2022-307 for design services through schematic design. This amendment will increase the maximum total compensation by \$595,000 to a maximum total of \$845,000 for final design and bid and award services. The amendment will be funded with American Rescue Plan Act (ARPA) funds as appropriated in Ordinance No. 2022-81.

The structure currently housing the Maplewood Training Center was built in 1945 in upper Maplewood Park, which was designed by Frederick Law Olmsted and highlights the Genesee River. This building has been re-purposed a number of times and has previously been utilized as a recreation center and a police station. The City of Rochester offers a number of nature and environmental education programs, but lacks a facility equipped to provide specialized programming in a comprehensive manner. The renovation of this structure and enhancement of the adjacent parkland to serve as a Nature Center will provide an activated connection between the Genesee River and the surrounding neighborhoods and the city as a whole. A new playground adjacent to the proposed Nature Center is a separate, coordinated project. Final design shall not commence until such time as an environmental impact review of the project, under the State Environmental Quality Review Act, is completed.

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

Design services associated with this amendatory will commence in summer 2023. Construction is anticipated to begin in fall 2024. The amendatory agreement will result in the creation and/or retention of the equivalent of 6.5 full-time jobs.

The term of the agreement shall be changed to extend until three (3) months after the completion of the two (2) year guarantee inspection of the project.

Respectfully submitted,

Malik D. Evans
Mayor



DES 02



**Project Location
107 Bridge View Dr.**

MAPLEWOOD NATURE CENTER

Project Location Map



Map Not To Scale

INTRODUCTORY NO.

269

Ordinance No.

Authorizing an amendatory agreement relating to the Maplewood Nature Center project

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

Section 1. The Mayor is hereby authorized to enter into an amendatory agreement with Architectura, P.C. for architectural and engineering design services for the Maplewood Nature Center project (Project). The amendatory agreement shall amend the existing agreement authorized by Ordinance No. 2022-307 to add final design and bid services to the scope of work, to increase the maximum compensation by \$595,000 to a new total of \$845,000, and to extend the term to three months after completion of the two-year guarantee inspection of the Project. The amendatory compensation for the agreement shall be funded by the American Rescue Plan Act funds appropriated for the Project pursuant to Ordinance No. 2022-81.

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.



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**PARKS & PUBLIC WORKS
INTRODUCTORY NO.**

Malik D. Evans
Mayor

270, 271, 272

June 27, 2023

DES 03

TO THE COUNCIL

Ladies and Gentlemen:

Re: Agreement – CJS Architects, LLP – Rochester
Water Works Building Renovation and Gorge Vertical
Access

Council Priority: Creating and Sustaining a Culture of
Vibrancy

Comprehensive Plan 2034 Initiative Area:
Sustaining Green & Active Systems

Transmitted herewith for your approval is legislation related to the Rochester Water Works Building Renovation and Gorge Vertical Access Project. This legislation will:

1. Authorize the issuance of bonds totaling \$2,500,000 and the appropriation of the proceeds thereof to partially finance the cost of architecture and engineering design and construction proposed in the 2022-23 CIP as a debt exception; and
2. Establish \$2,000,000 as maximum compensation for a professional services agreement with CJS Architects, LLP (Craig Jensen, P.E.O., 114 South Union Street, Rochester, New York) for architecture and engineering design services. The agreement will be funded from bonds appropriated herein.

This project encompasses a multi-phased investment at the City-owned Rochester Water Works Building located in the High Falls District. Under the ROC the Riverway Initiative, this project is proposed to be completed in three phases. Phase 1 includes renovation of the Water Works Building to provide a new visitor center, public restrooms, and accessible multi-use community space. Phase 2 will review strategic opportunities for utilizing the base of the river gorge as a public open space in partnership with New York State. Phase 3 will review strategic opportunities to create vertical public access to/from the base of the gorge to the Rochester Water Works Building. A full review of strategic opportunities for utilizing the Water Works Building will be a key consideration during the design process.

The City-owned Rochester Water Works Building, a two-story, 7,000 square foot building, built in 1873, is located in the Brown's Race Historic District, which is registered in the State and National Register of Historic Places.

The agreement includes investigation, design, bid and award, and construction administration of the Rochester Water Works building renovations; and investigation and design of the vertical access to the lower level of the gorge. Final design shall not commence until such time as an environmental impact review of the project, under the State Environmental Quality Review Act, is completed.



The project will be funded as follows:

Source of Funds	Design	Construction	Total
Empire State Development Funding authorized Ordinance No. 2021-242	\$0	\$2,000,000	\$2,000,000
NYS Office of Parks, Recreation and Historic Preservation Funding appropriated Ordinance No. 2022-104	\$0	\$500,000	\$500,000
Bonds authorized herein	\$2,000,000	\$500,000	\$2,500,000
Total	\$2,000,000	\$3,000,000	\$5,000,000

CJS Architects, LLP was selected for investigation, design, bid and award, and construction administration services through a request for proposal process that is described in the attached summary.

Consultant services for design will commence in fall 2023. Construction is anticipated to begin in fall 2025. The agreement will result in the creation and/or retention of the equivalent of 21.7 full-time jobs.

The term of the agreement shall extend until three (3) months after the completion of the two (2) year guarantee inspection of the project.

Respectfully submitted,



Malik D. Evans
Mayor

Vendor / Consultant Selection Process Summary

Department: Architectural Services

Project / Service Title: Rochester Water Works Building Renovation and Gorge Vertical Access

Consultant Selected: CJS Architects, LLP

Method of selection: Request for Proposal [*Complete 1-7*]

Request for Qualifications [*Complete 1-7*]

From the NY State Department of Transportation list of pre-approved regional engineering firms [*Complete 4-7*]

1. **Date RFP / RFQ issued** (and posted on City web site): January 24, 2023

2. **The RFP / RFQ was also sent directly to:** See attached consultant email list

3. **Proposals were received from:**

<u>FIRM</u>	<u>CITY/ST</u>
CJS Architects, LLP	114 South Union Street, Rochester 14607
IN/EX Architecture, P.C.	133 S. Fitzhugh Street, Rochester 14608
Hunt Engineers, Architects, Land Surveyor, & Landscape Architect, DPC	4 Commercial Street, Suite 300, Rochester 14614
T. Y. Lin International Engineering & Architecture, P.C.	255 East Avenue, Rochester 14604
LaBella Associates, DPC	300 State Street, Suite 201, Rochester 14614
Stantec Consulting Services, Inc.	61 Commercial Street, Rochester 14614
Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C.	280 East Broad Street, Suite 200, Rochester 14604

4. **Evaluation criteria:**

<u>Criteria</u>	<u>Weighting</u>	<u>Points possible</u>	<u>Actual Points received by FIRM</u>
<i>Firm Experience</i>	10%	10	9.5
<i>Approach</i>	40%	40	29.5
<i>Staff Qualifications</i>	50%	50	39
<i>Cost NA – Quality based Selection</i>		<u>00</u>	<u>--</u>
SUBTOTAL		100	78

<u>Bonus Points</u>	<u>Max Points Possible</u>	<u>Actual Points received by FIRM</u>
City business: 10% of total	.10 x 100 = 10	10
Prime is an MWBE: 10% of total	.10 x 100 = 10	0
Prime uses 10% - 20% MWBE subs	.05 x 100 = 5 or	
Prime uses 20%+ MWBE subs	.10 x 100 = 10	10
Workforce goals for M & W met	.10 x 100 = 10	<u>0</u>
BONUS POINTS SUBTOTAL	Max BP = 40	Actual BP = 20

Total = *Actual* points + *Actual* BP = 98

5. **Review team included staff from:** Bureau of Architecture and Engineering (4)
6. **Additional considerations/explanations:** N/A
7. **MWBE Officer has reviewed the recommended firm's proposal for MWBE and Workforce goals:** MWBE Officer Initials: *S.M.D.* Date: *5/17/23*

Professional Services Consultant Master List

Architectural Services Updates

WBE List Updates: See G:\DIV\ARCH\Agreements\#1a MWBE Vendor Database as of May 1 2020.xlsx

Generate Email

Architecture / Engineering / Landscape Architecture / Interior Design (Alphabetical Order):

Company Name	Services / Discipline:	NYS Certified:	Firm Contact	Address	Phone Number (585)	Email	Alternate Firm Contacts
Architectura, P.C.	Architecture	WBE	Jennifer Takatch, A.I.A., Principal/Project Manager	17 Pitkin St., Suite 100 Rochester, NY 14607	442-8550	jtakatch@architecturapc.com	
Atlantic Testing Laboratories, Limited	Multi-Discipline	WBE	Ms. Marijean B. Remington	6431 US HWY 11 Canton, NY 13617	(315)386-4578	MRemington@AtlanticTesting.com	
Barkstrom & Lacroix Architects	Architecture		Robert Barkstrom, R.A., A.I.A.	50 Chestnut Plaza Rochester, NY 14604	262-9914	rtb@barkstromlacroix.com	
Barton & Loguidice, D.P.C.	Multi-Discipline		Terrence Rice, P.E.	11 Centre Park, Suite 203 Rochester, NY 14614	325-7190	trice@BartonandLoguidice.com	
Bergmann Architects, Engineers & Planners	Multi-Discipline		Kimberly Baptiste, AICP, Vice President (Buildings) Andrew J. Raus, AICP, Senior Vice President	280 East Broad Street, Suite 200 Rochester, NY 14604	232.5135	kbaptiste@bergmannpc.com ; araus@bergmannpc.com	Steven J. Kushner, AIA, NCARB, LEED AP Sr. Project Manager; skushner@bergmannpc.com
Bero Architecture, PLLC	Architecture	WBE	Jennifer L. Ahrens, R.A.	32 Winthrop St. Rochester, NY 14607	262-2035	jahrens@beroarchitecture.com ; rosgood@beroarchitecture.com	
C&S Companies	Multi-Discipline		Aileen Maguire Meyer, Robert Gleason, PE	150 State St., Suite 120 Rochester, NY 14614	325-9040	RNapoli@cscos.com ; rgleason@cscos.com	Richard S. Napoli, AIA Managing Architect
CHA Consulting, Inc.	Multi-Discipline		Mr. William T. Ewell, Vice President	16 W. Main Street, Suite 830 Rochester, NY 14614	262-2640	info@chacompanies.com	

Architecture / Engineering / Landscape Architecture / Interior Design (Alphabetical Order):

Company Name	Services / Discipline:	NYS Certified:	Firm Contact	Address	Phone Number (585)	Email	Alternate Firm Contacts
CJS Architects (Chaintreuil Jensen & Stark)	Architecture		Craig Jensen, Partner	114 South Union Street Rochester, NY 14607	244-3780	cjensen@cjsarchitects.com	
C.T. Male Associates	Multi-Discipline		Sabrina Hicks Marketing Coordinator	200 Gateway Park Dr # 8 North Syracuse, NY 13212	(518) 786.7405	s.hicks@ctmale.com	
Clark Patterson Lee	Multi-Discipline		Todd Liebert , A.I.A., NCARB	255 Woodcliff Dr. Suite 200 Fairport, NY 14450	1-800-274- 9000	tliebert@clarkpatterson.com	Brenda Farmer, Andrew Goodermote
Costich Engineering	Landscape Architectural			217 Lake Avenue, Rochester NY 14604	585-458-2731	scostich@costich.com	
C.V. ASSOCIATES NY; PE, LS, PC	Multi-Discipline	WBE	Mr. Chamarajanagar V. Shashikumar	378 White Spruce Blvd, Rochester, Ny 14623	585-746-5276	cvany@cvasociatesny.com	
Dwyer Architectural, LLC	Architecture	WBE	Ms. Kimberly Dwyer	313 E Willow Street Suite 107 Syracuse, NY 13203	315 473- 1800	jaywoodcock@dwyerarch.com	Kimberly A. Dwyer
Garba Seid Architecture Design Studio PLLC	Architecture		Ms. Fareh Garba	135 Walton Terrace Monroe, NY 10950	(845) 837-1099	info@gdsarc.com	
GdB Geospatial	Land survey and GIS			12 North Main Street, Suite 100, Honeoye Falls, NY 14472	(585) 484- 8100	info@GdBGeospatial.com	
Edge Architecture, PLLC	Architecture		Allen Rossignol, AIA, LEED AP, President and CEO	277 Alexander Street, Suite 407 Rochester, NY 14607	461-3580	info@edge-architecture.com	
EI Team	Multi-Discipline	MBE	Hormoz Mansouri, Ph.D., P.E., President	2060 Sheridan Drive Buffalo, NY 14223-1470	716 876-4669	info@e-i-eng.com	

Architecture / Engineering / Landscape Architecture / Interior Design (Alphabetical Order):

Company Name	Services / Discipline:	NYS Certified:	Firm Contact	Address	Phone Number (585)	Email	Alternate Firm Contacts
Environmental Design and Research, P.C. (EDR)	Engineering & Landscape Architecture (LA)	WBE	Andrew Britton, RLA	274 N. Goodman St., Rochester, NY 14607	271-0040	info@edrdpc.com	
Erdman Anthony & Associates, Inc.	Engineering		Bruce Wallmann, PE Principal Associate	145 Culver Road, Suite 200 Rochester NY 14620	427-8888	wallmannbr@erdmananthony.com	
Fisher Associates	Engineering		Roseann Schmid, CEO	180 Charlotte Street Rochester, NY 14607	334-1310	rschmid@fisherassoc.com	Emily Smith, PE Director of Transportation
Greater Living Architecture	Architecture		Joseph P. O'Donnell, AIA, NCARB, RA	3033 Brighton-Henrietta TL Road Rochester, NY 14623	272-9170	Support@greaterliving.com	
Habza Architecture, PC	Architecture		Daniel J. Habza, AIA	17 Arnold Park Rochester, NY 14607	704-7240	dhabzarchitect@rochester.rr.com	
HBT Architects	Architecture		James Tripp, AIA, CSI, NCARB, LEED AP	2 Elton Street Rochester, NY 14607	586-0490	jtripp@hbtarchitects.com	Trevor M. Harrison, Managing Partner Carrie Van Valkenburg-Kehoe
Hanlon Architects	Architecture		David Hanlon, AIA	1300 University Avenue Rochester, NY 14607	371-8966	dhanlon@hanlonarchitects.com	
Heather DeMoras Design Consultants	Interior Design	WBE	Heather B. DeMoras, CID	274 N. Goodman Street Suite B133A Rochester, NY 14607	241-9380	hdemoras@hddcdesign.com	
Herrick-Saylor Engineers, P.C.	Structural Engineering		Jay Saylor, P.E.	510 Kreag Road Pittsford, NY 14534	586-1700	jsaylor@herrick-saylor.com	
Highland Planning LLC	Planning	WBE		820 South Clinton #3 Rochester, NY		tanya@highland-planning.com	

Architecture / Engineering / Landscape Architecture / Interior Design (Alphabetical Order):

Company Name	Services / Discipline:	NYS Certified:	Firm Contact	Address	Phone Number (585)	Email	Alternate Firm Contacts
Hunt EAS	Multi-Discipline		Benjamin J. Gustafson, P.E., Principal-in-Charge	4 Commercial Street, Suite 300 Rochester, NY 14614	Ben's C-943-4726/ P- 327-7950 Ext. 4015. 327-7950	Gustafsonb@hunt-eas.com	
IBC Engineering, P.C.	Engineering (MEP)		Geoff Mead, P.E. Alannah Bowllan Andrew Jarosz	3445 Winton Place Suite 219 Rochester, NY 14623	292-1590	gmead@ibceng.com ; abowllan@ibceng.com ; ajarosz@ibceng.com	
Inex Architecture P.C.	Architectural	WBE	Ms. Vanessa Villanueva			inexarchitecturepc@gmail.com	
Integrative Design & Architecture	Architecture	MBE	Noel Chaves, AIA	250 South Avenue, Suite 100 Rochester, NY 14604		nchavez@integrative-design.com	
Jensen/BRV Engineering PLLC	Structural		Stephen Rudnicki, P.E., C.E.O.	1653 East Main Street Rochester, NY 14609	482-8130	steve@jensenbrv.com	
Kelly Jahn Interior Architecture and Design PLLC	Interior Design	WBE	Kelly Jahn	274 Avalon Drive Rochester, NY 14618	354-2788	kjahn@kellyjahn.onmicrosoft.com	
LaBella Associates, D.P.C.	Multi-Discipline		Steven Metzger, Chief Executive Officer	300 State Street, Suite 201 Rochester, NY 14614	454-6110	info@labellapc.com ; cbernhard@LaBellaPC.com	Michael A. Windert, P.E., LEED AP CEO Casey Bernhard, P.E. (MEP) Thomas Simbari, A.I.A., Client Manager
Laland Baptiste, LLC	Construction Management Services	M/WBE	Schillivia Baptiste	250 Mill Street Suite 301, Rochester, NY 14614	(585) 504-6059	info@lalandbaptiste.com	
Larsen Engineers	Engineering (Environmental/Structural/Construction)	MBE	Ram Shrivastava, PE	700 West Metro Park Rochester, NY 14623	272-7310	ram@larsen-engineers.com	

Architecture / Engineering / Landscape Architecture / Interior Design (Alphabetical Order):

Company Name	Services / Discipline:	NYS Certified:	Firm Contact	Address	Phone Number (585)	Email	Alternate Firm Contacts
LeChase Construction Services	Construction Management Services		Michael J. Mallon, Vice President	205 Indigo Creek Drive Rochester, NY 14626		business.development@lechase.com	
Lighting Design Innovations, Inc.	Lighting Design	WBE	Kimberly Mercier	2804 West Main Street Rd. Batavia, NY 14020	716-480-1908	kim@ldi.bz	
The LiRo Group	Multi-Discipline		Jeffrey R. Perkins, P.E., Senior Associate	85 Allen Street, Suite 300 Rochester, NY 14608	287-8833	Perkinsj@liro.com	
Lothrop Associates, LLP Architects	Architecture		Robert A. Gabalski, A.I.A., Partner	510 Clinton Square Rochester, NY 14604	933-2734	rgabalski@lothropassociates.com	Arthur J. Seckler, III
Joseph C. Lu Engineers Civil & Environmental	Engineering (Civil & Environmental)	MBE	Scott Prior, P.E.	339 East Avenue, Suite 200 Rochester, NY 14604	385-7417	rs-prior@luengineers.com	
M/E Engineering, P.C.	MEP		Brian L. Danker, PE Partner in Charge Jody Beam - Marketing Coordinator	300 Trolley Boulevard Rochester, NY 14606	288-5590	jbeam@meengineering.com	Heather Cook, Office Manager hacook@meengineering.com
MRB Group Engineers, Architects, Surveyors, PC	Multi-Discipline		James Oberst, P.E., Executive Vice President/COO	The Culver Road Armory 145 Culver Road, Suite 160 Rochester, NY 14620	381-9250	info@mrbgroup.com	
Marques & Associates, P.C.	Civil/Surveying		Israel Marques	930 East Avenue, Suite 1000 Rochester, NY 14607	723-1820	info@marquesassociatespc.com	
Meagher Engineering, PLLC	Structural Engineering	WBE	Wendy Meager, P.E.	2024 W. Henrietta Road, Suite 2C Rochester, NY 14623	924-7430	wendy@meagherengineering.com	

Architecture / Engineering / Landscape Architecture / Interior Design (Alphabetical Order):

Company Name	Services / Discipline:	NYS Certified:	Firm Contact	Address	Phone Number (585)	Email	Alternate Firm Contacts
O'Brien & Gere	Environmental Engineering			400 Andrews Street Harro East Building, Suite 710 Rochester, NY 14604	295-7700	Michael.Madigan@obg.com ; Tim.Erwin@obg.com ;	Mike Madigan 315-569-9938 Michael.Madigan@obg.com Tim Erwin 315-407-1528 Tim.Erwin@obg.com Ghaith Abdullah 917-536-5419 Ghaith.Abdullah@obg.com
Pardi Partnership Architects, P.C.	Architecture		Scott Fiske, R.A., AIA, Vice President	25 Circle Street, Suite 101 Rochester, NY 14607	454-4670	office@pardiarchs.com ; scott@pardiarchs.com	
Passero Associates, P.C.	Multi-Discipline		Kim Perry, Marketing Manager	242 West Main Street, Suite 100 Rochester, NY 14614	325-1000	kperry@passero.com ; pwehner@passero.com	Mark D. Passero, P.E., Vice President (Dan Savage, Principal retired) Send RFP's to: (Mrs. Kim Perry, Marketing Manager) (MEP) (325-1000) (x214) (fax 760-8570) Neil Pavone (MEP) Peter Wehner, A.I.A., LEED, AP BD+C, Vice President
Pathfinder Engineers & Architects, LLP	Multi-Discipline	WBE	Helen Kashtan, Marketing Manager	134 South Fitzhugh Street Rochester, NY 14608	325-6004	hkashtan@pathfinder-ea.com ; Info@pathfinder-ea.com	Nancy Jendryaszek, A.I.A., LEED, AP

Architecture / Engineering / Landscape Architecture / Interior Design (Alphabetical Order):

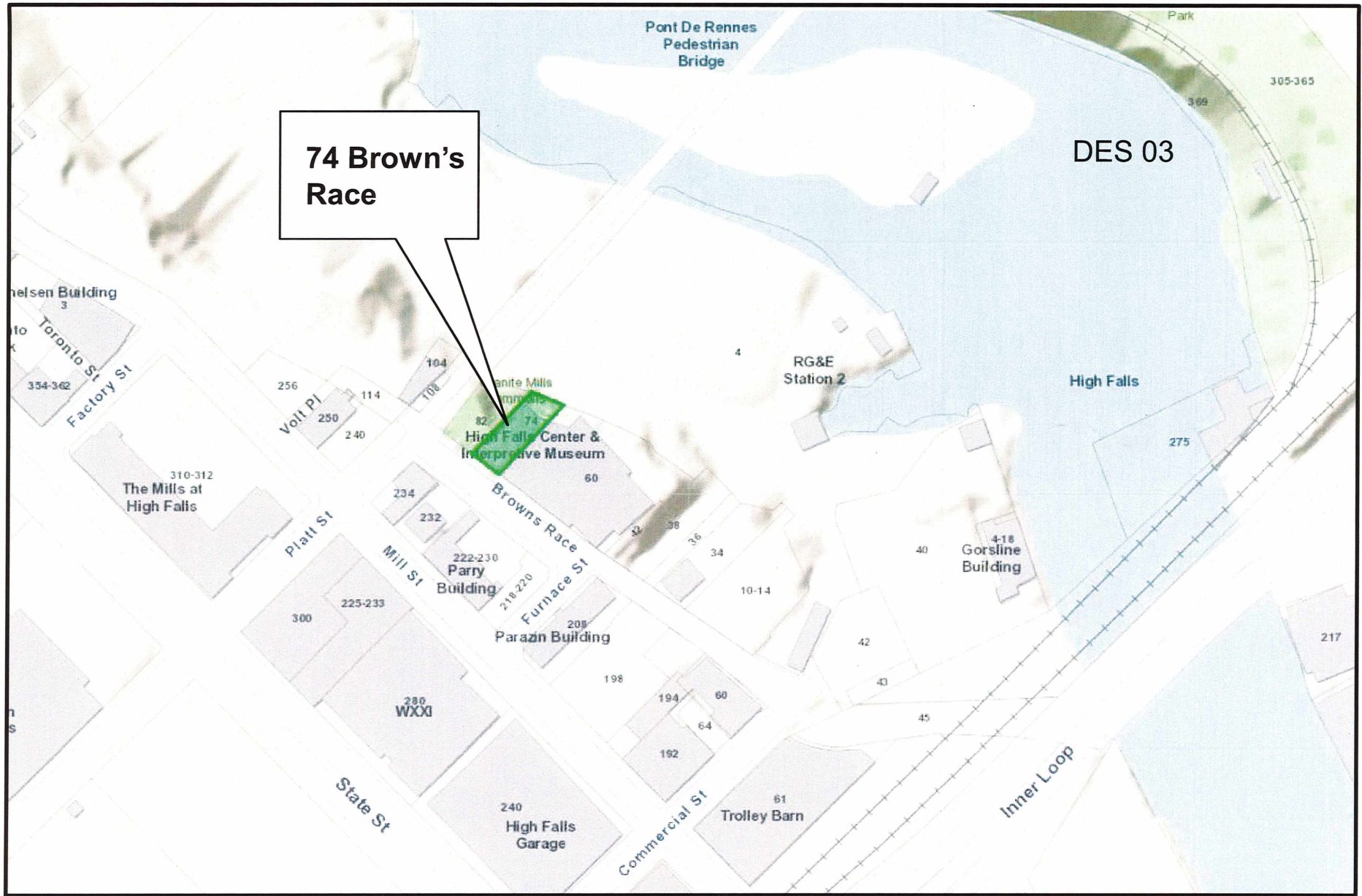
Company Name	Services / Discipline:	NYS Certified:	Firm Contact	Address	Phone Number (585)	Email	Alternate Firm Contacts
Peter L. Morse & Associates Architects A.I.A.	Architecture		Peter Morse, AIA, President	875 E. Main Street Suite 130 Auditorium Center Rochester, NY 14605	530-2230	petermorse@aol.com	
PLAN Architectural Studio, P.C.	Architecture		Mark A. Pandolf, A.I.A., LEED AP, Principal	250 South Avenue, Suite 100 Rochester, NY 14604	454-4230	mpandolf@planpc.com	
Pike Company (The)	Construction Management Services		Patrick J. Rogers, Vice President	One Circle Street Rochester, NY 14607		Pike@pikeco.com	
Popli Design Group	Multi-Discipline	MBE	Om P. Popli, C.E.O.	555 Penbrooke Drive Penfield, NY 14526	388-2060	ompopli@popligroup.com	Michael Short, A.I.A.
Prudent Engineering, LLP	Civil/Surveying/Construction Inspection	MBE	Michael A. Ventura, LS, Principal	The Powers Building 16 West Main Street, Suite 309 Rochester, NY 14614	315-748-7760	Prudent@PrudentEng.com	
Ravi Engineering and Land Surveying, P.C.	Structural Engineering	MBE	Nagappa Ravindra	2110 South Clinton Ave. Suite 1 Rochester, NY 14618	223-3660	NRavindra@ravieng.com	James Newton, Marketing Director
Razak Associates	Architecture	MBE	Mohamed M. Razak, RA, President	2060 Fairport Nine Mile Point Road Suite 300 Penfield, NY 14526	388-6710	mrzak@razak.net	
RAM Architects	Architecture		Richard A. Mauser, R.A., President	91 Pinnacle Road Rochester, NY 14620	473-1013	rmauser@frontiernet.net	
SEI Design Group	Architecture		Ted Mountain, A.I.A.	224 Mill Street Rochester, NY 14614-1043	442-7010	twm@SEIdesigngroup.com	
Smith & Associates Architects	Architecture		Kenneth Smith, AIA, President	263 Central Avenue Rochester, NY 14605	232-5577	kens@smithassociatesarch.com	

Architecture / Engineering / Landscape Architecture / Interior Design (Alphabetical Order):

Company Name	Services / Discipline:	NYS Certified:	Firm Contact	Address	Phone Number (585)	Email	Alternate Firm Contacts
Stantec Consulting Services, Inc.	Multi-Discipline		Jeri Pickett, P.E., LEED AP, Senior Associate	61 Commercial Street Rochester, NY 14614	475-1440	jeri.pickett@stantec.com ; lisa.rink@stantec.com	Mr. Jeri Pickett, P.E., LEED AP, Senior Associate, Buildings Leader) Mike Storonsky, Managing Senior Associate (Engineering) Structural: Michael Simmons, P.E.
SWBR Architecture Engineering & Landscape Architecture, P.C.	Architecture		Dave Beinetti Principal	387 E. Main Street Rochester, NY 14604	232-8300	rochester@swbr.com	
Sue Steele Landscape Architecture, PLLC	Landscape Architecture	WBE	Sue Steele, R.L.A.	9 Summit Street Fairport, NY	585-747-9996	sue@steele.la	
T.Y. Lin International	Multi-Discipline		Dennis Kennelly, P.E., Principal-in-Charge	255 East Avenue Rochester, NY 14604	512-2000	herb.guenther@tylin.com	Robert Radley, President James Krapf, P.E. Herbert. K. Guenther, AIA, NCARB, GGP, Architecture Group Leader
Turner Engineering	MEP Engineering		Daniel Turner, President	One Woodbury Blvd. Rochester, NY 14604	381-3360	info@TurnerEngineering.com	
Vanguard Engineering	Civil Engineering	MBE	Joseph C. Ardieta, PE	241 Castlebar Road Rochester, NY 14610	427-0320	joe@vaneng.com	
Vargas Associates	Move Management Services / Interior Design	WBE	Ms. Christine Vargas, President	40 Humboldt Street, Suite 1010 Rochester, NY 14609	730-8260	Christine.vargas@vargasassociates.com	

Architecture / Engineering / Landscape Architecture / Interior Design (Alphabetical Order):

Company Name	Services / Discipline:	NYS Certified:	Firm Contact	Address	Phone Number (585)	Email	Alternate Firm Contacts
Wendel Companies	Multi-Discipline		Donald E. Gray, Vice President	85 Allen Street, Suite 200 Rochester, NY 14608	623-8939	info@wendelcompanies.com	
WXY architecture + urban design	Architecture, Urban Management/Planning Consultant	WBE	Claire Weisz, FAIA			amy@wxystudio.com ; claire@wxystudio.com	



Rochester Water Works Building Renovation & Gorge Vertical Access Project Location Map



270

Ordinance No.

Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$1,800,000 Bonds of said City to finance the Rochester Water Works Building Renovation Project

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance a portion of the costs of renovations to the Rochester Water Works Building, 74 Brown's Race, to provide a welcome center, accessible multi-use community space and other amenities for visitors to the High Falls District (the "Project"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$4,300,000. The plan of financing includes the issuance of \$1,800,000 bonds of the City, which amount is hereby appropriated therefor, \$2,000,000 in anticipated reimbursements from the Empire State Development authorized for the High Falls Waterworks Building and Gorge Vertical Access project by Ordinance No. 2021-242, \$500,000 in anticipated reimbursements from the New York State Office of Parks, Recreation and Historic Preservation appropriated for the Rochester Water Works Building Renovation and Gorge Vertical Access at High Falls - Phase One project by Ordinance No. 2022-104, and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the City in the principal amount of \$1,800,000 are hereby authorized to be issued pursuant to the Constitution and laws of the State of New York, including the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), this Ordinance, and other proceedings and determinations related thereto.

Section 3. The City intends to finance, on an interim basis, the costs or a portion of the costs of said improvements for which bonds are herein authorized, which costs are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the City, pursuant to this Ordinance, in the amount of \$1,800,000. This Ordinance is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

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

Section 5. Each of the bonds authorized by this Ordinance and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds, shall be general obligations of the City, payable as to both principal and interest by an ad valorem tax upon all the taxable real property within the

City without limitation as to rate or amount. The faith and credit of the City are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the City by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

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

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

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

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

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

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

271

Ordinance No.

Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$700,000 Bonds of said City to finance preliminary surveys, studies, designs and cost estimates for a High Falls Vertical Gorge Access facility

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance the costs of preliminary surveys, studies, plans, designs and cost estimates as needed to ascertain whether and how to establish a High Falls Vertical Gorge Access facility that would provide public access from the Rochester Water Works Building at 74 Brown's Race to public open space at the base of the river gorge (the "Project"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$700,000. The plan of financing includes the issuance of \$700,000 bonds of the City, which amount is hereby appropriated therefor, and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the City in the principal amount of \$1,800,000 are hereby authorized to be issued pursuant to the Constitution and laws of the State of New York, including the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), this Ordinance, and other proceedings and determinations related thereto.

Section 3. The City intends to finance, on an interim basis, the costs or a portion of the costs of said improvements for which bonds are herein authorized, which costs are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the City, pursuant to this Ordinance, in the amount of \$1,800,000. This Ordinance is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 4. The period of probable usefulness of said class of objects or purposes described in Section 1 of this Ordinance, within the limitations of 11.00 a. 62 of the Law, is five (5) years.

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

of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

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

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

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

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

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

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

INTRODUCTORY NO.

272

Ordinance No.

Authorizing an agreement relating to the High Falls Water Works Building and Gorge Vertical Access project

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with CJS Architects, LLP to provide architecture and engineering design services for Phases 1, 2 and 3 of the High Falls Water Works Building and Gorge Vertical Access project (Project). The services authorized herein shall not proceed beyond preliminary surveys and studies, conceptual planning and design and cost estimates until such time as an environmental impact review of the Project is completed in accordance with SEQRA and City Code Chapter 48. The maximum compensation for the agreement shall be \$2,000,000, which shall be funded from the proceeds of the bonds authorized concurrently in Ordinance Nos. 2023-____ and 2023-____ *[after enactment, fill in ordinance numbers for DES July item numbers 3 a and 3b]*. The term of the agreement shall continue until 3 months after the completion of the 2-year guarantee inspection of the Project.

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

Section 3. This ordinance shall take effect immediately.



City of Rochester

City Hall Room 308A, 30 Church Street
Rochester, New York 14614-1290
www.cityofrochester.gov

**PARKS & PUBLIC WORKS
INTRODUCTORY NO.**

Malik D. Evans
Mayor

273

June 27, 2023

DES 04

TO THE COUNCIL

Ladies and Gentlemen:

Re: Amendatory Agreement – Bergmann Associates,
Architects, Engineers, Landscape Architects &
Surveyors, D.P.C. – Blue Cross Arena Riverside
Addition

Council Priority: Creating and Sustaining a Culture of
Vibrancy

Comprehensive Plan 2034 Initiative Area:
Sustaining Green & Active Systems

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

1. Appropriate \$1,320,000 in anticipated reimbursements from ROC the Riverway/Upstate Revitalization Initiative funding administered by Empire State Development to finance a portion of engineering and design of the project; and,
2. Authorize an amendatory professional services agreement with Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C. (Joseph Dopico, C.E.O., 280 East Broad Street, Suite 200, Rochester, NY) for additional architectural and engineering design services for the project. The original agreement, authorized by Ordinance No. 2020-221, established maximum compensation of \$300,000. This amendment will increase compensation by \$1,320,000, to a maximum total of \$1,620,000. The increase in compensation agreement will be funded from anticipated reimbursements appropriated herein.

The Blue Cross Arena Riverside Addition Project, as part of the ROC the Riverway program, includes a multi-story expansion and modernization on the riverside of the arena to create an expanded high quality space compatible with the functional needs of the arena for an improved patron experience that enhances viewing of arena events and the Genesee River simultaneously. The project includes, but is not limited to, reconfigured suites to create Club Seating on the third level, expanded concession space for additional vendors and expanded viewing areas on the second level, and updated riverside meeting rooms on the first level.

The original agreement with Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C. included preliminary design and State Environmental Quality Review Act review. The amendatory agreement will fund final design and construction administration services for the project.

Consultant services for design of the project began in summer 2020. Construction is anticipated to begin in late 2024 and be substantially complete in late 2026. The amendatory agreement will result in the creation and/or retention of the equivalent of 14.4 full-time jobs.

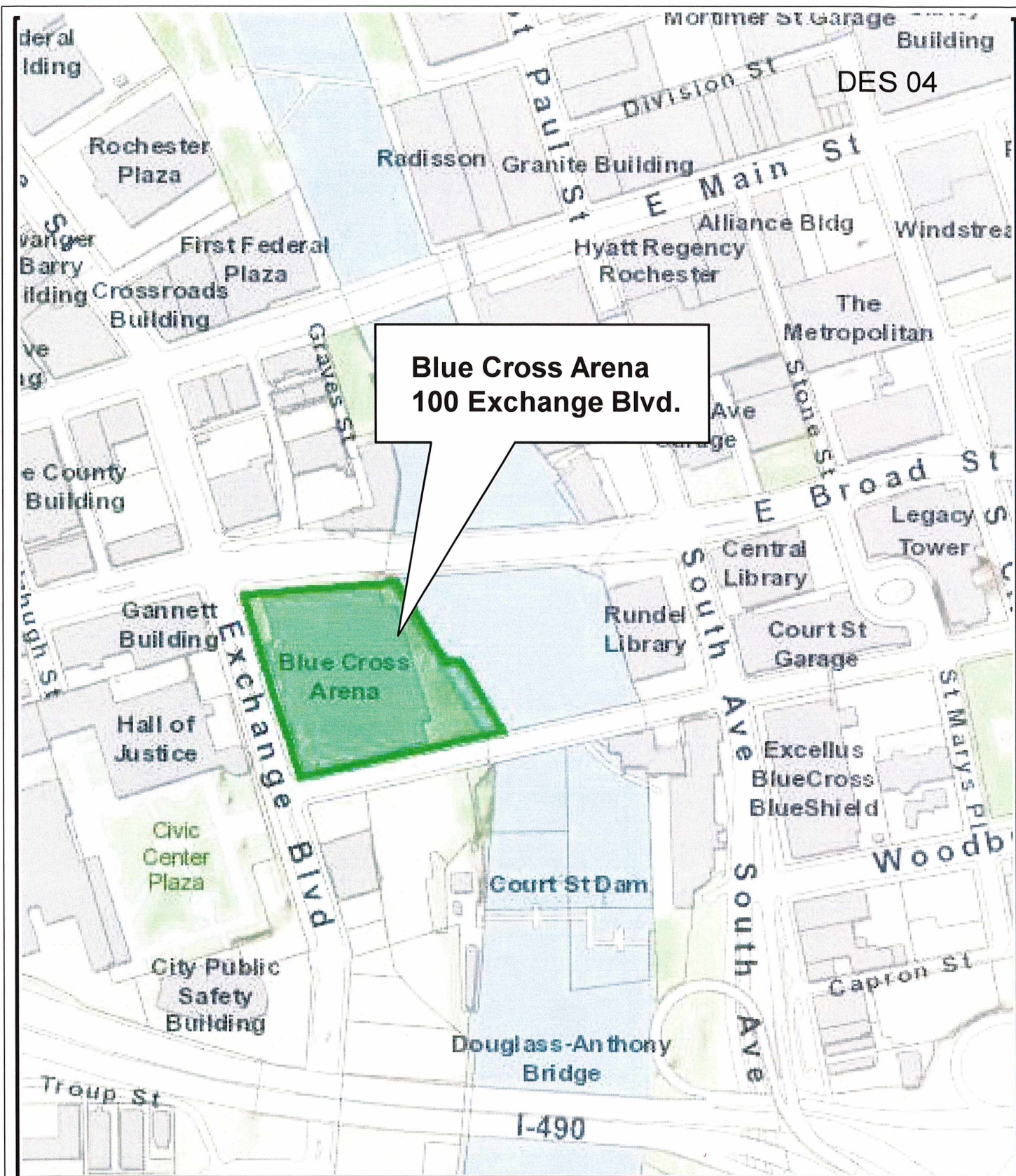


The term of the agreement will be changed to extend until three (3) months after the completion of the two (2) year guarantee inspection of the project.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read 'M. Evans', with a long horizontal flourish extending to the right.

Malik D. Evans
Mayor



Blue Cross Arena Riverside Addition

Project Location Map



Map Not To Scale

**Authorizing funding and an amendatory agreement for the Blue Cross Arena
Riverside Addition**

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

Section 1. The Council hereby appropriates \$1,320,000 in anticipated reimbursements from ROC the Riverway/Upstate Revitalization Initiative administered by Empire State Development to fund engineering and design services for the Blue Cross Arena Riverside Addition (the Project). The Mayor is hereby authorized to execute an agreement and such other documents as may be necessary to receive and administer the funding.

Section 2. The Mayor is hereby authorized to enter into an amendatory professional services agreement with Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C. to provide additional architectural and engineering design services for the Project. The amendatory agreement shall modify the existing agreement authorized by Ordinance No. 2020-221 to add final design and construction administration services to the scope of work, to increase the maximum compensation by \$1,320,000 to a new total of \$1,620,000, and to extend the term to three months after completion of the two year guarantee inspection of the Project. The amendatory compensation shall be funded from the appropriation authorized in Section 1 herein.

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

Section 4. This ordinance shall take effect immediately.



274

June 27, 2023

DES 05

TO THE COUNCIL

Ladies and Gentlemen:

Re: Amendatory Agreement – Stantec Consulting Services, Inc. – ROC City Skatepark Phases II and III

Council Priority: Creating and Sustaining a Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area:
Sustaining Green & Active Systems

Transmitted herewith for your approval is legislation authorizing an amendatory professional services agreement with Stantec Consulting Services, Inc. (James R. Hoffman, Jr., Principal, 61 Commercial Street, Suite 100, Rochester, New York). This amendment will increase the compensation by \$150,000 to a maximum total of \$375,000. The additional cost for the agreement will be funded with 2016-17 Cash Capital.

Ordinance No. 2021-270 authorized an agreement with Stantec for preliminary and final design and bidding services for Phase II of the ROC City Skatepark with a maximum compensation of \$150,000. Prior to entering into an agreement with Stantec the ordinance was amended in September 2021 (Ordinance No. 2021-270) to include preliminary design and State Environmental Quality Review Act (SEQRA) services for Phase III and to increase the maximum compensation to \$225,000.

This amendatory agreement will fund construction administration services for Phase II and final design, bidding, and construction administration services for Phase III of the ROC City Skatepark.

ROC City Skatepark is a customized wheel-friendly skate park located under and adjacent to the Frederick Douglass-Susan B. Anthony Memorial Bridge. Phase I of the first outdoor public skate park in Rochester opened to the public in November 2020.

Phase II of the ROC City Skatepark will include an additional 11,200 square feet of custom concrete skate area. Phase III will include a new building that may include, but is not limited to, restroom facilities and storage. These improvements will add amenities to create one of the largest skate parks in the area at a time when skateboarding has increased significantly in popularity since the addition of the sport to the Olympics.

Design of Phases II and III began in May 2022. The project was presented to the public on August 2, 2022 using a remote meeting format. Conceptual design options were presented to the public at an in-person meeting on January 11, 2023. Both meetings were followed by online surveys to collect feedback from the public. A final public meeting will be held in late 2023.

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

The agreement will result in the creation and/or retention of the equivalent of 1.6 full-time jobs.



The term of the agreement shall be changed to extend until three (3) months after the completion of the two (2) year guarantee inspection of the project.

Respectfully submitted,



Malik D. Evans
Mayor

Future Phase
Restroom & Concession Stand

DES 05

Phase I
(Complete 2021)

PHASE II

EVENT AREA

SKATE PARK ENTRY
FEATURE

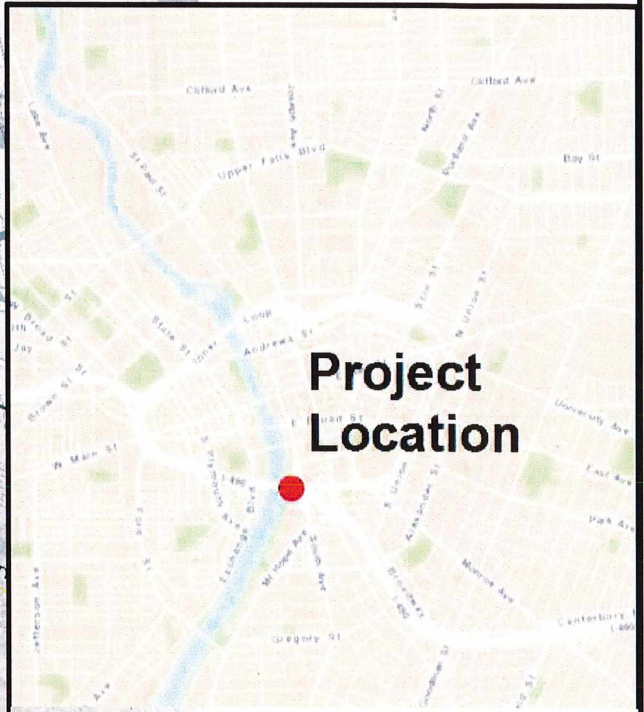
GENESSEE RIVER

GENESSEE RIVER

SOUTH AVENUE

FRIEDMAN COLLEGE
SUSAN B. ANTHONY
BRIDGE

NYSDOT PROPERTY



**Project
Location**

ROC City Skate Park – Phase II

Project Location Map



Map Not To Scale

INTRODUCTORY NO.

274

Ordinance No.

Authorizing an amendatory agreement relating to the ROC City Skatepark – Phases II and III project

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

Section 1. The Mayor is hereby authorized to enter into an amendatory professional services agreement with Stantec Consulting Services Inc. relating to the ROC City Skatepark – Phases II and III project (Project). The amendatory agreement authorized by Ordinance No. 2021-270 and amended by Ordinance No. 2021-303 is hereby authorized to be modified by adding to the scope of work construction administration services for Phase II and final design, bidding and construction administration services for Phase III, by increasing the maximum compensation by \$150,000 to a new total of \$375,000, and by extending the term to three months after completion of the two year guarantee inspection of the Project. The amendatory compensation shall be funded with 2016-17 Cash Capital.

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.



275

June 27, 2023

DES 06

TO THE COUNCIL

Ladies and Gentlemen:

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. Appropriate \$1,950 in anticipated reimbursements from the New York State (NYS) Marchiselli Aid Program to finance a portion of ROW acquisition and incidental services for the project; and,
2. Amend Section 2 of Ordinance No. 2022-106, which authorized the Mayor to enter into an agreement with NYSDOT to provide ROW acquisition and incidental services for the Project, by increasing the maximum compensation for the agreement by \$2,200 to a maximum total of \$2,600, which will be funded with \$250 of 2021-22 Cash Capital and \$1,950 of Marchiselli Aid appropriated herein.

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, but is not limited to pavement reconstruction, curbs, sidewalks, curb ramps, catch basins, manhole frames and covers, water main, water services, water anodes, hydrants, street lighting, signal upgrades, signage, tree plantings, the addition of bicycle facilities, 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 for all users, and enhance the streetscape.

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

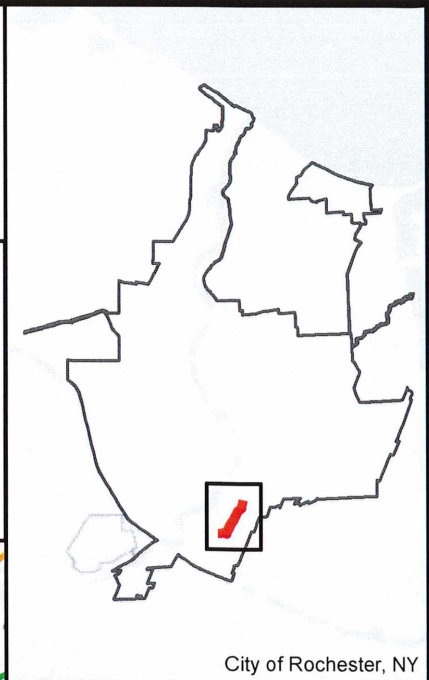
Respectfully submitted,

Malik D. Evans
Mayor



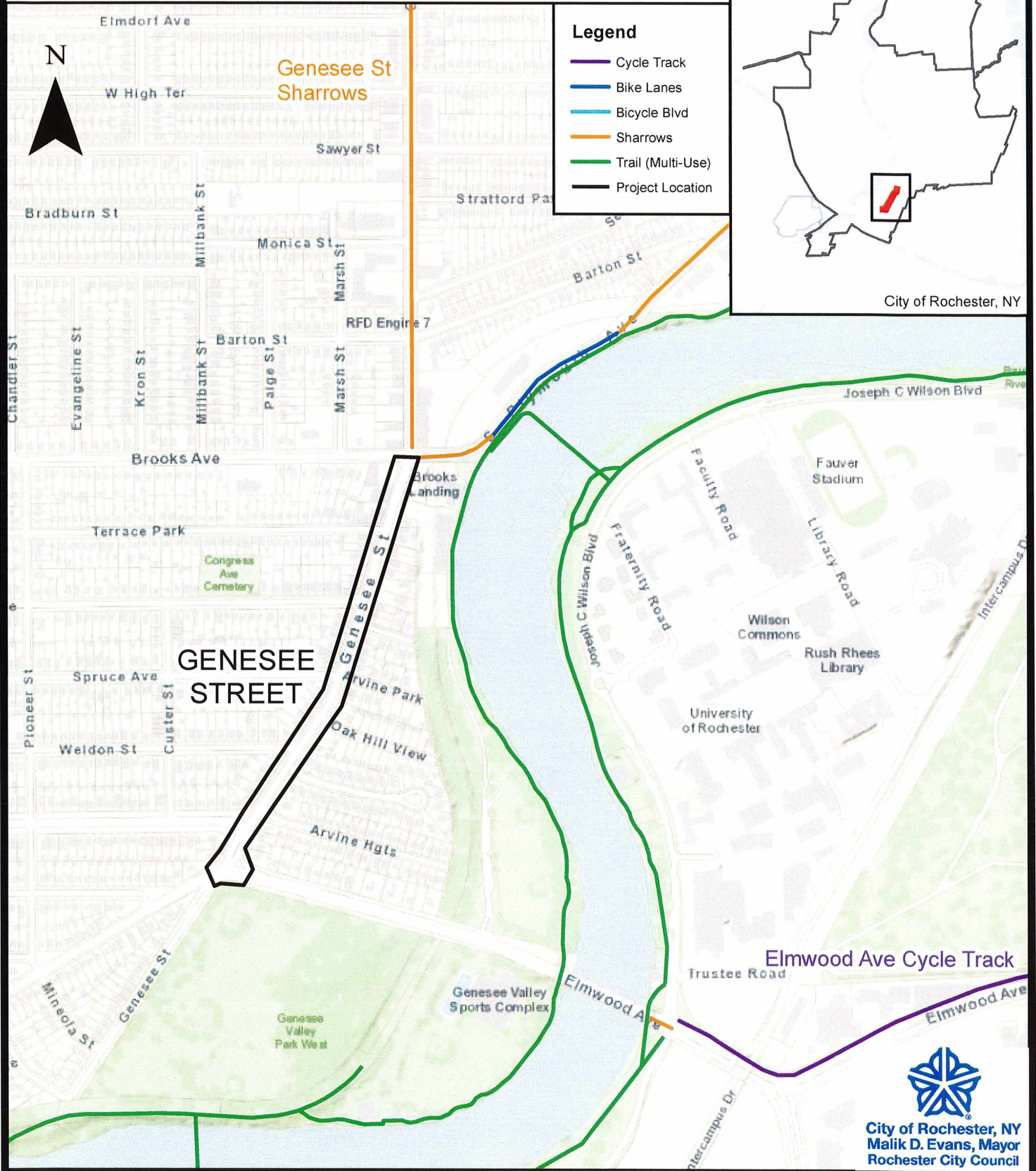
Genesee Street Reconstruction Project

Genesee Street - Elmwood Ave to Brooks Ave



Legend

- Cycle Track
- Bike Lanes
- Bicycle Blvd
- Sharrows
- Trail (Multi-Use)
- Project Location



275

Ordinance No.

Appropriating funds for the Genesee Street Reconstruction Project

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

Section 1. The Council hereby appropriates the sum of \$1,950 in anticipated reimbursements from the New York State Marchiselli Aid Program to fund a portion of the right-of-way (ROW) acquisition and incidental services for the Genesee Street Reconstruction Project (Elmwood Avenue to Brooks Avenue).

Section 2. Section 2 of Ordinance No. 2022-106, Authorizing agreements and funding modifications for the Genesee Street Reconstruction Project, is hereby amended as follows:

Section 2. The Mayor is hereby authorized to enter into an agreement with NYSDOT to provide ROW acquisition and incidental services for the Project. The maximum compensation for the agreement shall be ~~\$400~~ \$2,600, which shall be funded in the amounts of \$650 from 2021-22 Cash Capital and \$1,950 in NYS Marchiselli Aid appropriated in Ordinance No. 2023- [once enacted, fill in Ordinance No. assigned to this July DES item 6].

Section 3. This ordinance shall take effect immediately.



276, 277

June 27, 2023

DES 07

TO THE COUNCIL

Ladies and Gentlemen:

Re: 2023 Preventive Maintenance Group 1 -
East Avenue (Culver Road to Probert Street),
Culver Road (Garson Avenue to Laurelton Road),
Culver Road (Clifford Avenue to Norton Street),
South Avenue (E. Henrietta Road to Elmwood Avenue),
University Avenue (Culver Road to Blossom Road)

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 2023 Preventive Maintenance Group 1 Project, which includes segments of East Avenue, Culver Road, South Avenue and University Avenue as described above. This legislation will:

1. Appropriate \$785,249 in anticipated reimbursements from the New York State (NYS) Marchiselli Aid Program to finance a portion of the construction and Resident Project Representation (RPR) services for the project; and,
2. Amend Section 1 of Ordinance No. 2023-39, which appropriated \$4,200,000 in anticipated reimbursements from the Federal Highway Administration (FHWA) to finance a portion of the construction and Resident Project Representation (RPR) costs for the project, by reducing the federal funds by \$12,011 to a new total of \$4,187,989; and,
3. Amend Section 1 of Ordinance No. 2023-41, which established funding for an agreement with Greenman-Pedersen, Inc. for Resident Project Representation (RPR) services related to this project, by reducing \$103,532.56 of street bonds authorized in Ordinance No. 2023-40, and reducing 2022-2023 Cash Capital by \$8,967.61 and replacing those funds with \$112,500.17 of the NYS Marchiselli Aid appropriated herein; and,
4. Approve a resolution, in a form that is required by 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.

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

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



Construction began in spring 2023 and is anticipated to be substantially complete in fall 2023.

Respectfully submitted,

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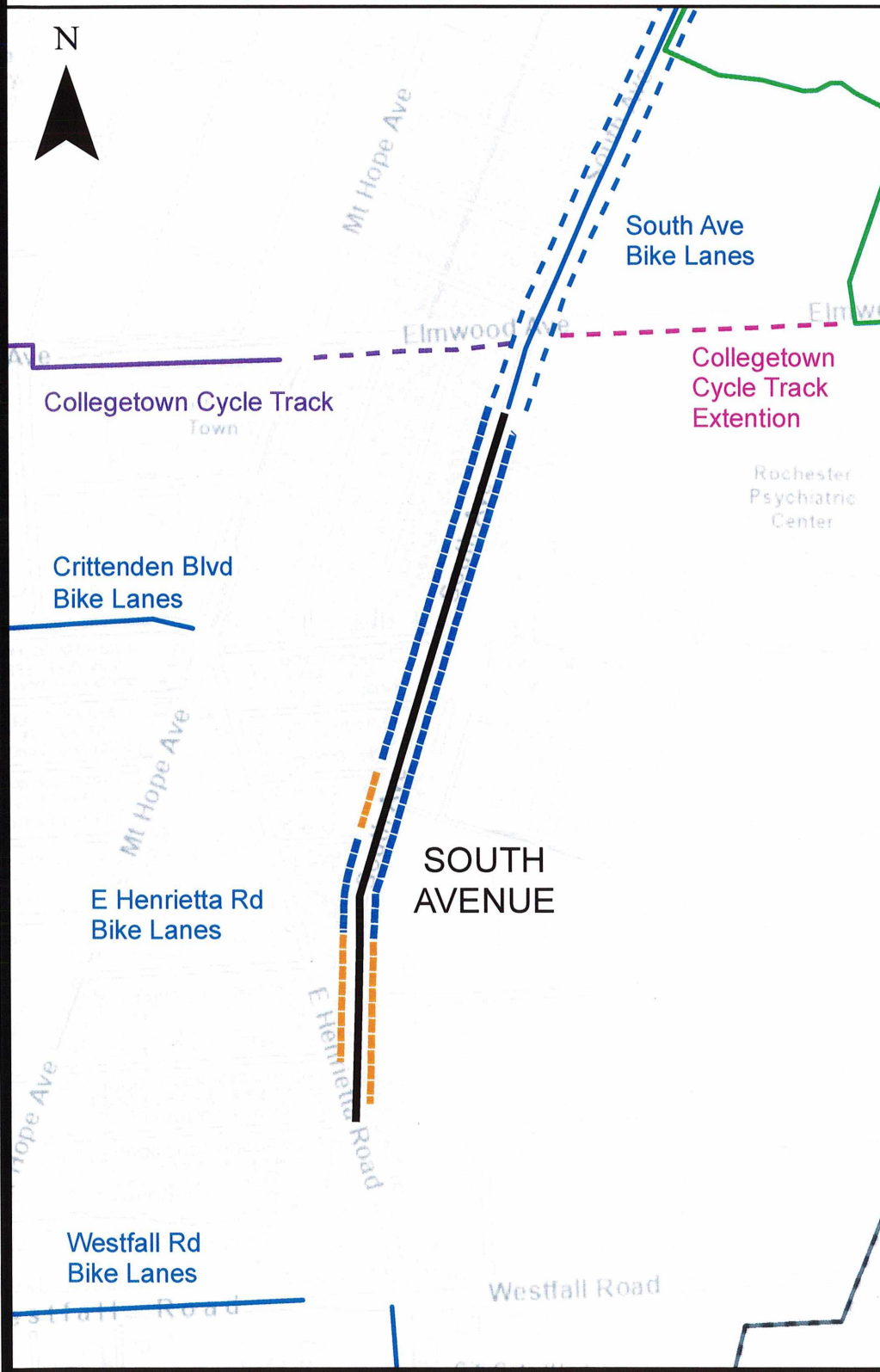
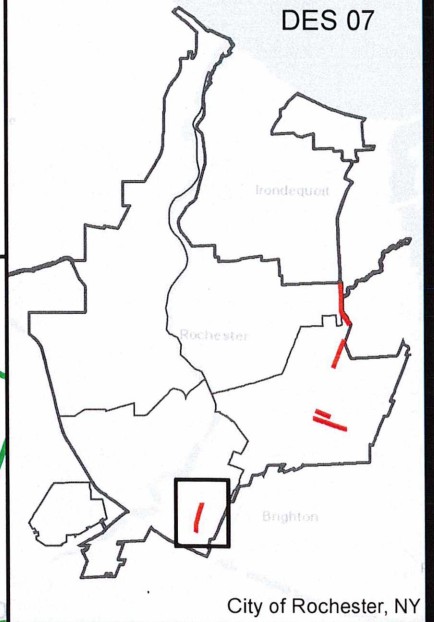
Malik D. Evans
Mayor

2023 PREVENTIVE MAINTENANCE GROUP 1

South Avenue - E Henrietta Rd to Elmwood Ave

Map 1 of 3

DES 07



Legend

- Proposed Bike Lane
- Proposed Shared Use Lanes
- Future Sidewalk Trail
- Future Cycle Track
- Future Bike Lanes
- Existing Two-way Cycle Track
- Existing Bike Lanes
- Existing Shared-Use Path
- Project Location



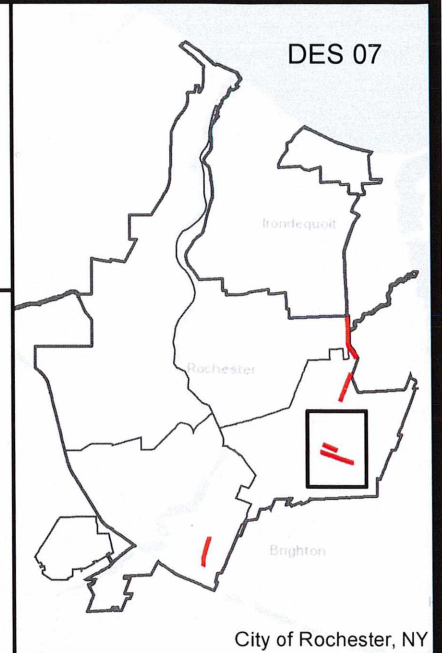
City of Rochester, NY
Malik D. Evans, Mayor
Rochester City Council

2023 PREVENTIVE MAINTENANCE GROUP 1

University Avenue - Culver Rd to Blossom Rd
East Avenue - Culver Rd to Probert St

Map 2 of 3

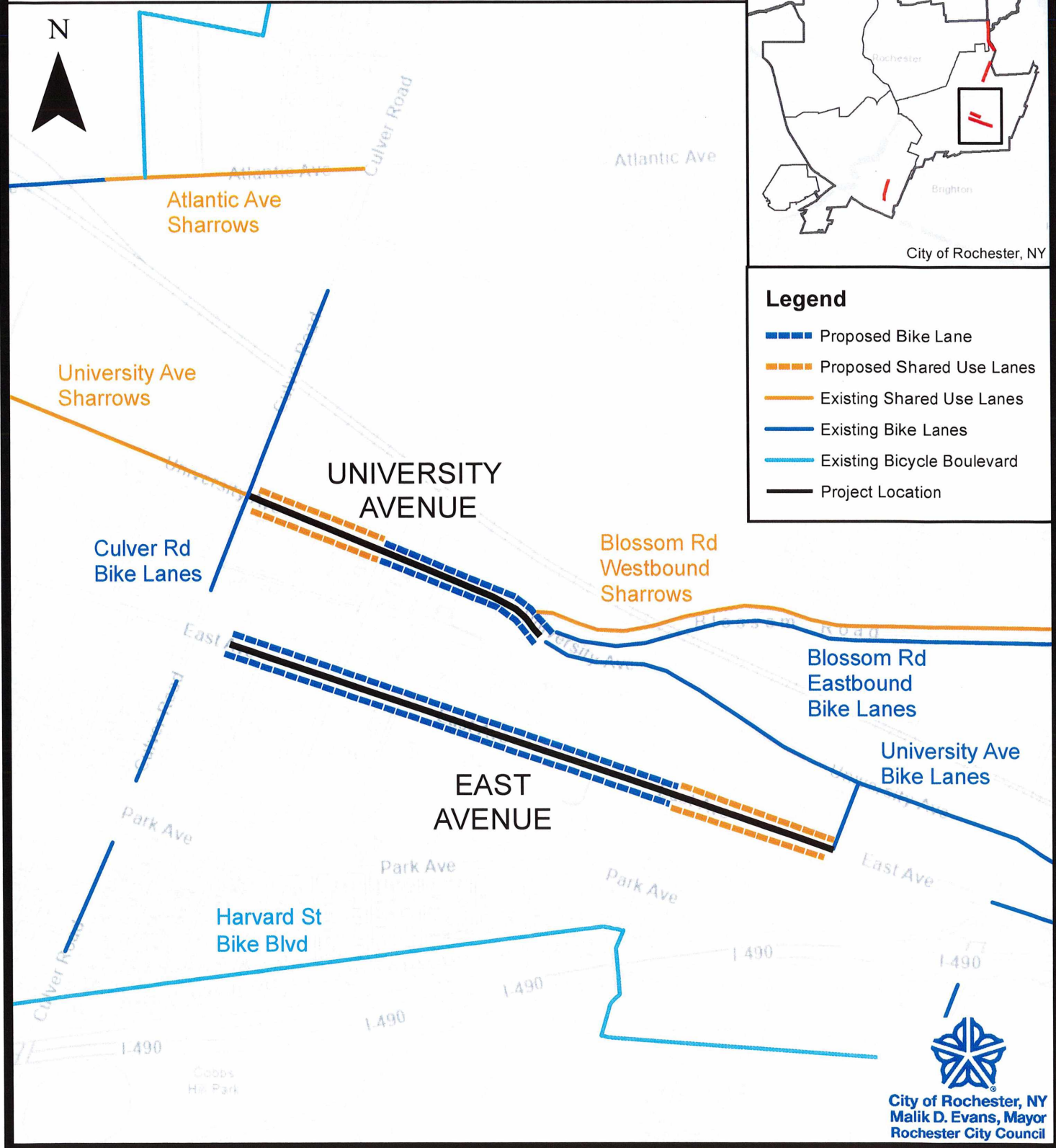
DES 07



City of Rochester, NY

Legend

- Proposed Bike Lane
- Proposed Shared Use Lanes
- Existing Shared Use Lanes
- Existing Bike Lanes
- Existing Bicycle Boulevard
- Project Location



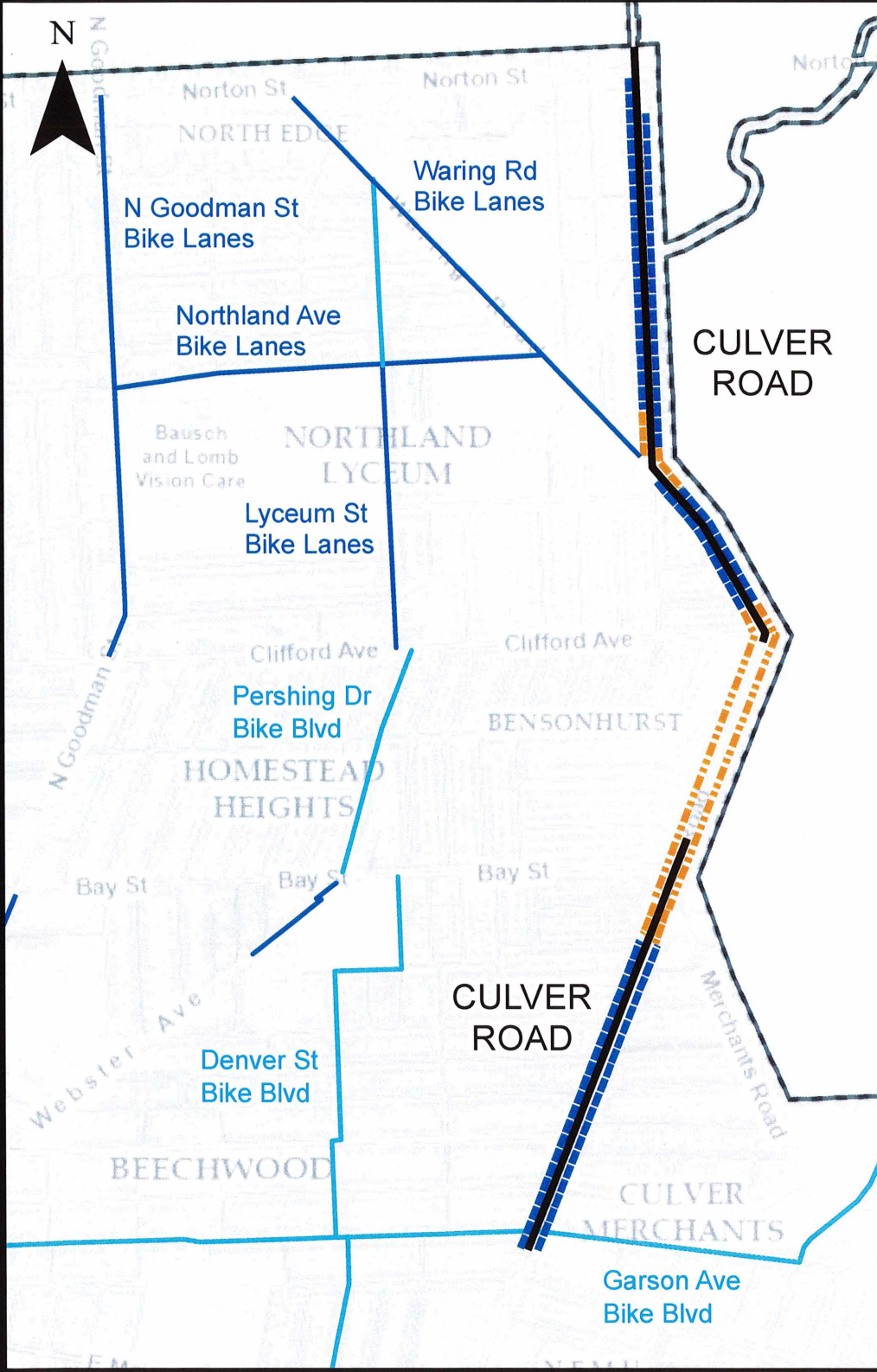
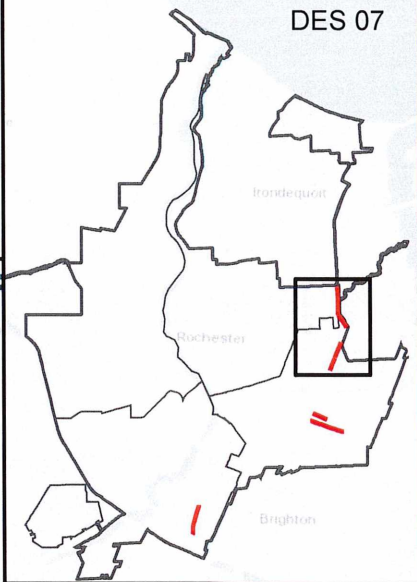
City of Rochester, NY
Malik D. Evans, Mayor
Rochester City Council

2023 PREVENTIVE MAINTENANCE GROUP 1

Culver Road - Garson Ave to Laurelton Rd
 Culver Road - Clifford Ave to Norton St

Map 3 of 3

DES 07



Legend

- Proposed Bike Lane
- Proposed Shared Use Lanes
- - - Potential Future Shared Use Lanes
- - - Future Bike Lanes
- Existing Bike Lanes
- Existing Bicycle Boulevard
- Project Location

Empire Blvd



City of Rochester, NY
 Malik D. Evans, Mayor
 Rochester City Council

276

Ordinance No.

Appropriating funds for the 2023 Preventive Maintenance Group 1 project

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

Section 1. The Council hereby appropriates the sum of \$785,249 in anticipated reimbursements from the New York State Marchiselli Aid Program to fund a portion of the Resident Project Representation and construction costs for the 2023 Preventive Maintenance Group 1 project for East Avenue (Culver Road to Probert Street), Culver Road (Garson Avenue to Laurelton Road), Culver Road (Clifford Avenue to Norton Street), South Avenue (E. Henrietta Road to Elmwood Avenue) and University Avenue (Culver Road to Blossom Road) (Project).

Section 2. Section 1 of Ordinance No. 2023-39, Appropriating funds for the 2023 Preventive Maintenance Group 1 project, is hereby amended as follows:

Section 1. The Council hereby appropriates the sum of ~~\$4,200,000~~ \$4,187,989 in anticipated reimbursements from the Federal Highway Administration to fund a portion of the construction and Resident Project Representation costs for the 2023 Preventive Maintenance Group 1 project for East Avenue (Culver Road to Probert Street), Culver Road (Garson Avenue to Laurelton Road), Culver Road (Clifford Avenue to Norton Street), South Avenue (E. Henrietta Road to Elmwood Avenue) and University Avenue (Culver Road to Blossom Road) (the Project).

Section 3. Section 1 of Ordinance No. 2023-41, Authorizing an agreement for the 2023 Preventive Maintenance Group 1 project, is hereby amended as follows:

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with Greenman-Pedersen, Inc. to provide Resident Project Representation services for the 2023 Preventive Maintenance Group 1 project for East Avenue (Culver Road to Probert Street), Culver Road (Garson Avenue to Laurelton Road), Culver Road (Clifford Avenue to Norton Street), South Avenue (E. Henrietta Road to Elmwood Avenue) and University Avenue (Culver Road to Blossom Road) (the Project). The term of the agreement shall continue to six months after final completion of the Project. The maximum compensation for the agreement shall be \$750,000, which shall be funded in the amounts of \$600,002 in anticipated reimbursements from the Federal Highway Administration appropriated in ~~a concurrent ordinance~~ Ordinance No. 2023-39, \$112,500.17 in NYS Marchiselli Aid appropriated in Ordinance No. 2023- fill in Ordinance No. to be assigned to July DES item 7a], ~~\$138,044~~ \$34,508.44 from the proceeds of bonds appropriated in ~~a concurrent ordinance~~ Ordinance No. 2023-40, and \$11,957 \$2,989.39 in 2022-23 Cash Capital.

Section 4. This ordinance shall take effect immediately.

277

Resolution No.

Resolution authorizing the implementation, and funding in the first instance 100% of the federal-aid and State "Marchiselli" Program-aid eligible costs, of the Highway Preventive Maintenance Group 1 transportation federal-aid project, and appropriating funds therefor

WHEREAS, a project for Highway Preventive Maintenance Group 1, P.I.N. 4CR0.13 (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, construction administration, construction and Resident Project Representative (RPR) 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, construction administration, construction and Resident Project Representative (RPR) services for the Project or portions thereof;

THAT the sum of \$6,511,205.36 is hereby appropriated pursuant to Ordinance No. 2021-241 (\$480,000), Ordinance No. 2021-363 (\$90,000), Ordinance No. 2023-39 (\$180,000), Ordinance No. 2023-40 (\$688,000), Ordinance No. 2023-39 as amended by Ordinance No. 2023- [fill in Ordinance No. to be assigned to July DES item 7a] (\$4,187,989), Ordinance No. 2023- [fill in Ordinance No. to be assigned to July DES item 7a] (\$785,249), \$24,101.47 in anticipated reimbursements from the Rochester Pure Waters District authorized in Ordinance No. 2022-21, \$55,000 from 2021-22 Cash Capital, and \$20,865.89 from 2022-23 Cash Capital

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 appropriate said excess amount immediately upon notification by the City Engineer thereof;

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



278

June 27, 2023

DES 08

TO THE COUNCIL

Ladies and Gentlemen:

Re: Agreement – CHA Consulting, Inc. – Seneca Avenue Reconstruction (Norton Street to E. Ridge Road)

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 Seneca Avenue Reconstruction Project. This legislation will establish \$800,000 as total maximum compensation for a professional services agreement with CHA Consulting, Inc. (Michael D. Carroll, C.E.O., 100 Chestnut Street, Rochester, New York) for engineering design and construction administration services related to this project.

The agreement will be funded from:

Source of Funds	Amount
2019-20 Cash Capital	\$444,000
2020-21 Cash Capital	\$25,000
2021-22 Cash Capital	\$195,000
2022-23 Cash Capital	\$136,000
Total	\$800,000

The project includes, but is not limited to pavement reconstruction, curbs, spot sidewalk replacement, curb ramp upgrades, street lighting improvements, traffic signal upgrades, spot water main and water service replacements, hydrant upgrades, adjustment and/or replacement of catch basins, repair of utility appurtenances, and other various improvements as funding allows. The addition of bicycle facilities and curb bump-outs will be evaluated during preliminary design. These improvements will improve the surface drainage and riding quality of the roadway, improve accessibility, and expand the useful life of the pavement structure.

This section of Seneca Avenue was last reconstructed in approximately 1937 with a milling and resurfacing in 1980.

CHA Consulting, Inc. was selected to provide engineering design and construction administration services through a request for proposal process, which is described in the attached summary.

Design services will begin in August 2023. Construction is anticipated to begin in spring of 2025. The agreement will result in the creation and/or retention of the equivalent of 8.8 full-time jobs.



The term of the agreement shall extend until three (3) months after the completion of the two (2) year guarantee inspection of the project.

Respectfully submitted,



Malik D. Evans
Mayor

Vendor / Consultant Selection Process Summary

Department: DES/Bureau of Architecture and Engineering
Project / Service Sought: Seneca Avenue Reconstruction / Design Services
Consultant Selected: CHA Consulting, Inc.
Method of selection: Request for Proposals

1. Date RFP (and posted on the City web site): March 27, 2023

2. The RFP / RFQ was also sent directly to: See attached Consultant List

3. Proposals were received from

<u>FIRM</u>	<u>City/State/Zip Code</u>
Barton & Loguidice, D.P.C.	Rochester NY, 14614
CHA Consulting, Inc.	Rochester NY, 14604
Erdman, Anthony and Associates, Inc.	Rochester NY, 14620
Fisher Associates, P.E., L.S., L.A., D.P.C.	Rochester NY, 14607
Greenman-Pederson, Inc.	Rochester NY, 14614
Hunt Engineers, Architects, Land Surveyors & Landscape Architect, D.P.C.	Rochester NY, 14614
LaBella Associates, D.P.C.	Rochester NY, 14614
TY Lin International Engineering & Architecture, P.C.	Rochester NY, 14604

4. Evaluation criteria

<u>Criteria</u>	<u>Weighting Points Possible</u>		<u>Actual Points received by FIRM</u>
Firm Qualifications	10%	10	7.7
Team Qualifications	40%	40	26.7
Technical Proposal	50%	<u>50</u>	<u>40.3</u>
SUBTOTAL		100	74.7

<u>Bonus Points</u>	<u>Max Points Possible</u>	<u>Actual Points received by FIRM</u>
City business:	10	7.47
Prime is an MWBE	10	0
Prime uses 10% - 20% MWBE subs	5	0
Prime uses 20%+ MWBE subs	10	7.47
Workforce goals for M & W met	<u>10</u>	<u>7.47</u>
BONUS POINTS SUBTOTAL	Max BP = 40	Actual BP = 22.4

Total = Actual points + Actual BP = **97.1**

5. Review team included staff from: DES Architecture & Engineering, 3

6. Additional considerations/explanations: The selected Consultant does not have any street projects actively in design.

7. MWBE Officer has reviewed the recommended firm's proposal for MWBE and Workforce goals. MWBE Officer Initials: *D. J. Pearson* Date: *5-19-23*

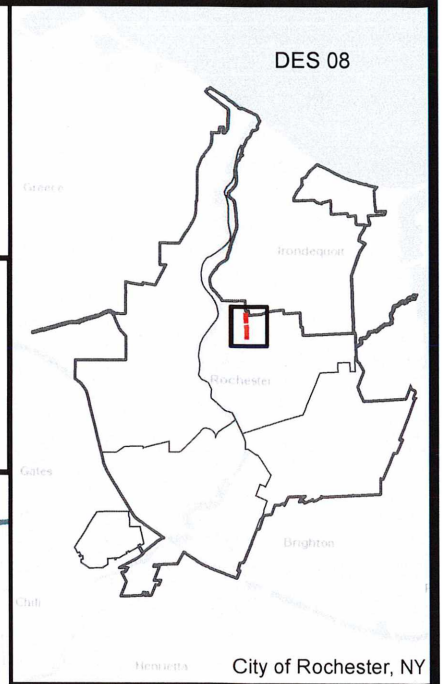
Consultant List

1. ARCADIS Rochester, NY 14604
2. Baptiste Engineering, D.P.C. Rochester, NY 14614
3. Barton & Loguidice, D.P.C. Rochester, NY 14614
4. Bergmann Architects, Engineers & Planners Rochester, NY 14604
5. C&S Engineers, Inc. Rochester, NY 14614
6. CHA Consulting, Inc. Rochester, NY 14604
7. Environmental Design and Research, P.C. Rochester, NY 14607
8. Erdman Anthony and Associates, Inc. Rochester, NY 14620
9. Fisher Associates, P.E., LS, LA, DPC Rochester, NY 14607
10. Greenman-Pedersen, Inc. Rochester, NY 14614
11. Hunt Engineers, Architects, Land Surveyors & Landscape Architect D.P.C. Rochester, NY 14614
12. LaBella Associates, D.P.C. Rochester, NY 14614
13. LiRo Engineers, Inc. Rochester, NY 14608
14. Lu Engineers Rochester, NY 14604
15. Marathon Engineering Rochester, NY 14614
16. Marques & Associates, P.C. Land Surveying and Engineering Rochester, NY 14607
17. MRB Group Engineers, Architects, Surveyors, PC Rochester, NY 14620
18. Passero Associates, PC Rochester, NY 14614
19. Prudent Engineering, LLP Rochester, NY 14614
20. Stantec Consulting Services, Inc. Rochester, NY 14614
21. T.Y. Lin International Engineering & Architecture, P.C. Rochester, NY 14604
22. Wendel Companies Rochester, NY 14608

SENECA AVENUE RECONSTRUCTION PROJECT

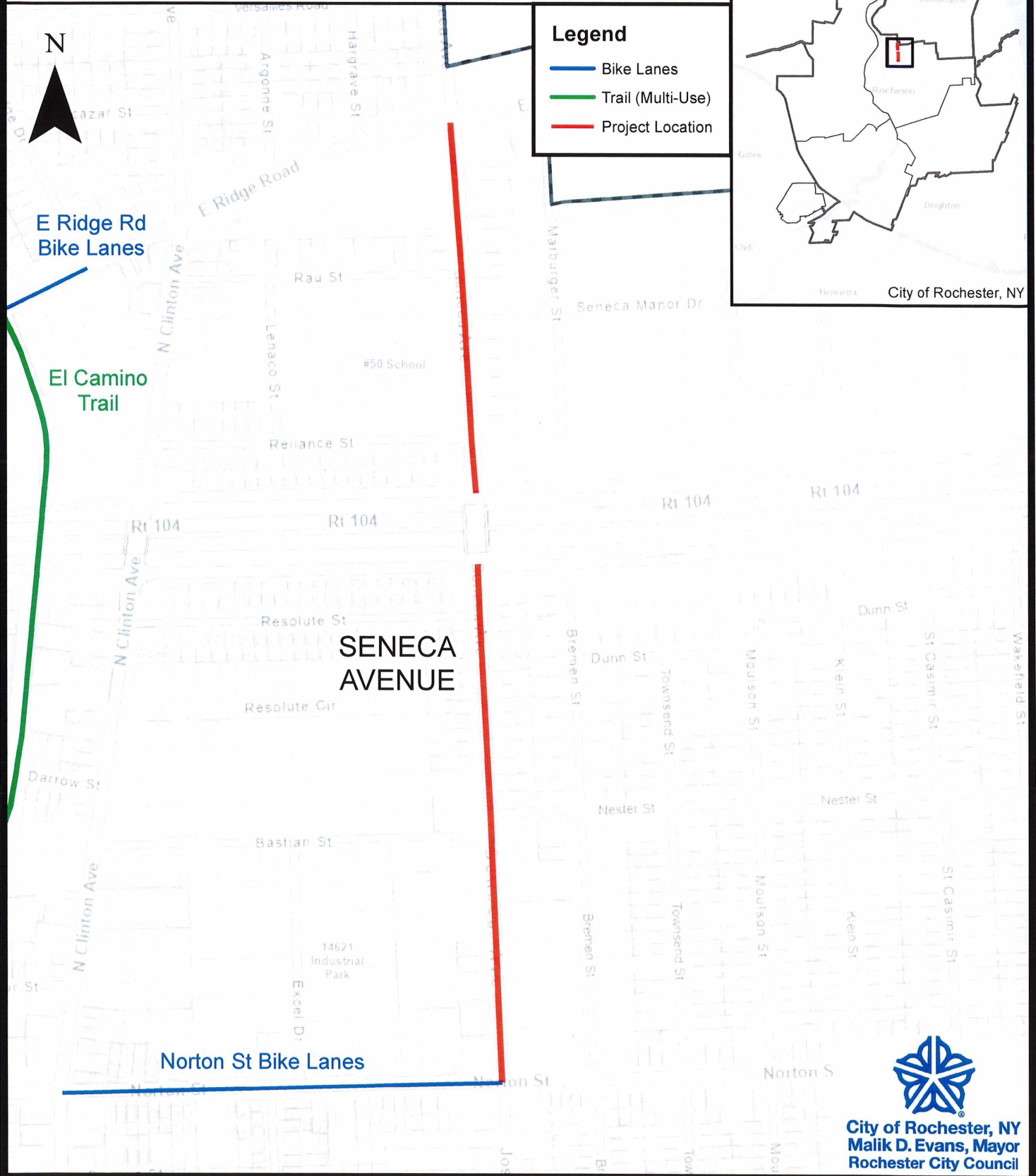
Seneca Avenue - Norton St to E Ridge Rd

DES 08



Legend

-  Bike Lanes
-  Trail (Multi-Use)
-  Project Location



City of Rochester, NY
Malik D. Evans, Mayor
Rochester City Council

278

Ordinance No.

Authorizing an agreement relating to the Seneca Avenue 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 a professional services agreement with CHA Consulting, Inc. to provide engineering design and construction administration services for the Seneca Avenue (Norton Street to East Ridge Road) Reconstruction Project (Project). The maximum compensation for the agreement shall be \$800,000, which shall be funded in the amounts of \$444,000 from 2019-20 Cash Capital, \$25,000 from 2020-21 Cash Capital, \$195,000 from 2021-22 Cash Capital, and \$136,000 from 2022-23 Cash Capital. The term of the agreement shall continue until three months after completion of the two-year guarantee inspection of the Project.

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

Section 3. This ordinance shall take effect immediately.



City of Rochester

City Hall Room 308A, 30 Church Street
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**PARKS & PUBLIC WORKS
INTRODUCTORY NO.**

Malik D. Evans
Mayor

279

June 27, 2023

DES 09

TO THE COUNCIL

Ladies and Gentlemen:

Re: Consolidated Funding Applications for 2023-24

Council Priority: Jobs and Economic Development

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

Transmitted herewith for your approval is legislation related to the 2023-24 New York State Consolidated Funding Application (CFA) process.

This legislation will:

1. Authorize the City's applications for over \$2.7 million in New York State funding through the CFA process; and
2. Authorize any necessary agreements with the State for the receipt of funding.

As part of New York's efforts to improve the business climate and expand economic growth, the CFA was created to support the Regional Economic Development Council (REDC) Initiative. The CFA streamlined and expedited the grant application process, marking a shift in the way state resources are allocated. The CFA allows applicants to access multiple state funding sources through a single application.

This year, there are programs available through 10 state agencies for the REDC Initiative, including Empire State Development; NYS Canal Corporation; NYS Energy Research and Development Authority; Homes and Community Renewal; New York Power Authority; Office of Parks, Recreation and Historic Preservation; NYS Department of Agriculture and Markets; and Department of State.

City Applications

In spring 2023, an interdepartmental team of City staff worked to review CFA availability as it related to each department and create a citywide CFA application plan. Projects recommended for City submissions were based on the current stage of project development, ability to complete the projects within the timeframes established by the funding agency, and the ability to obtain matching funds through the City's Capital Improvement Program.

If State funding is awarded, it is anticipated that any local match amounts not already allocated will be requested through the Capital Improvement Program.



Applications are due by July 28, 2023. The City of Rochester intends to submit up to six applications for the projects listed below:

2023 City Applications for CFA			
Project	Total Project Cost	State Request	Local Match
Maplewood Nature Center Site Enhancements	\$1,400,000	\$975,000	\$350,000
Genesee River Debris Mitigation Assessment	\$250,000	\$187,500	\$62,500
Martin Luther King Jr. Memorial Park – Phase 4 Improvements	\$300,000	\$225,000	\$75,000
High Falls Triphammer Forge Critical Repairs - Phase 2	\$670,000	\$500,000	\$170,000
Mt. Hope Cemetery 1912 Chapel Historic Preservation	\$500,000	\$375,000	\$125,000
Water Meter Replacement Program	\$630,000	\$472,000	\$157,600

Project descriptions are provided in the attached summary.

Respectfully submitted,



Malik D. Evans
Mayor

In spring 2023, an interdepartmental team of City staff worked to review CFA availability as it related to each department and create a citywide CFA application plan. Projects recommended for City submissions were based on the current stage of project development, ability to complete the projects within the timeframes established by the funding agency, and the ability to obtain matching funds through the City's Capital Improvement Program.

- **Maplewood Nature Center Site Enhancements (DRHS w/ DES A&E)**

Transform the site surrounding the future Maplewood Nature Center to support the Center's goals to educate children in urban ecology and engage them as good stewards of the Genesee River and its ecosystem. Improvements will reduce excessive pavement and restore parkland to this section of the Frederick Law Olmsted-designed Maplewood Park; enhance trail connections between the Nature Center, the street, and the river gorge; and make further site improvements to align with the Nature Center's ecology-focused programming.

- **Genesee River Debris Mitigation Assessment (DES A&E)**

Assess and conduct preliminary design for a system to capture tree debris in the Genesee River before it reaches Center City. Every year, excessive amounts of large downed trees and limbs become trapped against the City's downtown bridges. To ensure free flow of the river and to protect critical bridge infrastructure, the City has to remove tree debris annually. The majority of this tree debris originates outside the City. This project will assess opportunities to intercept tree debris south of downtown to reduce long-term wear and tear on City bridges and to reduce operational costs associated with debris removal. The assessment will review potential technology, permitting, and ongoing operation and maintenance costs.

- **Martin Luther King Jr. Memorial park – Phase 4 Improvements (DES A&E w/ DRHS)**

Design improvements at MLK Jr. Memorial Park to rehabilitate deteriorating park features at the main entrance, amphitheater, lawn, and berm areas, and to improve the streetscape along the park's frontage on Chestnut Street, Court Street, and Manhattan Square Drive. This project is the fourth and final phase in the continuing implementation of a multi-year master plan for the park.

- **High Falls Triphammer Forge Critical Repairs – Phase 2 (DES A&E)**

Design and perform repairs and drainage improvements to address the structural integrity of the northwest wall of the Triphammer Forge. Constructed in the 1800s, this site is an irreplaceable historic asset illustrating the importance of the Genesee River and High Falls in the growth and development of the City Rochester. This project will build on an ongoing and parallel City investment in the Triphammer Forge, consisting of stabilization, repair, and partial replacement of a wall in the northeastern corner of the site.

- **Mt. Hope Cemetery 1912 Chapel Historic Preservation (DES A&E)**

Continue high-priority building stabilization efforts to preserve the structural integrity of the historic 1912 Chapel at Mt. Hope Cemetery. The project will build on recent City investments in the structure, which include a project completed recently to repoint the chapel's tower and repair structural columns in the basement. Items include, but are not limited to, cast stone, structural steel and concrete repairs, electrical service restoration, critical envelope repairs, ventilation upgrades, and waterproofing. These items are critical in order to allow limited entry for maintenance personnel and potential future investors.

- **Water Meter Replacement Program (DES Water)**

Replace City of Rochester water meters, including the replacement of existing broken / malfunctioning water meters or upgrading existing meters with automatic meter reading systems (AMR), smart meters, and meters with built-in leak detection. DES / Water successfully applied for a similar grant in 2021 and seeks additional funding to continue its efforts to improve water efficiency, which is one of four green practices eligible for funding through this opportunity.

DRAFT

INTRODUCTORY NO.

279

Ordinance No.

Authorizing Consolidated Funding Grant applications and agreements

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

Section 1. The Mayor is hereby authorized to submit applications to, and enter into agreements with, New York State for funding through the 2023-24 New York State Consolidated Funding Application process for the following projects:

Project	Total Cost	State Request	Local Match
Maplewood Nature Center Site Enhancements	\$1,400,000	\$975,000	\$350,000
Genesee River Debris Mitigation Assessment	\$250,000	\$187,500	\$62,500
Martin Luther King Jr. Memorial Park – Phase 4 Improvements	\$300,000	\$225,000	\$75,000
High Falls Triphammer Forge Critical Repairs - Phase 2	\$670,000	\$500,000	\$170,000
Mt. Hope Cemetery 1912 Chapel Historic Preservation	\$500,000	\$375,000	\$125,000
Water Meter Replacement Program	\$630,000	\$472,000	\$157,600

Section 2. City match funding shall be provided through Budget funds already allocated for these project purposes, or through the Capital Improvement Plan.

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

Section 4. This ordinance shall take effect immediately.



City of Rochester

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**PARKS & PUBLIC WORKS
INTRODUCTORY NO.**

280

Malik D. Evans
Mayor

June 27, 2023

DES 10

TO THE COUNCIL

Ladies and Gentlemen:

Re: Agreement – United States Marshals Service –
Fueling of Vehicles

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area:
Fostering Prosperity and Opportunity

Transmitted herewith for your approval is legislation authorizing an agreement with the United States Marshals Service for the fueling of vehicles. The Marshals Service will reimburse the City for the actual cost of the fuel and pay an administrative and service charge of \$0.18 per gallon. The term of this agreement will be five (5) years. The City of Rochester has provided fuel to the United States Marshals since the agreement passed on June 19, 2013, under Ordinance No. 2013-193. The most recent agreement was passed June 19, 2018, under Ordinance Number No. 2018-202.

The City estimates future annual reimbursement of \$15,000-\$20,000 for fuel provided under this agreement.

Respectfully submitted,

Malik D. Evans
Mayor



280

Ordinance No.

Authorizing an agreement for the fueling of vehicles

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the United States Marshals Service for the fueling of its vehicles. The agreement shall have a term of five years. The agreement shall obligate the Marshals Service to reimburse the City for the actual cost of the fuel and pay an administrative and service charge of \$0.15 per gallon.

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

Section 3. This ordinance shall take effect immediately.



City of Rochester

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**PARKS & PUBLIC WORKS
INTRODUCTORY NO.**

Malik D. Evans
Mayor

281

June 27, 2023

DES 11

TO THE COUNCIL

Ladies and Gentlemen:

Re: Solid Waste Motor Equipment Bonding

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 issuance of \$4,500,000 in bonds and appropriating the proceeds thereof to finance the purchase of nine automated Solid Waste collection vehicles and one automated Recycling collection vehicle (\$4,100,000), and plow frames for the vehicles (\$400,000). These bonds will be funded by the Refuse Fund (\$4,100,000) and the Local Works Fund (\$400,000).

The Department of Environmental Services periodically replaces collection vehicles based upon a combination of use and age. The 10 sideload packers being replaced are first line vehicles that operate out of the Solid Waste Division located at 210 Colfax Street. The sideload packers are between 6 and 8 years old. There is a two-year delivery lead time. Sideload packers are used on a daily basis in the collection of refuse and recycling material set out at the curb by residents. Plow frames will be attached to the vehicles to allow the Solid Waste Division to support the Special Services Division during snow service events. Upon replacement, the existing packers will replace reserve vehicles that are currently 14 years old and eligible for disposal through the Purchasing Bureau's surplus process.

Respectfully submitted,

Malik D. Evans
Mayor



INTRODUCTORY NO.

281

Ordinance No.

Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$4,500,000 Bonds of said City to finance the acquisition of nine automated solid waste collection vehicles, one automated recycling collection vehicle and plow frames to be attached to the foregoing ten vehicles

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance the acquisition of nine automated solid waste collection vehicles, one automated recycling collection vehicle and plow frames to be attached to the foregoing collection vehicles, all to be garaged at 210 Colfax Street, for use in the City's solid waste collection system and to provide plowing services during snow events (the "Project"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$4,500,000, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$4,500,000 bonds of the City to finance said appropriation and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the City in the principal amount of \$4,500,000 are hereby authorized to be issued pursuant to the Constitution and laws of the State of New York, including the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), this Ordinance, and other proceedings and determinations related thereto.

Section 3. The City intends to finance, on an interim basis, the costs or a portion of the costs of said improvements for which bonds are herein authorized, which costs are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the City, pursuant to this Ordinance, in the amount of \$4,500,000. This Ordinance is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 4. The period of probable usefulness of said class of objects or purposes described in Section 1 of this Ordinance, within the limitations of 11.00 a. 28 of the Law, is fifteen (15) years.

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

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

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

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

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

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

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

a general circulation in the City and hereby designated the official newspaper of said City for such publication.



City of Rochester

City Hall Room 308A, 30 Church Street
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**PARKS & PUBLIC WORKS
INTRODUCTORY NO.**

Malik D. Evans
Mayor

282

June 27, 2023

DES 12

TO THE COUNCIL

Ladies and Gentlemen:

Re: Special Services Motor Equipment Bonding

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 issuance of \$2,200,000 in bonds and appropriating the proceeds thereof to finance the purchase of Special Services vehicles. These bonds will be funded by the Local Works Fund.

The Department of Environmental Services periodically replaces Special Services vehicles based upon a combination of use and age. The following vehicles being replaced are first line vehicles that operate out of the Special Services Division located at 245 Mt. Read Blvd: five sweepers (6 to 9 years old); two patch trucks (10 years old); two loaders (14 years old). There is a two-year delivery lead time. Sweepers are used to sweep and clean the residential and arterial streets. Patch trucks are used for utility cut restoration, street surface patching and chip seal preparation. Loaders are used for snow and ice control on the City's arterial streets. Upon replacement, the existing vehicles will replace reserve vehicles that are currently 9 to 16 years old and eligible for disposal through the Purchasing Bureau's surplus process.

Respectfully submitted,

Malik D. Evans
Mayor



INTRODUCTORY NO.

282

Ordinance No.

Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$2,200,000 Bonds of said City to finance the acquisition of five sweeper vehicles, two patch trucks and two loaders

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance the acquisition of five sweeper vehicles, two patch trucks and two loaders to be garaged at the Special Services Division facility at 245 Mt. Read Boulevard and used for the purposes of cleaning, patching, chip sealing, and snow and ice removal on City streets (the "Project"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$2,200,000, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$2,200,000 bonds of the City to finance said appropriation and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the City in the principal amount of \$2,200,000 are hereby authorized to be issued pursuant to the Constitution and laws of the State of New York, including the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), this Ordinance, and other proceedings and determinations related thereto.

Section 3. The City intends to finance, on an interim basis, the costs or a portion of the costs of said improvements for which bonds are herein authorized, which costs are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the City, pursuant to this Ordinance, in the amount of \$2,200,000. This Ordinance is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 4. The period of probable usefulness of said class of objects or purposes described in Section 1 of this Ordinance, within the limitations of 11.00 a. 28 of the Law, is fifteen (15) years.

Section 5. Each of the bonds authorized by this Ordinance and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued

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

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

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

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

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

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

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



City of Rochester

City Hall Room 308A, 30 Church Street
Rochester, New York 14614-1290
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**PARKS & PUBLIC WORKS
INTRODUCTORY NO.**

283, 284

Malik D. Evans
Mayor

June 27, 2023

DES13

TO THE COUNCIL

Ladies and Gentlemen:

Re: Grant Application – 2023-24 Water Main
Cleaning & Lining and Lead Service Line
Replacement Project

Council Priority: Deficit Reduction and Long
Term Financial Stability

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the New York State Water
Infrastructure Improvement Act (NYS WIIA). This legislation will:

1. Authorize the Mayor to apply to New York State for grants under the State Fiscal Year 2023-24 NYS WIIA.
2. Authorize any necessary agreements with New York State for the receipt of funding.
3. Authorize the issuance of bonds totaling \$3,333,000 and appropriating the proceeds thereof to fund the 2023-24 Water Main Cleaning & Lining and Lead Service Line Replacement Project.
4. Appropriate \$5,000,000 in anticipated reimbursements from the NYS WIIA grant for the Lead Service Line Replacement project to finance the construction of the project, if awarded.

The City is eligible to receive up to \$5,000,000 from NYS through the State Fiscal Year 2023-2024 WIIA program. This program funds water quality infrastructure projects that focus on improving water quality and protecting public health. The actual amount awarded will depend on the actual amount of the project but cannot exceed 60% of the cost of the project. The City is required to match at least 40% of the project cost.

Grant applications must be submitted by July 28, 2023 to be considered for funding during the State Fiscal Year 2023-2024.

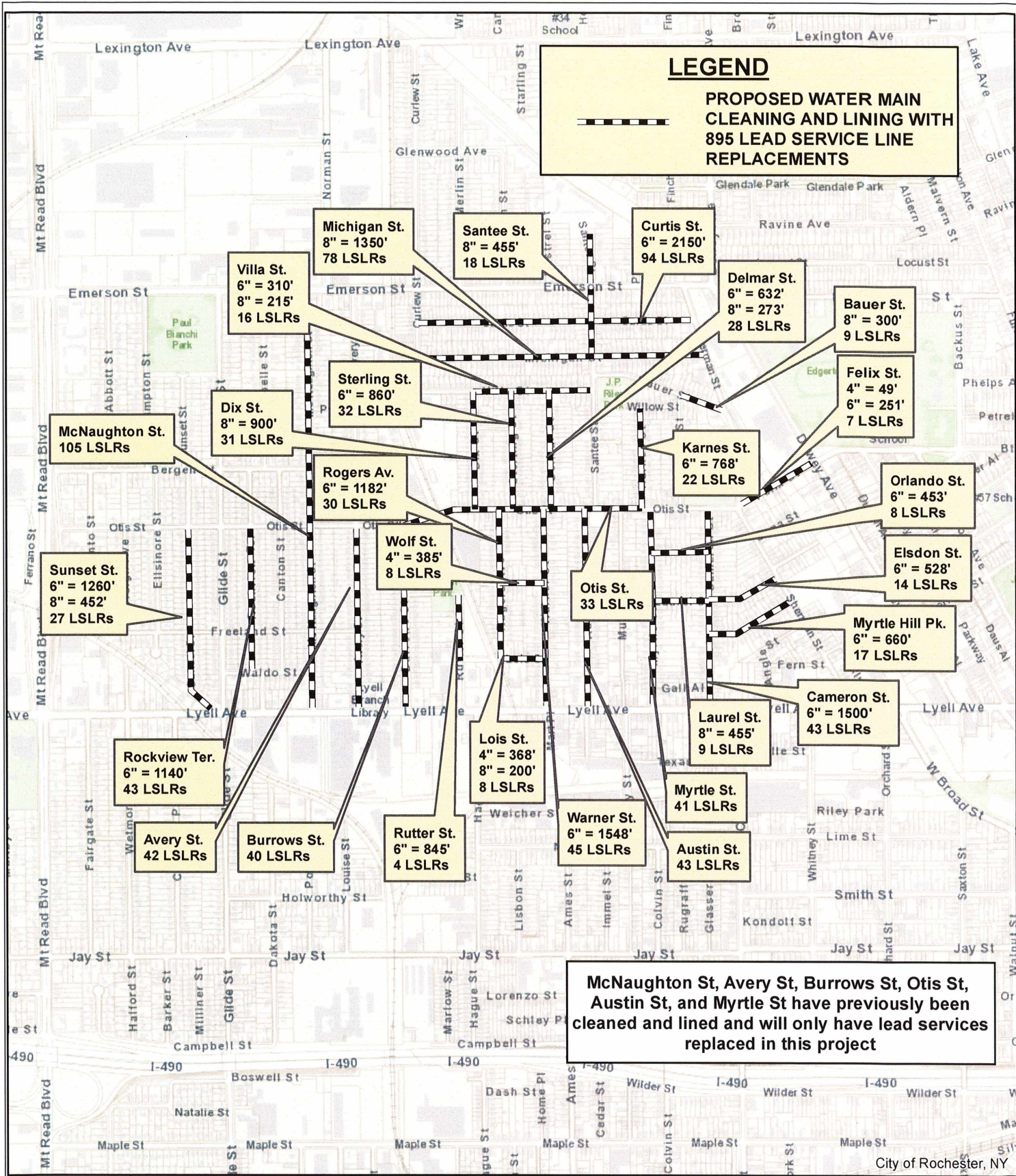
The WIIA funds, if granted, shall be used to fund a portion of the Water Main Cleaning & Lining and Lead Service Line Replacement Project. It is estimated that 28,700 linear feet of water mains will be rehabilitated and 879 identified outside lead services will be replaced along with any inside lead services found.

The total cost of this project is estimated to be \$8,333,000, a State funding request of \$5,000,000 and a City match of \$3,333,000.

Respectfully Submitted,

Malik D. Evans
Mayor





LEGEND
 PROPOSED WATER MAIN
 CLEANING AND LINING WITH
 895 LEAD SERVICE LINE
 REPLACEMENTS

Villa St.
 6" = 310'
 8" = 215'
 16 LSLRs

Michigan St.
 8" = 1350'
 78 LSLRs

Santee St.
 8" = 455'
 18 LSLRs

Curtis St.
 6" = 2150'
 94 LSLRs

Delmar St.
 6" = 632'
 8" = 273'
 28 LSLRs

Bauer St.
 8" = 300'
 9 LSLRs

Dix St.
 8" = 900'
 31 LSLRs

Sterling St.
 6" = 860'
 32 LSLRs

Felix St.
 4" = 49'
 6" = 251'
 7 LSLRs

McNaughton St.
 105 LSLRs

Rogers Av.
 6" = 1182'
 30 LSLRs

Karnes St.
 6" = 768'
 22 LSLRs

Orlando St.
 6" = 453'
 8 LSLRs

Sunset St.
 6" = 1260'
 8" = 452'
 27 LSLRs

Wolf St.
 4" = 385'
 8 LSLRs

Otis St.
 33 LSLRs

Elsdon St.
 6" = 528'
 14 LSLRs

Myrtle Hill Pk.
 6" = 660'
 17 LSLRs

Rockview Ter.
 6" = 1140'
 43 LSLRs

Lois St.
 4" = 368'
 8" = 200'
 8 LSLRs

Laurel St.
 8" = 455'
 9 LSLRs

Cameron St.
 6" = 1500'
 43 LSLRs

Avery St.
 42 LSLRs

Burrows St.
 40 LSLRs

Rutter St.
 6" = 845'
 4 LSLRs

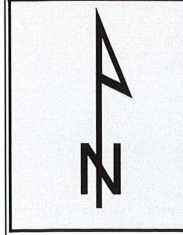
Warner St.
 6" = 1548'
 45 LSLRs

Myrtle St.
 41 LSLRs

Austin St.
 43 LSLRs

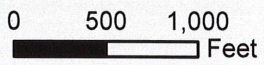
McNaughton St, Avery St, Burrows St, Otis St,
 Austin St, and Myrtle St have previously been
 cleaned and lined and will only have lead services
 replaced in this project

City of Rochester, NY



**WIA GRANT 2023 PROPOSED MAP
 WATER MAIN CLEANING & LINING AND
 LEAD SERVICE LINE REPLACEMENT
 PROJECT**

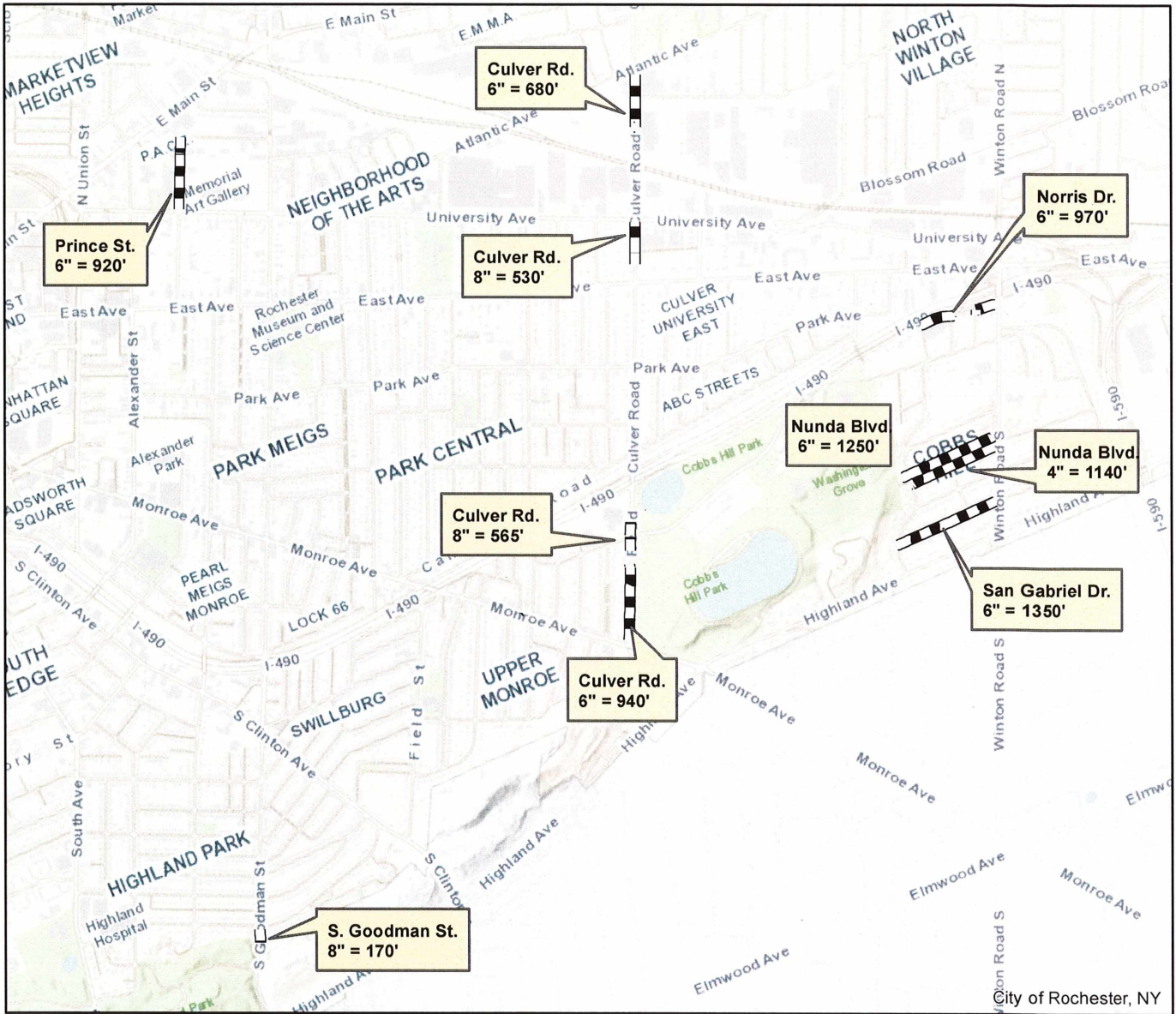
6/6/2023



1" = 1,000 feet


Water Bureau Contact Information



Customer Service - (585)428-5990
 Water Bureau Dispatch Office - (585)428-7500
 Water Bureau Maps & Records - (585)428-7562



All lead services on Prince St, S. Goodman St, Culver Rd, Norris Dr, Nunda Blvd, and San Gabriel Dr have been or will be replaced in a separate project

LEGEND


 PROPOSED WATER MAIN
 CLEANING AND LINING WITH
 895 LEAD SERVICE LINE
 REPLACEMENTS

	WIIA GRANT 2023 PROPOSED MAP WATER MAIN CLEANING & LINING AND LEAD SERVICE LINE REPLACEMENT PROJECT	0 1,000 2,000  Feet	1" = 2,000 feet
	6/6/2023	Water Bureau Contact Information Customer Service - (585)428-5990 Water Bureau Dispatch Office - (585)428-7500 Water Bureau Maps & Records - (585)428-7562	

Authorizing the 2023-24 Water Main Cleaning & Lining and Lead Service Line Replacement Project

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

Section 1. The Mayor is hereby authorized to submit an application to the New York State Environmental Facilities Corporation (EFC) to obtain a grant of up to \$5,000,000 to fund the 2023-24 Water Main Cleaning & Lining and Lead Service Line Replacement Project (the Project) from New York State Water Infrastructure Improvement Act (WIIA) funds allocated for the 2023-24 State Fiscal Year.

Section 2. The Mayor is hereby authorized to enter into an agreement with the New York State Environmental Facilities Corporation (EFC) to participate in, administer and fund the Project. The Project shall be funded from the State WIIA funds awarded in response to the application authorized in Section 1, which are hereby appropriated for that purpose, and the proceeds of City bonds authorized as a local match in a concurrent bond ordinance. The agreement shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 3. The Mayor is hereby authorized to execute and bind the City to the terms of the application and agreement authorized herein. The City's Director of Water or his designee is hereby authorized to disburse funds from the WIIA grant and from the local match to implement the Project.

Section 4. This ordinance shall take effect immediately.

INTRODUCTORY NO.
284

Ordinance No.

Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$3,333,000 Bonds of said City to finance a portion of the costs of the 2023-24 Water Main Cleaning & Lining and Lead Service Line Replacement Project

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), hereby authorizes the issuance of \$3,333,000 bonds of the City to finance a portion of the costs of the 2023-24 Water Main Cleaning & Lining and Lead Service Line Replacement Project comprised of cleaning and lining approximately 28,004 linear feet of water mains and replacing approximately 895 lead water service lines with non-lead containing pipes and joints along the city street segments listed on the attached Schedule A ("Project"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$8,333,000. The plan of financing includes the issuance of \$3,333,000 bonds of the City, which amount is hereby appropriated therefor, \$5,000,000 in anticipated NYS Water Infrastructure Improvement Act grant funds appropriated to the Project in a concurrent ordinance and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the City in the principal amount of \$3,333,000 are hereby authorized to be issued pursuant to the Constitution and laws of the State of New York, including the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), this Ordinance, and other proceedings and determinations related thereto.

Section 3. The City intends to finance, on an interim basis, the costs or a portion of the costs of said improvements for which bonds are herein authorized, which costs are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the City, pursuant to this Ordinance, in the amount of \$3,333,000. This Ordinance is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 4. The period of probable usefulness of said class of objects or purposes described in Section 1 of this Ordinance, within the limitations of 11.00 a. 1. of the Law, is forty (40) years.

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

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

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

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

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

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

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

Exhibit A Project Street List

The Project entails Cleaning and Lining water mains (CL), Lead Service line replacements (Lead), or both elements (Both) along the following street segments:

Street	From	To	Work Type
Austin St	Lyell Ave	Otis St	Lead
Avery St	Lyell Ave	Otis St	Lead
Bauer St	Aab St	Sherman St	Both
Burrows St	Lyell Ave	Clyde St	Lead
Cameron St	Lyell Ave	Otis St	Both
Culver Rd	565 Culver Rd	Atlantic Ave	CL
Culver Rd	315 Culver Rd	University Ave	CL
Culver Rd	145 Culver Rd	83 Culver Rd	CL
Culver Rd	83 Culver Rd	Monroe Ave	CL
Curtis St	Curlew St	Sherman St	Both
Delmar St	Otis St	Villa St	Both
Dix St	Otis St	Villa St	Both
Elsdon St	Cameron St	Sherman St	Both
Felix St	Sherman St	No. 47 Felix St	Both
Felix St	No. 47 Felix St	Dewey Ave	Lead
Karnes St	Otis St	Willow St	Both
Laurel St	Myrtle St	Cameron St	Both
Lois St	Rogers Ave	Warner St	Both
Lois St	Rutter St	Railroad	CL
McNaughton St	Lyell Ave	Emerson St	Lead
Michigan St	Curlew St	Sherman St	Both
Myrtle Hill Pk	Cameron St	Sherman St	Both
Myrtle St	Lyell Ave	Otis St	Lead
Norris Dr	Cobbs Hill Dr	S. Winton Rd	CL
Nunda Blvd	S. Winton Rd	Cobbs Hill Dr	CL
Orlando St	Myrtle St	Cameron St	Both
Otis St	Burrows St	Karnes St	Lead
Prince St	University Ave	College Ave	CL
Rockview Ter	Waldo St	Otis St	Both
Rogers Ave	Otis St	Lois St	Both
Rutter St	Lyell Ave	Haloid St	Both
S. Goodman St	170' south of Highland Pkwy	Highland Pkwy	CL
Santee St	Michigan St	Emerson St	Both
Santee St	Emerson St	End	Lead

Sterling St	Otis St	Villa St	Both
Sunset St	Otis St	Bergen St	CL
Sunset St	Lyell Ave	Otis St	Both
Villa St	Dix St	Sterling St	Both
Villa St	Sterling St	Delmar St	Lead
Villa St	Delmar St	Santee St	Both
Warner St	Lyell Ave	Otis St	Both
Wolff St	Warner St	Rogers Ave	Both



**PARKS & PUBLIC WORKS
INTRODUCTORY NO.**

285, 286

June 27, 2023

DES14

TO THE COUNCIL

Ladies and Gentlemen:

Re: 2021-22 NYS Water Infrastructure Improvement Act (WIIA) Lead Service Line Replacement Project – Grant No. 18998 Authorization, Bond Authorization and Funding Appropriation & Resolution

Council Priority: Deficit Reduction and Long Term Financial Stability

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the 2021-22 New York State (NYS) Water Infrastructure Improvement (WIIA) Lead Service Line Replacement project. The legislation will:

1. Authorize the Mayor to enter into an agreement with New York State Environmental Facilities Corporation (EFC) to participate in and administer the project as part of the NYS WIIA grant for the 2021 Lead Service Line Replacement Project.
2. Authorize the issuance of bonds totaling \$2,000,000 and appropriating the proceeds thereof to fund the Lead Service Line Replacement project.
3. Appropriate \$3,000,000 in anticipated reimbursements from the NYS WIIA grant for the Lead Service Line Replacement project to finance the construction of the project.

Council previously authorized the Mayor to submit applications to New York State for grants under the WIIA program in Ordinance No. 2021-365.

Grant applications were submitted on November 22, 2021. The notice of award was received April 25, 2022.

The funds provided will be used to replace residential lead service lines in an effort to reduce the amount of lead in drinking water. It is anticipated that 884 services will be replaced.

The total cost of this project is estimated to be \$5,100,000. The total City funding is \$2,100,000. The balance of funding will be \$100,000 from 2023-2024 Cash Capital.

The locations for this work have been identified by selecting streets that are scheduled for milling and resurfacing. Work is expected to be performed during the summer and fall of 2023 and winter



of 2024. Project administration and construction inspection will be performed by Water Bureau staff.

This project results in the creation and/or retention of the equivalent of 55 full-time jobs.

Respectfully submitted,

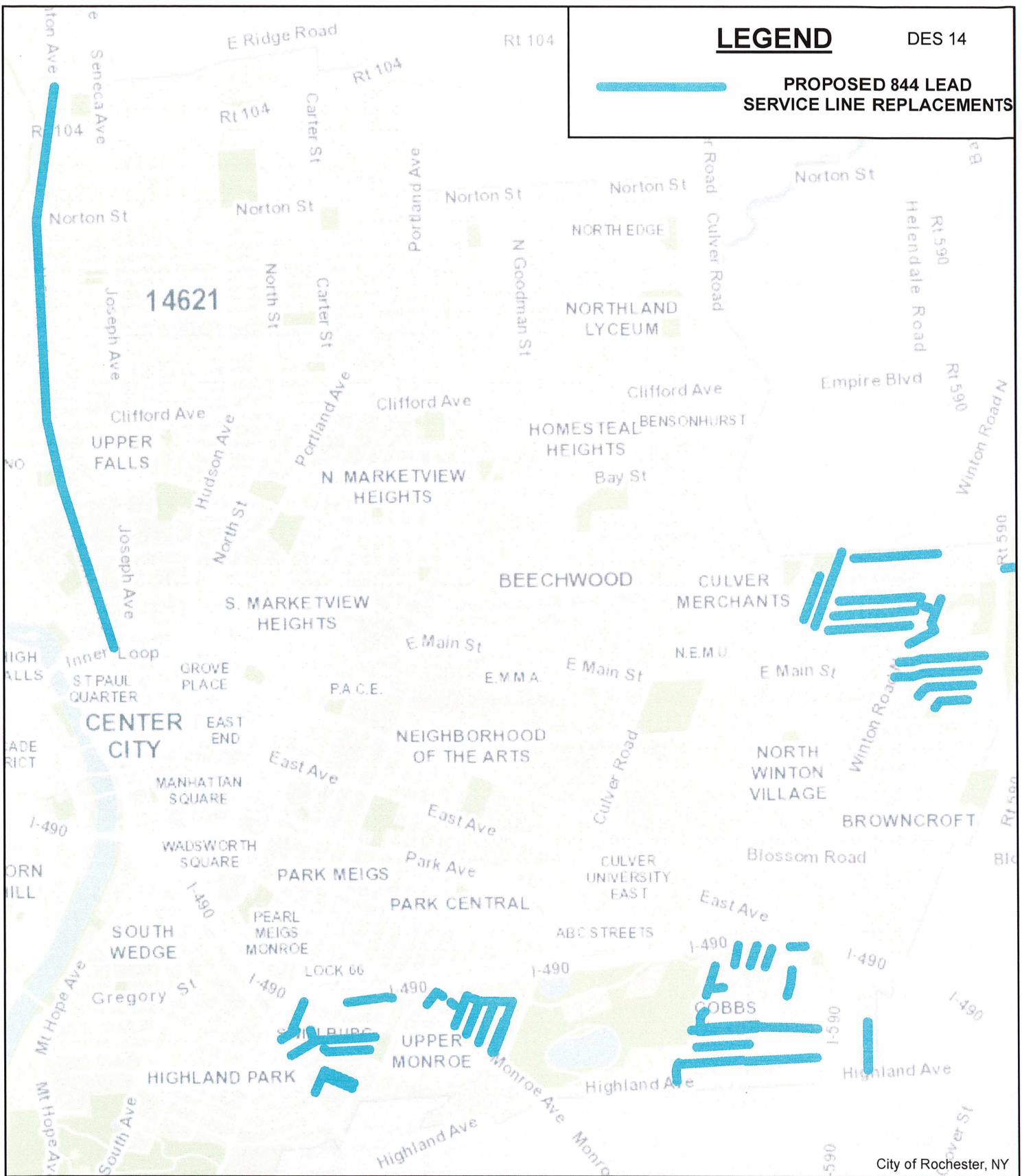


Malik D. Evans
Mayor

LEGEND

DES 14

PROPOSED 844 LEAD SERVICE LINE REPLACEMENTS

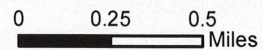


City of Rochester, NY



**PROPOSED EFC GRANT FUNDED
2023 LEAD SERVICE LINE
REPLACEMENT PROJECT**

2/10/2023



1" = 0.5 miles

Water Bureau Contact Information

Customer Service - (585)428-5990
 Water Bureau Dispatch Office - (585)428-7500
 Water Bureau Maps & Records - (585)428-7562

Authorizing an agreement and appropriation for the 2021-22 NYS Water Infrastructure Improvement Act funded Lead Service Line Replacement Project

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the New York State Environmental Facilities Corporation (EFC) to participate in and administer the 2021-22 NYS Water Infrastructure Improvement Act (WIIA) funded Lead Service Line Replacement Project (the Project). The agreement may contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 2. The Council hereby appropriates to the Project \$2,000,000 in anticipated reimbursements from New York State of Fiscal Year 2021-22 WIIA funds that have been awarded to the Project in response to the City's application for WIIA funding authorized in Ordinance No. 2021-365. The WIIA award funds shall be supplemented by a local match of \$3,100,000, comprised of \$2,000,000 in proceeds from the City bonds authorized in a concurrent bond ordinance and \$100,000 from 2023-24 Cash Capital.

Section 3. The Mayor is hereby authorized to execute and bind the City to the terms of the agreement and the funding arrangements authorized herein. The City's Director of Water or his designee is hereby authorized to disburse funds from the WIIA grant and from the local match to implement the Project.

Section 4. This ordinance shall take effect immediately.

Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$2,000,000 Bonds of said City to finance a portion of the costs of the 2021-22 NYS Water Infrastructure Improvement Act funded Lead Service Line Replacement Project

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), hereby authorizes the issuance of \$2,000,000 bonds of the City to finance a portion of the costs of the 2021-22 NYS Water Infrastructure Improvement Act funded Lead Service Line Replacement Project comprised of replacing approximately 775 residential lead water service lines with non-lead containing pipes and joints along the city street segments listed on the attached Schedule A ("Project"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$5,100,000. The plan of financing includes the issuance of \$2,000,000 bonds of the City, which amount is hereby appropriated therefor, \$3,000,000 in anticipated NYS Water Infrastructure Improvement Act grant funds appropriated to the Project in a concurrent ordinance, \$100,000 from 2023-24 Cash Capital and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

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

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

Section 4. The period of probable usefulness of said class of objects or purposes described in Section 1 of this Ordinance, within the limitations of 11.00 a. 1. of the Law, is forty (40) years.

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

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

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

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

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

Exhibit A
Project Street List

Street	From	To
Aberthaw Rd	Dead End	Hillside Ave
Avon Pl	Fountain St	Field St
Avondale Pk	Monroe Ave	Hinsdale St
Belmont St	Monroe Ave	Hinsdale St
Bengal Ter	Dead End	Hillside Ave
Benton St	S. Clinton Ave	Field St
Berwick Rd	Merchants Rd	Dead End
Bloomfield Pl	Henrietta St	I-490
Castlebar Rd	Cobbs Hill Dr	S. Winton Rd
Cobbs Hill Dr	Nunda Blvd	Beckwith Ter
Cobbs Hill Dr	Highland Ave	San Gabriel Dr
Colebourne Rd	Fairfax Rd	N. Winton Rd
Coleridge Rd	Marsden Rd	Dead End
Dalkeith Rd	Fairfax Rd	N. Winton Rd
Elm Dr	Merchants Rd	Dead End
Elmcroft Rd	N. Winton Rd	Dead End
Fairfax Rd	Merchants Rd	Colebourne
Fountain St	S. Clinton Ave	Avon Pl
Glen Pkwy	N. Winton Rd	Coleridge Rd
Gould St	Highland Ave	Dead End
Hartsen St	Hillside Ave	Norris Dr
Hinsdale St	Rosedale St	Werner Pk
Hoyt Pl	S. Winton Rd	Dead End
Jacques St	S. Clinton Av	Henrietta St
Lanark Cres	Merchants Rd	Dead End
Marsden Rd	Winstead Rd	Coleridge Rd
Merwin Ave	Fairfax Rd	N. Winton Rd
Mildorf St	Merchants Rd	Farmington Rd
Nunda Blvd	S. Winton Rd	Hillside Ave
Nunda Blvd	Dead End	Cobbs Hill Dr
Nunda Blvd	Cobbs Hill Dr	S. Winton Rd
Nunda Blvd	Cobbs Hill Dr	S. Winton Rd
Nursery St	Hillside Ave	Norris Dr
Pappert Pl	Benton St	Henrietta St
Pembroke St	Nelson St	Field St
Pinnard St	Bengal Ter	Cobbs Hill Dr
Presque St	Merchants Rd	City Limit
Rosedale St	Monroe Ave	Hinsdale St
San Gabriel Dr	Cobbs Hill Dr	Hillside Ave
Suter Ter	Monroe Ave	Luzerne St
Sycamore St	Fountain St	Field St
Street	From	To

Tryon Pk	I-590	Dead End
Werner Pk	Monroe Ave	Hinsdale St
Wilmington St	Beaufort St	Field St
Wilsonia Rd	Fairfax Rd	N. Winton Rd



City of Rochester

City Hall Room 308A, 30 Church Street
Rochester, New York 14614-1290
www.cityofrochester.gov

**PARKS & PUBLIC WORKS
INTRODUCTORY NO.
287**

Malik D. Evans
Mayor

June 27, 2023

DES 15

TO THE COUNCIL

Ladies and Gentlemen:

Re: Amendatory Agreements – New York State
Department of Corrections and Community
Supervision (DOCCS) / Center for Employment
Opportunities, Inc. (CEO) for Transitional Job Training
and Placement Program

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area: Fostering
Prosperity & Opportunity

Transmitted herewith for your approval is legislation authorizing amendatory agreements with the New York State Department of Corrections and Community Supervision (DOCCS) and the Center for Employment Opportunities (CEO) in continuing partnership with the City for the transitional job training and placement program.

The original agreements authorized in September 2018 by Ordinance No. 2018-301, established maximum annual compensation for a term of one year with five one-year extension options. The compensation for the first year was \$141,500 for 2018-19 and the extension period compensation, if exercised, included \$145,800 for 2019-2020, \$150,200 for 2020-2021, \$154,700 for 2021-2022, \$159,400 for 2022-2023 and \$164,200 for 2023-2024. Ordinance No. 2022-17 increased maximum compensation by \$150,000 for a maximum total of \$309,400 for 2022-2023.

This amendment will increase maximum compensation by \$164,200 for a total of \$328,400 for 2023-2024. The term of the agreements will remain the same, ultimately expiring on June 30, 2024 if the last extension period is exercised. The cost of the increase for 2023-2024 will be funded from the 2023-2024 Budget of the Mayor's Office.

The City has a primary agreement with DOCCS and a secondary agreement with CEO as DOCCS's subcontractor to provide a work crew under the supervision of DOCCS. While DOCCS requires the City to have an agreement with them to provide the job training program through CEO, DOCCS also requires the City to enter into an agreement with CEO with respect to the latter's commitment to adhere to the City's living wage requirements and for CEO to provide insurance requirements commensurate with any agreement into which the City enters. The terms and conditions of engagement of CEO to perform work in the City are set forth in the DOCCS agreement.

CEO provides employment services to men and women with recent criminal convictions through structured programs that help participants regain the skills needed to successful transitions to stable, productive lives. Through administration of the program, DOCCS, through its Managing Agent, CEO, supplies laborers to perform hand sweeping and litter collection as weather permits, snow and ice control during the winter months, and other work tasks as determined by the City. CEO is paid directly by DOCCS and the City reimburses DOCCS for the payments they make on the City's behalf.



Funding for 2022-2023 allows for two work crews comprised of twelve people for 6.5 hours per day Monday through Thursday, excluding State holidays. Funding for 2023-2024 from the Mayor's Office will allow for the partnership to continue to operate with two work crews, continuing to help an additional 25 residents who are under criminal justice supervision transition to employment.

Respectfully submitted,



Malik D. Evans
Mayor

287

Ordinance No.

Authorizing amendatory agreements related to the Transitional Job Training and Placement Project

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

Section 1. The Mayor is hereby authorized to enter into an amendatory agreement with the New York State Department of Corrections and Community Supervision (DOCCS) to provide additional programming related to the Transitional Job Training and Placement Program (Program). The amendatory agreement shall amend the existing agreement, which was authorized by Ordinance No. 2018-301 and amended by Ordinance No. 2022-17, to increase the maximum compensation for the 2023-24 extension term by \$164,200 to a new total of \$328,400. The amendatory compensation shall be funded from the 2023-24 Budget of the Office of the Mayor.

Section 2. The Mayor is hereby authorized to enter into an amendatory agreement with the Center for Employment Opportunities, Inc. to continue to provide work crews under the supervision of DOCCS for the Program agreement during the 2023-24 extension term for the amendatory compensation that has been authorized in Section 1 herein. The agreement shall run concurrently with the term of the DOCCS agreement and contain language regarding the City's Living Wage and insurance requirements.

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

Section 4. This ordinance shall take effect immediately.



City of Rochester

City Hall Room 308A, 30 Church Street
Rochester, New York 14614-1290
www.cityofrochester.gov

**NEIGHBORHOOD &
BUSINESS DEVELOPMENT
INTRODUCTORY NO.**

Malik D. Evans
Mayor

288

June 27, 2023 NBD 16

TO THE COUNCIL

Ladies and Gentlemen:

Re: Sale of Real Estate

Council Priority: Rebuilding and Strengthening
Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:
Strong Neighborhoods

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

The first property, a portion of 22-22.5 Fulton Avenue at the south lot line, is listed on the attached spreadsheet under the heading, I. Negotiated Sale - Vacant Land and will be sold to Wigoberto Perez of 68 Walbar Street, Rochester, New York. The additional twenty feet of frontage will allow the purchaser to create a parcel of a size commensurate with the neighboring and facing properties. The second property, 815-819 South Plymouth Avenue will be sold to TW Jones Development (Tracy W. Jones, Principal) of 683 Gillett Road, Spencerport, New York. The purchaser is the owner of an existing business on the adjacent parcel that is preparing for expansion. The sale price for this commercial vacant lot was established by an independent appraisal prepared by Bruckner, Tillett, Rossi, Cahill & Associates in February 2023. The parcels will be combined with the adjoining owners' primary parcels.

The remaining six properties are listed on the attached spreadsheet under the heading, II. Negotiated Sale - Unbuildable Vacant Land. The parcel at 21 A Place will be sold to Lynda D. Byrd, 15 A Place, Rochester, New York; 532 Brown Street will be sold to Lee Ron Johnson and Bennie Johnson, 536 Brown Street, Rochester, New York; 16 Churchlea Place will be sold to Jimoy Wickham, 85 Grafton Street, Rochester, New York; 23.5 Henry Street will be sold to William J. Fenske, 23 Henry Street, Rochester, New York; 779 Jefferson Avenue will be sold to Miranda Parchment, 783 Jefferson Avenue, Rochester, New York and 53 Treyer St will be sold to Celly Vanessa Pacheco, 55 Treyer Street, Rochester, New York. The parcels are each being sold for \$1.00 (as per City policy) and will be combined with the primary parcels owned by the identified adjoining owners.

The first year projected tax revenue for these properties, assuming full taxation, current assessed valuations and current tax rates, is estimated to be \$3,253.

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

Respectfully submitted,

Malik D. Evans
Mayor

Sales to be Presented to Council
July 18, 2023

NBD 16
ATTACHMENT

I. Negotiated Sale - Vacant Land								
<u>Address</u>	<u>SBL#</u>	<u>Lot Size</u>	<u>Sq.Ft.</u>	<u>Price</u>	<u>Purchaser</u>	<u>Address</u>	<u>Tax Impact</u>	<u>Zoning/ Legal/ Planning</u>
Portion of 22-22.5 Fulton Av	105.60-1-24.001	20 x 132	2,640	\$50	Wigoberto Perez	Rochester, NY 14609	\$ 696	R-1
815-819 S. Plymouth Av	121.69-2-45.001	67 x 177.15	11,868	\$9,400	TW Jones Development*	Spencerport, NY 14559	\$ 1,084	C-1
						Subtotal	\$ 1,780	
	*Tracy W. Jones, Principal							
II. Negotiated Sale - Unbuildable Vacant Land								
<u>Address</u>	<u>SBL#</u>	<u>Lot Size</u>	<u>Sq.Ft.</u>	<u>Price</u>	<u>Purchaser</u>	<u>Address</u>	<u>Tax Impact</u>	
21 A Pl	135.24-2-16	33 x 120	3,960	\$1	Linda D. Byrd	Rochester, NY 14619	\$ 391	
532 Brown St	120.35-2-22.001	17 x 123.34	2,097	\$1	Lee Ron Johnson and Bennie Johnson	Rochester, NY 14611	\$ 134	
16 Churchlea Pl	120.43-2-70	40 x 52.31	2,062	\$1	Jimoy Wickham	Rochester, NY 14621	\$ 270	
23.5 Henry St	106.40-2-22.002	17.5 x 153.35	153	\$1	William J. Fenske	Rochester, NY 14605	\$ 165	
779 Jefferson Av	120.76-3-6	34 x 100	3,400	\$1	Miranda Parchment	Rochester, NY 14611	\$ 264	
53 Treyer St	106.30-1-5	33.73 x 117.7	3,906	\$1	Celly Vanessa Pacheco	Rochester, NY 14621	\$ 250	
						Subtotal	\$ 1,473	
						Total Tax Impact	\$ 3,253	

22-22.5 Fulton Ave



May 26, 2023

This map is intended for general reference only.
The City of Rochester makes no representation as to the accuracy or fitness of the data presented.

City of Rochester, NY



City of Rochester, NY
Malik D. Evans, Mayor

815-819 S Plymouth Ave



May 26, 2023

This map is intended for general reference only.

The City of Rochester makes no representation as to the accuracy or fitness of the data presented.

City of Rochester, NY



City of Rochester, NY
Malik D. Evans, Mayor

21 A Place



May 26, 2023

This map is intended for general reference only.
The City of Rochester makes no representation
as to the accuracy or fitness of the data presented.

City of Rochester, NY



RESIDENTIAL UNBUILDABLE LOT ANALYSIS

Address of Lot: 21 A Place
 SBL#: 135.24-2-16

NBD 16
 ATTACHMENT

Date: 3/16/2023 Initials: IV

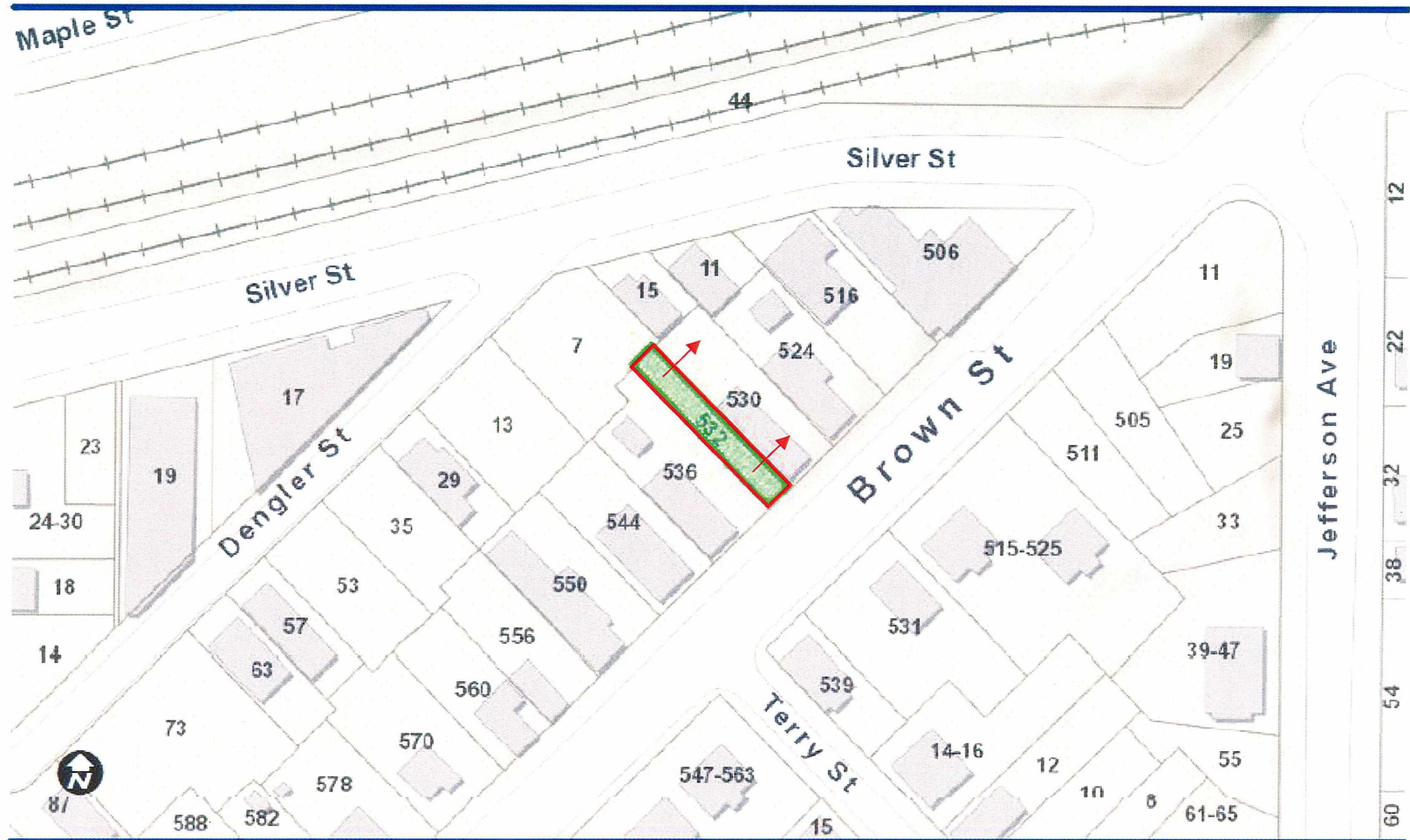
Based on criteria below:

This is an Un-buildable Lot

ITEM	YES	NO
Is the lot in an environmentally sensitive area where construction is prohibited?		X
Is the lot landlocked or less than 4,000 sq. ft.?	X	
Does the lot have severe topographical characteristics that hinder development?		X
Are utilities inaccessible for future development?		X
Is the lot encumbered with major easements which prohibit development?		X
The property has been reviewed to ensure that it does not adjoin a City-owned parcel with which it could be combined to create a development site	x	
Is residentially zoned and has a frontage of less than 40' or a depth of less than 100'	X	
TOTAL	3	

If the answer to any of the above questions is "Yes", the parcel is considered unbuildable.

532 Brown St



May 26, 2023

This map is intended for general reference only.
The City of Rochester makes no representation
as to the accuracy or fitness of the data presented.

City of Rochester, NY



City of Rochester, NY
Malik D. Evans, Mayor

RESIDENTIAL UNBUILDABLE LOT ANALYSIS

Address of Lot: 532 Brown St
SBL#: 120.35-2-22.1

NBD 16
ATTACHMENT

Date 5/12/23 Initials: MG

Based on criteria below:

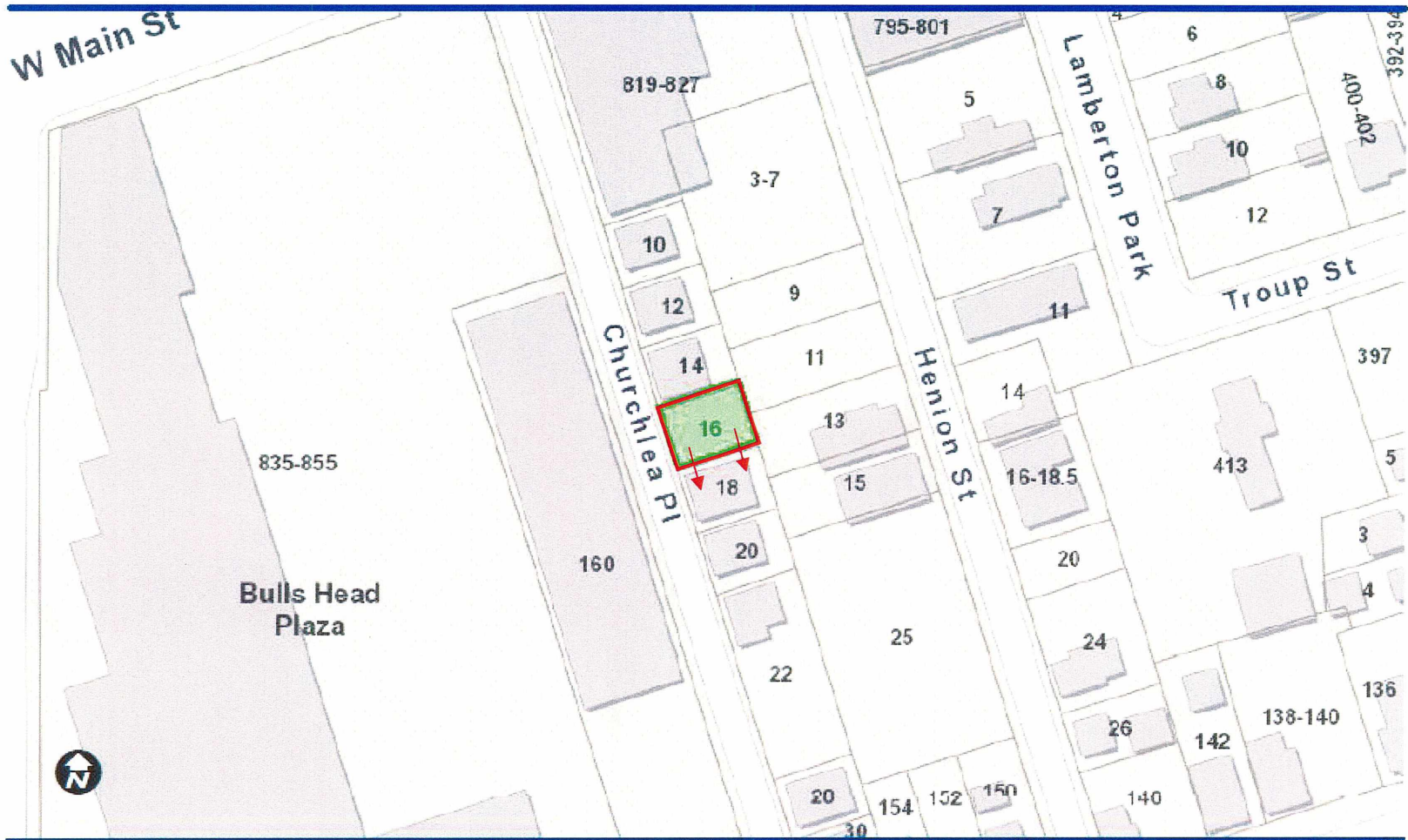
This is an Un-buildable Lot X

ITEM	YES	NO
Is the lot in an environmentally sensitive area where construction is prohibited?		X
Is the lot landlocked and less than 4,000 sq. ft.?		
Does the lot have severe topographical characteristics that hinder development?		X
Are utilities inaccessible for future development?		X
Is the lot encumbered with major easements which prohibit development?		X
The property has been reviewed to ensure that it does not adjoin a City-owned parcel with which it could be combined to create a development site	X	
Is residentially zoned and has a frontage of less than 40' or a depth of less than 100'	X	
TOTAL	-	

If the answer to any of the above questions is "Yes", the parcel is considered unbuildable.

4/25/2018

16 Churchlea Pl



May 26, 2023

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The City of Rochester makes no representation as to the accuracy or fitness of the data presented.

City of Rochester, NY



City of Rochester, NY
Malik D. Evans, Mayor

RESIDENTIAL UNBUILDABLE LOT ANALYSIS

Address of Lot: 16 Churchlea Pl

SBL#: 120.43-2-70

NBD 16
ATTACHMENT

Date: 4/10/2023 Initials: IV

Based on criteria below:

This is an Un-buildable Lot **X**

ITEM	YES	NO
Is the lot in an environmentally sensitive area where construction is prohibited?		X
Is the lot landlocked or less than 4,000 sq. ft.?	X	
Does the lot have severe topographical characteristics that hinder development?		X
Are utilities inaccessible for future development?		X
Is the lot encumbered with major easements which prohibit development?		X
The property has been reviewed to ensure that it does not adjoin a City-owned parcel with which it could be combined to create a development site	x	
Is residentially zoned and has a frontage of less than 40' or a depth of less than 100'	X	
TOTAL	3	

If the answer to any of the above questions is "Yes", the parcel is considered unbuildable.

23.5 Henry St



May 26, 2023

This map is intended for general reference only.

The City of Rochester makes no representation
as to the accuracy or fitness of the data presented.

City of Rochester, NY



City of Rochester, NY
Malik D. Evans, Mayor

RESIDENTIAL UNBUILDABLE LOT ANALYSIS

Address of Lot: 23.5 Henry St
 SBL#: 106.40-2-22.002

NBD 16
ATTACHMENT

Date: 5/8/2023 Initials: IV

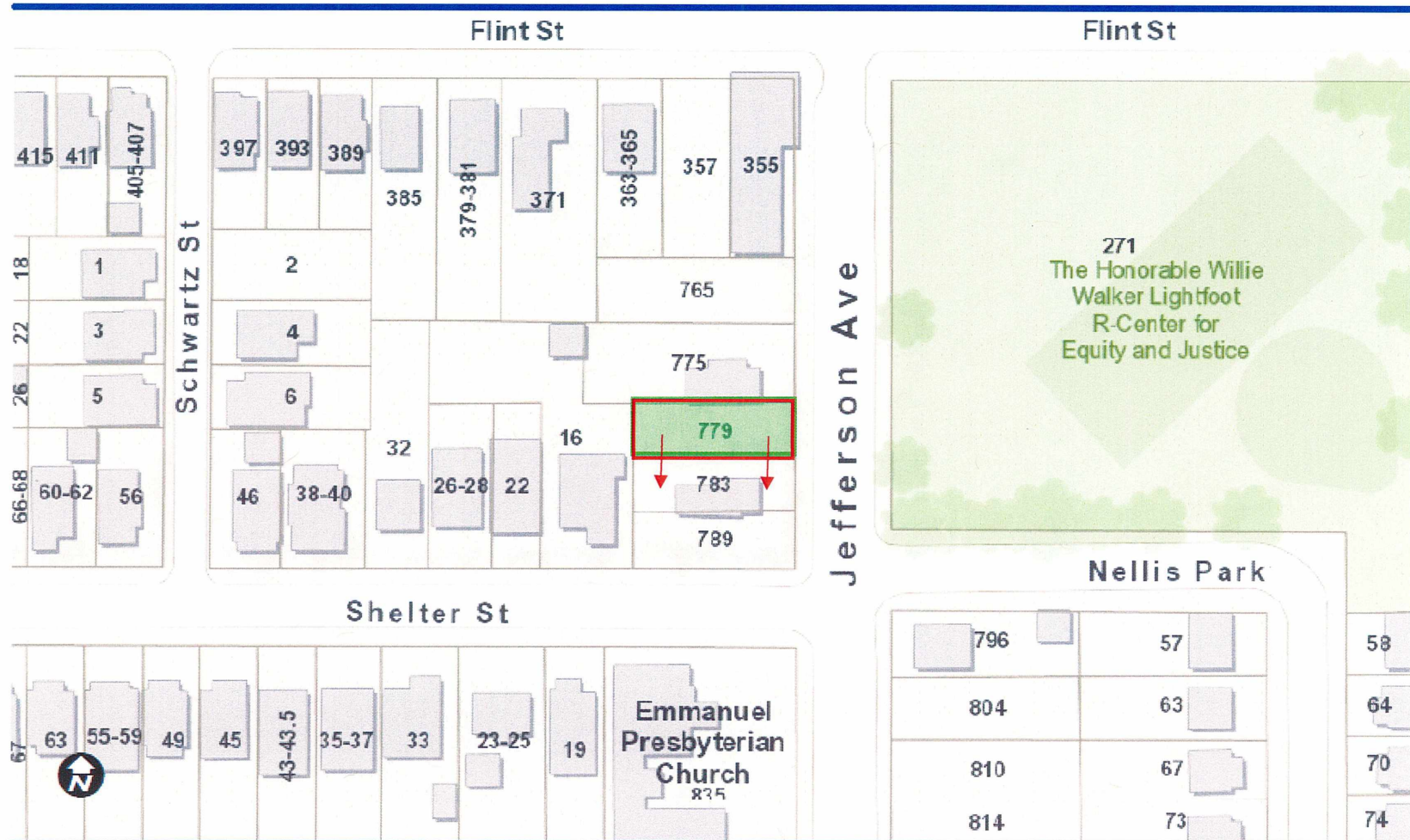
Based on criteria below:

This is an Un-buildable Lot **X**

ITEM	YES	NO
Is the lot in an environmentally sensitive area where construction is prohibited?		X
Is the lot landlocked or less than 4,000 sq. ft.?	X	
Does the lot have severe topographical characteristics that hinder development?		X
Are utilities inaccessible for future development?		X
Is the lot encumbered with major easements which prohibit development?		X
The property has been reviewed to ensure that it does not adjoin a City-owned parcel with which it could be combined to create a development site	x	
Is residentially zoned and has a frontage of less than 40' or a depth of less than 100'	X	
TOTAL	3	

If the answer to any of the above questions is "Yes", the parcel is considered unbuildable.

779 Jefferson Ave



May 26, 2023

This map is intended for general reference only.

The City of Rochester makes no representation as to the accuracy or fitness of the data presented.

City of Rochester, NY



City of Rochester, NY
Malik D. Evans, Mayor

RESIDENTIAL UNBUILDABLE LOT ANALYSIS

NBD 16
ATTACHMENT

Address of Lot: 779 Jefferson Av
SBL#: 120.76-3-6

Date: 5/8/2023 Initials: IV

Based on criteria below:

This is an Un-buildable Lot X

ITEM	YES	NO
Is the lot in an environmentally sensitive area where construction is prohibited?		X
Is the lot landlocked or less than 4,000 sq. ft.?	X	
Does the lot have severe topographical characteristics that hinder development?		X
Are utilities inaccessible for future development?		X
Is the lot encumbered with major easements which prohibit development?		X
The property has been reviewed to ensure that it does not adjoin a City-owned parcel with which it could be combined to create a development site	X	
Is residentially zoned and has a frontage of less than 40' or a depth of less than 100'	X	
TOTAL	3	

If the answer to any of the above questions is "Yes", the parcel is considered unbuildable.

12/23/2020

53 Treyer St



May 26, 2023

This map is intended for general reference only.

The City of Rochester makes no representation as to the accuracy or fitness of the data presented.

City of Rochester, NY



City of Rochester, NY
Malik D. Evans, Mayor

RESIDENTIAL UNBUILDABLE LOT ANALYSIS

Address of Lot: 53 Treyer St
 SBL#: 106.30-1-5

NBD 16
ATTACHMENT

Date: 4/18/2023 Initials: IV

Based on criteria below:

This is an Un-buildable Lot X

ITEM	YES	NO
Is the lot in an environmentally sensitive area where construction is prohibited?		X
Is the lot landlocked or less than 4,000 sq. ft.?	X	
Does the lot have severe topographical characteristics that hinder development?		X
Are utilities inaccessible for future development?		X
Is the lot encumbered with major easements which prohibit development?		X
The property has been reviewed to ensure that it does not adjoin a City-owned parcel with which it could be combined to create a development site	x	
Is residentially zoned and has a frontage of less than 40' or a depth of less than 100'	X	
TOTAL	3	

If the answer to any of the above questions is "Yes", the parcel is considered unbuildable.

LEGAL DESCRIPTION OF
PART OF #22-22.5 FULTON AVENUE
PART OF T.A. #105.600-01-024.001

All that tract or parcel of land, situate in the City of Rochester, County of Monroe, State of New York, being part of Town Lot 46, 20,000 Acre Tract, and being part of Lots 29 & 30, Section 'C' of the Jones Tract, as filed in the Monroe County Clerk's Office in Liber 3 of Maps, Page 137 and being more particularly bounded and described as follows: Beginning at a point on the easterly ROW line of Fulton Avenue (60' ROW) at the southwest corner of said Lot 30, said point being the Point or Place of Beginning; thence

- 1) Northerly, along said ROW line, a distance of 3.0 feet to a point; thence
- 2) Easterly, parallel with the south line of said Lot 30, a distance of 132.0 feet to the east line of said Lot 30; thence
- 3) Southerly, along the east line of said Lots 30 & 29, a distance of 26.0 feet to a point; thence
- 4) Westerly, parallel with said south line of Lot 30, a distance of 62.0 feet to a point; thence
- 5) Northerly, parallel with said Fulton Avenue , a distance of 6.0 feet to a point; thence
- 6) Westerly, parallel with said south line of Lot 30, a distance of 70.0 feet to a point on said easterly ROW line of Fulton Avenue; thence
- 7) Northerly, along said ROW line, a distance of 17.0 feet to the said southwest corner of Lot 30, being the Point or Place of Beginning.

Hereby intending to describe a parcel of land fronting 20.0 feet on Fulton Avenue and being 132.0 feet in depth to Dempsey Place (16' ROW), all as shown on said subdivision.

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

Being one of the parcels conveyed to the City of Rochester by a deed dated March 15, 2007, filed in Liber 10434 of Deeds, Page 164 and a deed dated June 6, 2018, filed in Liber 12034 of Deeds, Page 314.

April 13, 2023

G:\DIV\MAPS\DESC\REGULAR\A-M\FULTON22-22.5SPT.DOCX

288

Ordinance No.

Authorizing the sale of real estate

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

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

Address	S.B.L. No.	Lot Size	Price	Purchaser
Portion of 22-22.5 Fulton Ave	105.60-1-24.001	2,640 sqft.	\$50	Wigoberto Perez
815-819 S. Plymouth Ave	121.69-2-45.001	11,868 sqft.	\$9,400	TW Jones Development

The portion of 22-22.5 Fulton Avenue to be conveyed is described and bounded as follows:

All that tract or parcel of land, situate in the City of Rochester, County of Monroe, State of New York, being part of Town Lot 46, 20,000 Acre Tract, and being part of Lots 29 & 30, Section 8C9 of the Jones Tract, as filed in the Monroe County Clerk's Office in Liber 3 of Maps, Page 137 and being more particularly bounded and described as follows: Beginning at a point on the easterly ROW line of Fulton Avenue (60' ROW) at the southwest corner of said Lot 30, said point being the Point or Place of Beginning; thence

- 1) Northerly, along said ROW line, a distance of 3.0 feet to a point; thence
- 2) Easterly, parallel with the south line of said Lot 30, a distance of 132.0 feet to the east line of said Lot 30; thence
- 3) Southerly, along the east line of said Lots 30 & 29, a distance of 26.0 feet to a point; thence
- 4) Westerly, parallel with said south line of Lot 30, a distance of 62.0 feet to a point; thence
- 5) Northerly, parallel with said Fulton Avenue, a distance of 6.0 feet to a point; thence
- 6) Westerly, parallel with said south line of Lot 30, a distance of 70.0 feet to a point on said easterly ROW line of Fulton Avenue; thence
- 7) Northerly, along said ROW line, a distance of 17.0 feet to the said southwest corner of Lot 30, being the Point or Place of Beginning.

Hereby intending to describe a parcel of land fronting 20.0 feet on Fulton Avenue and being 132.0 feet in depth to Dempsey Place (16' ROW), all as shown on said subdivision.

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

Section 2. The Council hereby approves the sale of the following parcels of unbuildable vacant land, each to the owner of an adjoining parcel for \$1:

Address	S.B.L. No.	Lot Size	Purchaser
21 A Pl	135.24-2-16	3,960 sqft.	Linda D. Byrd
532 Brown St	120.35-2-22.001	2,097 sqft.	Lee Ron Johnson and Bennie Johnson
16 Churchlea Pl	120.43-2-70	2,062 sqft.	Jimoy Wickham
23.5 Henry St	106.40-2-22.002	153 sqft.	William J. Fenske
779 Jefferson Av	120.76-3-6	3,400 sqft.	Miranda Parchment
53 Treyer St	106.30-1-6	3,906 sqft.	Celly Vanessa Pacheco

Section 3. City taxes and other City charges, except water charges, against said properties are hereby canceled up to the first day of the month following the date of adoption of this ordinance for the reason that the City has agreed to convey said properties free of City tax liens and other charges or because these charges have been included in the purchase price.

Section 4. This ordinance shall take effect immediately.



**NEIGHBORHOOD &
BUSINESS DEVELOPMENT
INTRODUCTORY NO.**

Malik D. Evans
Mayor

289

June 27, 2023 NBD 17

TO THE COUNCIL

Ladies and Gentlemen:

Re: Accepting Easements – 40 and 42 Commercial Street

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 acceptance of two permanent easements on 40 Commercial Street from Commercial Falls, LLC upon the closing of the sale of 40 and 42 Commercial Street which was authorized by Ordinance No. 2021-391 as amended by Ordinance No. 2022-332. These include a 20' wide access easement to allow the City access to the overlook at High Falls for purposes of maintenance, and a 20' wide water main easement for maintenance of an existing water main. Corresponding easements already exist on 42 Commercial Street. The granting of these easements by the Purchaser to the City was a requirement of the sale.

The consideration for these easements was already included in the appraised value and contracted price of \$377,000 for the sale of 40 and 42 Commercial Street.

Respectfully submitted,

Malik D. Evans
Mayor

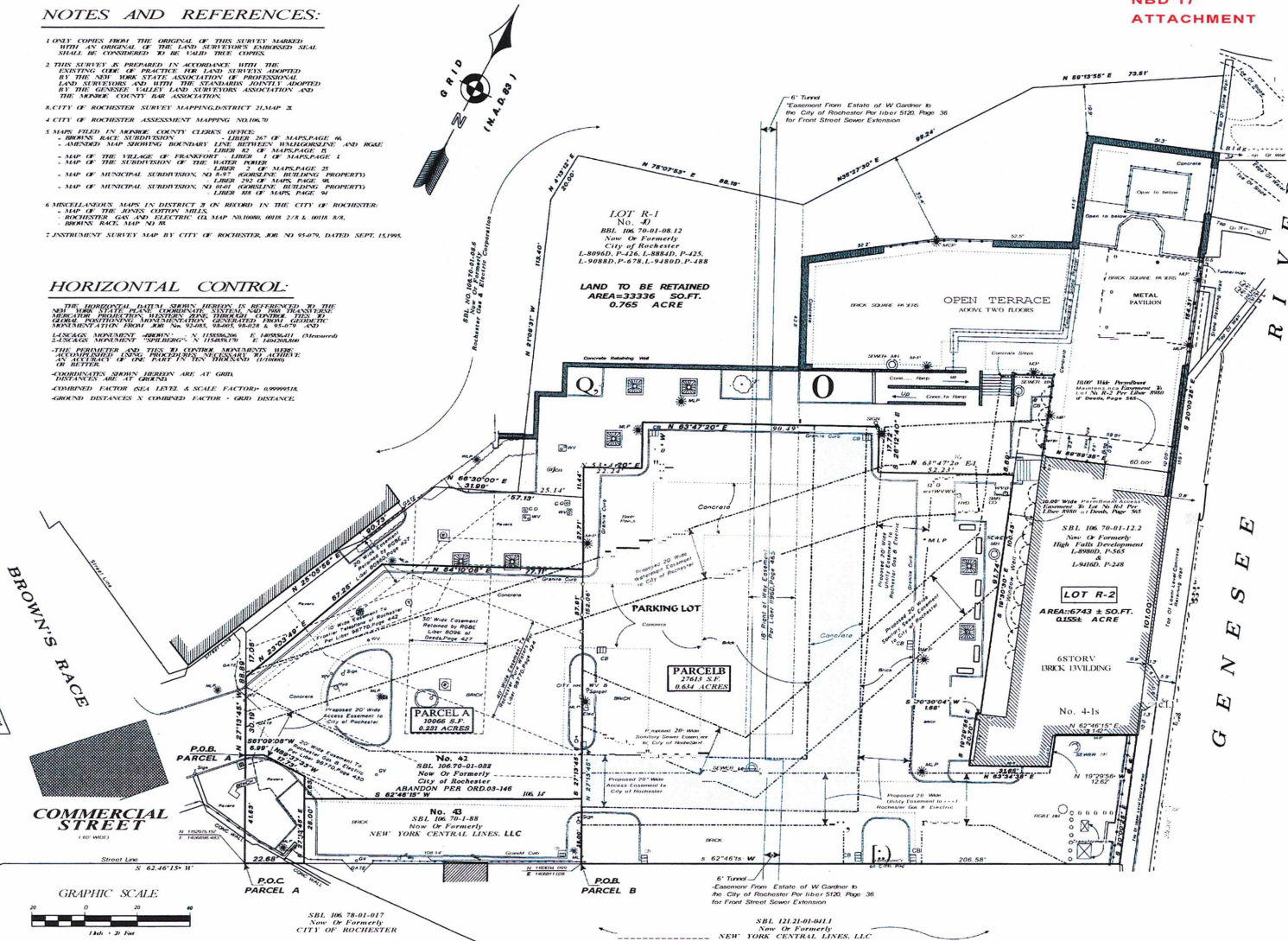


NOTES AND REFERENCES:

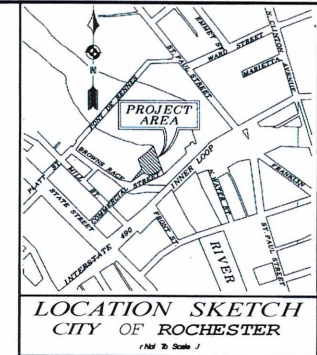
- 1. ONLY COPIES FROM THE ORIGINAL OF THIS SURVEY MARKED WITH AN ORIGINAL OF THE LAND SURVEYORS ENGRAVED SEAL SHALL BE CONSIDERED TO BE VALID TRUE COPIES.
2. THIS SURVEY IS PREPARED IN ACCORDANCE WITH THE EXISTING CODE OF PRACTICE FOR LAND SURVEYS ADOPTED BY THE NEW YORK STATE ASSOCIATION OF PROFESSIONAL LAND SURVEYORS AND WITH THE STANDARDS JOINTLY ADOPTED BY THE GENERAL SURVEYING ASSOCIATION AND THE SURVEYING COUNTY BAR ASSOCIATION.
3. CITY OF ROCHESTER SURVEY MAPPING DISTRICT 2 MAP 2
4. CITY OF ROCHESTER ASSESSMENT MAPPING NO. 106.70
5. MAPS FILED IN MONROE COUNTY CLERK'S OFFICE:
- BROWN'S RACE SUBDIVISION LINDER 267 OF MAP PAGE 16
- ADJUTANT MAP SHOWING BOUNDARY LINE BETWEEN HAZENBURGH AND HAGE LINDER 82 OF MAP PAGE 25
- MAP OF THE VILLAGE OF FRANKFORT LINDER 3 OF MAP PAGE 1
- MAP OF THE SUBDIVISION OF THE WATER PARK LINDER 2 OF MAP PAGE 25
- MAP OF MUNICIPAL SUBDIVISION NO. 637 CONSENT BUILDING PROPERTY LINDER 292 OF MAP PAGE 16
- MAP OF MUNICIPAL SUBDIVISION NO. 641 HARSHEN BUILDING PROPERTY LINDER 88 OF MAP PAGE 16
6. MISCELLANEOUS MAPS IN DISTRICT 2 ON RECORD IN THE CITY OF ROCHESTER:
- MAP OF THE JONES COTTON MILLS ROCHESTER GAS AND ELECTRIC CO. MAP NO. 10006, WITH 2 1/2 L. 0018 R.S., BROWN'S RACE MAP NO. 18
7. INSTRUMENT SURVEY MAP BY CITY OF ROCHESTER, JOB NO. 93-079, DATED SEPT. 15, 1939.

HORIZONTAL CONTROL:

THE HORIZONTAL DATUM HEREIN IS REFERENCED TO THE MEAN SEA LEVEL DATUM, 1983. THE DATUM POINT IS THE BENCH MARK 1983. THE DATUM POINT IS THE BENCH MARK 1983. THE DATUM POINT IS THE BENCH MARK 1983.



NBD 17 ATTACHMENT



LEGEND:

- LOT R-1: 6550 SQUARE FT. ± AREA
CITY GIVE FENCE
TREE WITH DIAMETER
ADJUTANT
CITY BANK
ROCK MANHOLE
METAL/FRIBROGLASS LAMP POST
IRON MANHOLE
WATER VALVE
ONE VALVE
ROCKED
TREE WHITE

COMMERCIAL STREET



DRAWING ALTERATION: THE FOLLOWING IS AN EXCERPT FROM THE NEW YORK EDUCATION LAW ARTICLE 136 SECTION 200 AND APPLIES TO THIS DRAWING...

I HEREBY CERTIFY THAT THIS MAP WAS PREPARED NUMBER 262018 FROM THE NOTES OF AN INSTRUMENT SURVEY COMPLETED JULY 25, 2013 & JUNE 20, 2018 IN CONFORMANCE WITH THE NOTES AND REFERENCES LISTED HEREIN.



Department of Environmental Services
Bureau of Engineering Services
Office of Mass Surveying
City of Rochester, New York

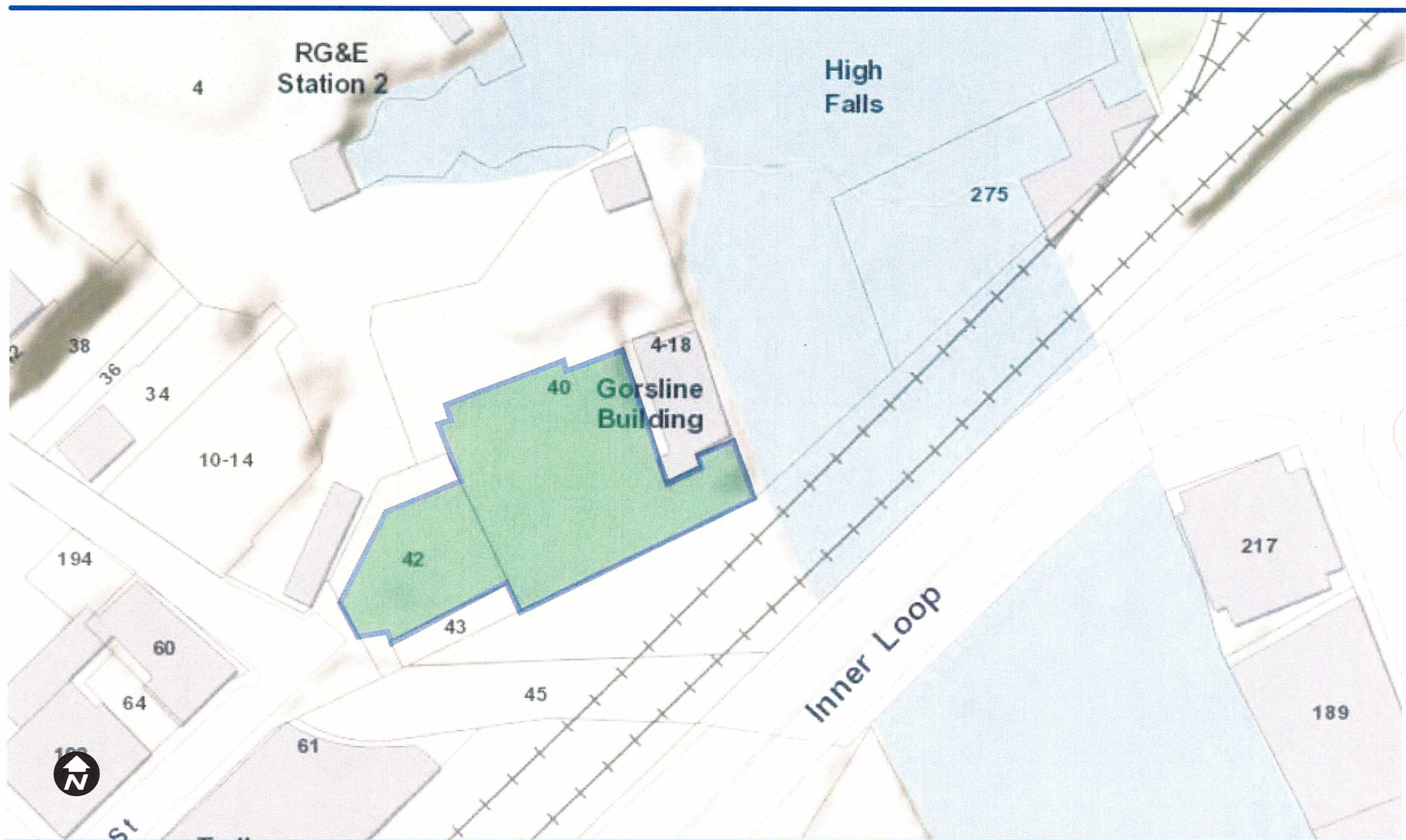
PROJECT TITLE: BOUNDARY MAP
Being Part of of FARM LOT NO. 48 REFER TO 20,800 ACRES TRACT TOWNSHIP 14 RANGE 7 PHILLIPS & GORHAM PURCHASE CITY OF ROCHESTER COUNTY OF SENeca

Table with 4 columns: REVISIONS, DATE, BY, FOR. Includes revision history for the drawing.

LAND TO BE CONVEYED: CITY OF ROCHESTER TO METRO FALLS DEVELOPMENT, LLC PARCEL A & PARCEL B PART OF No. 40 & No. 42 COMMERCIAL STREET

A Portion of 40 and 42 Commercial Street

NBD 17
ATTACHMENT



December 8, 2021

This map is intended for general reference only.

The City of Rochester makes no representation as to the accuracy or fitness of the data presented.

City of Rochester, NY



PROPOSED 20' WIDE
ACCESS EASEMENT
PART OF & COMMERCIAL STREET
PART OF T.A. #106.700-01-008.012 & 032

All that tract or parcel of land, situate in the City of Rochester, County of Monroe, State of New York, being part of Town Lot 48, Township 13, Range 7 and being more particularly bounded and described as follows: Commencing at the southwest corner of former Commercial Street, as abandoned by Ordinance No. 2003-146; thence

- A) N 27° 13' 45" W, along the west line of said abandonment, a distance of 41.63 feet to the Point or Place of Beginning; thence
 - 1) N 27° 13' 45" W, continuing along said west line, a distance of 26.42 feet to a point; thence
 - 2) S 89° 37' 33" E, a distance of 53.08 feet to a point; thence
 - 3) N 63° 48' 37" E, a distance of 167.77 feet to a point; thence
 - 4) N 26° 12' 40" W, a distance of 127.83 feet to a point; thence
 - 5) N 63° 47' 20" E, a distance of 20.00 feet to a point; thence
 - 6) S 26° 12' 40" E, a distance of 147.83 feet to a point; thence
 - 7) S 63° 48' 37" W, a distance of 105.62 feet to the east line of said Commercial Street abandonment; thence
 - 8) N 27° 13' 45" W, along said east line, a distance of 3.03 feet to a point; thence
 - 9) S 62° 46' 15" W, a distance of 89.65 feet to a point; thence
 - 10) N 89° 37' 33" W, a distance of 36.31 feet to a point; thence
 - 11) S 61° 09' 08" W, a distance of 6.99 feet to the said west line of former Commercial Street, being the Point or Place of Beginning.

Hereby intending to describe a 20' wide access easement, containing 7,180 square feet, all as shown on a map entitled "Proposed 20' Wide Access Easement", dated November 14, 2018, prepared by John D Metzger, L.S., City Surveyor.

PROPOSED 20' WIDE
WATERMAN EASEMENT
PART OF #40 & #42 COMMERCIAL STREET
PART OF T.A. # 106.700-01-008.012 & 032

All that tract or parcel of land, situate in the City of Rochester, County of Monroe, State of New York, being part of Town Lot 48, Township 13, Range 7 and being more particularly bounded and described as follows: Commencing at the southwest corner of former Commercial Street, as abandoned by Ordinance No. 2003-146; thence

- 1) N 27° 13' 45" W, along the west line of said abandonment, a distance of 52.62 feet to the Point or Place of Beginning; thence
- 2) N 27° 13' 45" W, continuing along said west line, a distance of 21.02 feet to a point; thence
- 3) N 44° 48' 54" E, a distance of 256.83 feet to a point; thence
- 4) N 59° 33' 32" E, a distance of 34.75 feet to a point; thence
- 5) S 30° 26' 28" E, a distance of 20.00 feet to a point; thence
- 6) S 59° 33' 32" W, a distance of 32.16 feet to a point; thence
- 7) S 44° 48' 54" W, a distance of 260.72 feet to the said west line of former Commercial Street, being the Point or Place of Beginning.

Hereby intending to describe a 20' wide watermain easement, containing 5845 square feet, all as shown on a map entitled "Proposed 20' Wide Watermain Easement", dated November 14, 2018, prepared by John D Metzger, L.S., City Surveyor.

INTRODUCTORY NO.

289

Ordinance No.

Authorizing acceptance of easements for 40 and 42 Commercial Street

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

Section 1. The Council hereby approves the acceptance of permanent easements on 40 Commercial Street from Commercial Falls, LLC upon the closing of the sale of 40 and 42 Commercial Street pursuant to Ordinance No. 2021-391 and amended by Ordinance 2022-332, for access to and maintenance of the overlook at High Falls, and for access to and maintenance of an existing water main, as follows:

Access and Maintenance Easement

All that tract or parcel of land, situate in the City of Rochester, County of Monroe, State of New York, being part of Town Lot 48, Township 13, Range 7 and being more particularly bounded and described as follows: Commencing at the southwest corner of former Commercial Street, as abandoned by Ordinance No. 2003-146; thence

- A) N 27° 13' 45" W, along the west line of said abandonment, a distance of 41.63 feet to the Point or Place of Beginning; thence
 - 1) N 27° 13' 45" W, continuing along said west line, a distance of 26.42 feet to a point; thence
 - 2) S 89° 37' 33" E, a distance of 53.08 feet to a point; thence
 - 3) N 63° 48' 37" E, a distance of 167.77 feet to a point; thence
 - 4) N 26° 12' 40" W, a distance of 127.83 feet to a point; thence
 - 5) N 63° 47' 20" E, a distance of 20.00 feet to a point; thence
 - 6) S 26° 12' 40" E, a distance of 147.83 feet to a point; thence
 - 7) S 63° 48' 37" W, a distance of 105.62 feet to the east line of said Commercial Street abandonment; thence
 - 8) N 27° 13' 45" W, along said east line, a distance of 3.03 feet to a point; thence
 - 9) S 62° 46' 15" W, a distance of 89.65 feet to a point; thence
 - 10) N 89° 37' 33" W, a distance of 36.31 feet to a point; thence
 - 11) S 61° 09' 08" W, a distance of 6.99 feet to the said west line of former Commercial Street, being the Point or Place of Beginning.

Hereby intending to describe a 20' wide access easement, containing 7,180 square feet, all as shown on a map entitled "Proposed 20' Wide Access Easement", dated November 14, 2018, prepared by John D Metzger, L.S., City Surveyor.

Water Main Easement

All that tract or parcel of land, situate in the City of Rochester, County of Monroe, State of New York, being part of Town Lot 48, Township 13, Range 7 and being more particularly bounded and described as follows: Commencing at the southwest corner of former Commercial Street, as abandoned by Ordinance No. 2003-146; thence

- 1) N 27° 13' 45" W, along the west line of said abandonment, a distance of 52.62 feet to the Point or Place of Beginning; thence

- 2) N 27° 13' 45" W, continuing along said west line, a distance of 21.02 feet to a point; thence
- 3) N 44° 48' 54" E, a distance of 256.83 feet to a point; thence
- 4) N 59° 33' 32" E, a distance of 34.75 feet to a point; thence
- 5) S 30° 26' 28" E, a distance of 20.00 feet to a point; thence
- 6) S 59° 33' 32" W, a distance of 32.16 feet to a point; thence
- 7) S 44° 48' 54" W, a distance of 260.72 feet to the said west line of former Commercial Street, being the Point or Place of Beginning.

Hereby intending to describe a 20' wide watermain easement, containing 5845 square feet, all as shown on a map entitled "Proposed 20' Wide Watermain Easement", dated November 14, 2018, prepared by John D Metzger, L.S., City Surveyor.

Section 2. This ordinance shall take effect immediately.



City of Rochester

City Hall Room 308A, 30 Church Street
Rochester, New York 14614-1290
www.cityofrochester.gov

Malik D. Evans
Mayor

**NEIGHBORHOOD &
BUSINESS DEVELOPMENT
INTRODUCTORY NO.**

290

June 27, 2023 NBD 18

TO THE COUNCIL

Ladies and Gentlemen:

Re: Acquisition – 5-7 Taylor Street

Council Priority: Rebuilding and Strengthening
Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation authorizing the acquisition of real property by negotiation. The residential property located at 5-7 Taylor Street is adjacent to contiguous City-owned property in the Bull's Head neighborhood and is a strategic acquisition opportunity to add to the Bull's Head project. The property summary including appraised fair market value, is as follows:

Address	Reputed Owner	SBL No.	Type	Maximum Acquisition Amount
5-7 Taylor Street	Linford Hamilton Estate	120.42-2-8	2 Family	\$54,000

The maximum acquisition amount is supported through an independent appraisal performed by Bruckner, Tillett, Rossi, Cahill & Associates in December 2022. The price does not include any consideration for environmental or geotechnical conditions and assumes an environmentally clean site.

The structure will be demolished for future redevelopment. Acquisition of the property, necessary closing costs, any relocation costs, and demolition of the structure will be funded through 2018-19 Cash Capital. A property map is included.

Pursuant to the requirements of the New York State Environmental Quality Review Act (SEQRA), a determination of no significant adverse impacts has been made, and a Negative Declaration was issued on May 22, 2023.

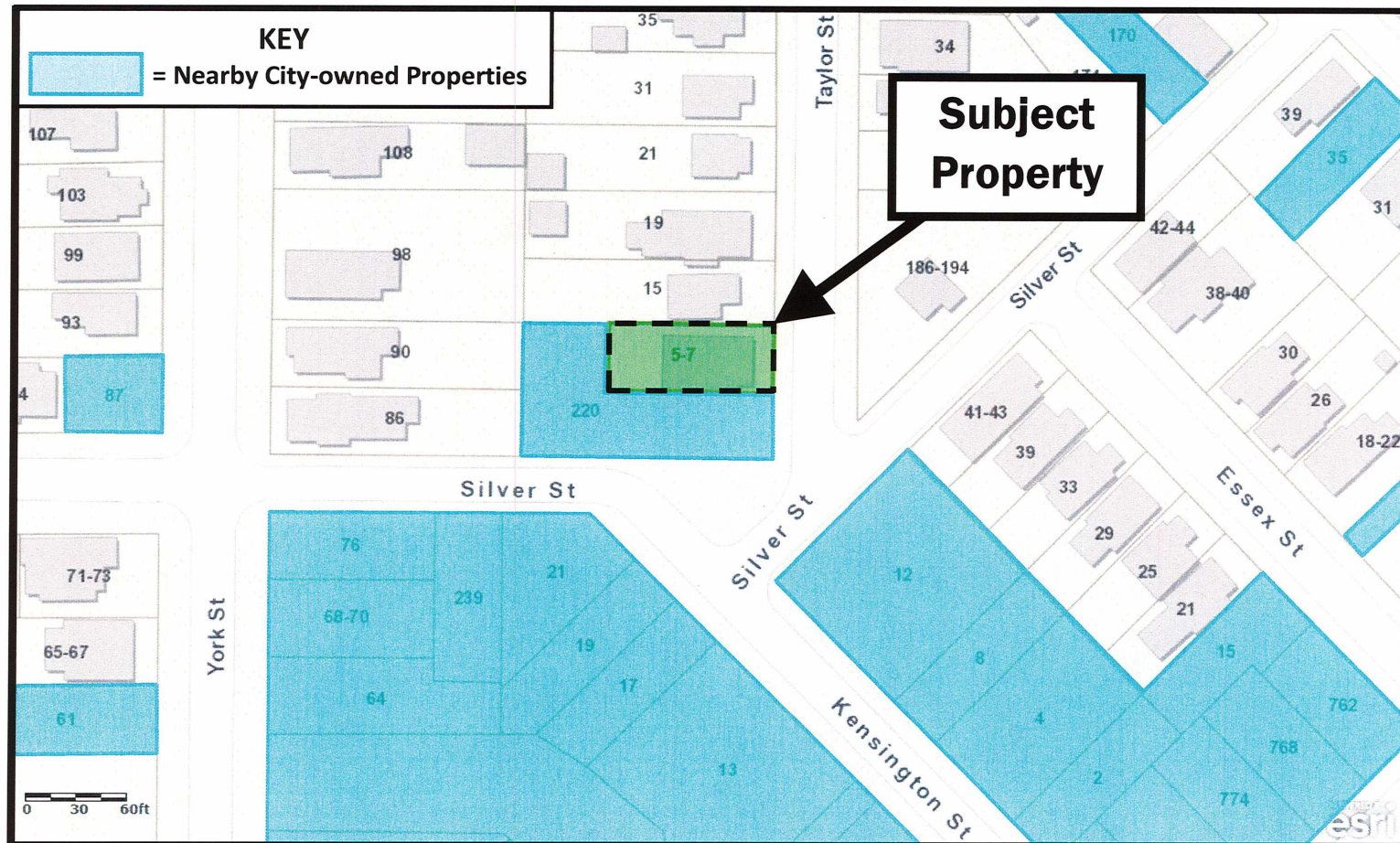
Respectfully submitted,

Malik D. Evans
Mayor



5-7 Taylor Street

Property Location Map



290

Ordinance No.

Authorizing the acquisition of 5-7 Taylor Street

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

Section 1. The Council hereby approves the acquisition by negotiation of the parcel described below for a maximum purchase price of \$54,000. The purchase price as well as necessary closing costs shall be funded from 2018-19 Cash Capital.

Address	Reputed Owner	SBL #	Type
5-7 Taylor Street	Linford Hamilton Estate	120.42-2-8	2-Family

Section 2. Upon the date of closing, any City taxes and other charges owed against said parcel shall be canceled. Any taxes levied after the date of closing, while the City owns the parcel, shall also be cancelled. The property shall be conveyed to the City with no other outstanding liens.

Section 3. This ordinance shall take effect immediately.



291

June 27, 2023 NBD 19

TO THE COUNCIL

Ladies and Gentlemen:

Re: Agreement – Parliament - Fairfield Affordable
Housing Project

Council Priority: Rebuilding and Strengthening
Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the Parliament-Fairfield rehabilitation project (the "Project"), an affordable rental housing development project being undertaken by Rochester Housing Authority (RHA) (Shawn Burr, Executive Director, 675 West Main Street, Rochester) in the 14621 and Plymouth-Exchange neighborhoods.

This legislation will:

- 1) Authorize a loan agreement for a \$750,000 construction/permanent loan with RHA or an affiliated partnership or housing development fund corporation to be formed by RHA, and appropriate the same amount from the Affordable Housing Fund allocation of the 2022-23 Housing Development Fund to fund the loan. The loan will serve initially as a 2% construction loan payable annually. The permanent loan includes a 40-year term, and 2% interest-only, cash flow dependent payments due annually, with the outstanding principal balance and any accrued interest due at the end of the term.
- 2) Authorize property tax exemptions and payment-in-lieu of taxes agreements for the Project, which will provide a 40-year exemption for an annual in-lieu payment equal to 10% of the project shelter rents (gross rents minus utility costs). The sites, currently owned by RHA, are listed here:

Street #	Street Name	Tax Number/SBL	Current Owner
30	Luther Circle	135.28-2-58.001	RHA
35	Luther Circle	135.28-2-62	RHA
65	Luther Circle	135.28-2-57.001	RHA
68	Luther Circle	135.28-2-61.001	RHA
2120	St. Paul Street	091.38-1-94	RHA

- 3) Authorize the Mayor to execute such agreements and other documents as may be necessary to effectuate the agreement authorized herein; and
- 4) Authorize the Director of Finance to adjust the interest rate and other terms and conditions of the loan in order to conform to legal and other requirements for the Project.



The Project involves building and/or preserving 103 affordable and workforce housing units at RHA's Parliament Arms (2120 St. Paul Street) and Fairfield Village (30, 35, 65, and 68 Luther Circle) locations. The Project includes the Rental Assistance Demonstration (RAD) conversion of public housing units to Project-Based Voucher-supported units while still managed by RHA. At Parliament Arms, 44 of the existing 52 units will be rehabilitated, while one building will be demolished and replaced with a 15-unit fully accessible building, adding a total of 7 new units to the site. At Fairfield Village, all 44 units will be rehabilitated. Altogether, the Project will encompass 103 1-, 2-, and 3-bedroom units, including 16 ADA-accessible units, 3 Audio/Visually Impaired-accessible units, and 2 units with both ADA and A/VI accessibility. The Project designs will enhance the existing character of the respective neighborhoods while applying modern technology to achieve energy efficiency, improved accessibility, and sustainable construction. To help meet New York State's Climate Leadership and Community Protection Act goals, design of both sites incorporate all-electric heating, air conditioning, and hot water systems. The project will receive Clean Energy Initiative funds for both the rehabilitation and new construction portions of the project. The newly constructed building will achieve Enterprise Green Communities 2020 Plus standards. In addition, RHA is committed to providing Wi-Fi to all tenants and will incorporate broadband access at both project sites.

The Parliament-Fairfield project will continue to maintain its units as affordable for a minimum of 40 years. All of the units will receive Project-Based Voucher rental assistance and 92 will be affordable to persons earning up to 50 or 60% of Median Family Income (MFI). To accommodate current resident households, 4 units will remain eligible for those earning up to 80% of MFI and 7 will be unrestricted. However, households with incomes under 50% MFI will be prioritized for vacant units as they become available, and the vast majority of renters occupying the units will remain at or below 30% of MFI.

The Project is consistent with the City of Rochester's Housing Policy and complements the City's housing goals by addressing barriers identified by the Rochester-Monroe Anti-Poverty Initiative (RMAPI) and the Housing Quality Task Force in a focused effort. The Project will additionally complement significant development and interest that has occurred over the past decade and is currently underway in these City neighborhoods, and will continue to provide housing for a range of incomes and household types. Funding for the Project includes private equity from the sale of NYS Housing Finance Agency (HFA) 4% Low-Income Housing Tax Credits, Tax-Exempt bonds, and Public Housing Preservation subsidy; Clean Energy Incentives, and RHA contributions. The sources and uses for the Project are summarized below:

<u>Uses</u>		<u>Permanent Sources</u>	
Acquisition	\$7,398,469	Tax Exempt Bonds	\$5,225,000
Hard Costs	\$27,300,000	HFA PHP Loan	\$12,875,000
Soft Costs and Working Capital	\$8,444,683	HFA NCP Loan	\$1,425,000
Development Fee	\$5,305,166	HFA Subsidy	\$406,496
Contingency	\$2,501,142	Accrued Interest	
Reserves	\$634,569	City of Rochester	\$750,000
		RHA Contributions	\$8,446,335
		Clean Energy Incentives	\$1,212,500
		L.P. Equity	\$19,873,855
		Deferred Developer Fee	\$1,369,844
TOTAL	\$51,584,030	TOTAL	\$51,584,030

The PILOT was recommended for approval by the PILOT review committee on May 23, 2023. The Project will include workforce goals of 6.9% women and 20% minority hours worked, as well as an obligation of 30% M/WBE contracts and a goal of 25% city residents working on the Project. The SEQR review was completed and Negative Declaration issued on January 25, 2023; the National Environmental Policy Act or NEPA review is underway and will be completed prior to entering into any agreements for the project.

Respectfully submitted,



Malik D. Evans
Mayor

Parliament Fairfield Affordable Housing Development Project
(Rochester Housing Authority)

Parliament Arms: 2120 St. Paul Street, Rochester, NY 14621



Fairfield Village: 30, 35, 64, 68 Luther Circle, Rochester, NY 14611



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Ordinance No.

Authorizing a loan agreement and payment in lieu of taxes agreement for the Parliament-Fairfield Affordable Housing Rehabilitation Project

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

Section 1. The Mayor is hereby authorized to enter into a loan agreement with the with the Rochester Housing Authority (RHA) or an affiliated partnership or housing development fund corporation to be formed by the RHA (collectively, the Developer) for construction and permanent financing of the Parliament-Fairfield Affordable Housing Rehabilitation Project. The loan shall be in the amount of \$750,000, which shall be funded by, and is hereby appropriated for loan principal from, the Affordable Housing Fund project allocation of the 2022-23 Annual Action Plan. The loan agreement shall have a term that extends to 40 years following completion of Project construction. The loan shall function as a 2% construction loan payable annually until construction is complete, whereupon it shall convert to permanent financing with a term of 40 years that is subject to an annual interest rate of 2%. The payment of interest shall be due annually if the Developer has sufficient cash flow and repayment of the loan principal and any unpaid interest shall come due at the end of the loan term. The Mayor is hereby authorized to adjust the loan interest rate and other terms and conditions in order to conform to legal and other requirements for the Project.

Section 2. The Mayor is hereby authorized to enter into a payment in lieu of taxes (PILOT) agreement with the Developer for the following listed parcels listed to effectuate the Project:

Street #	Street Name	Tax Number/SBL	Current Owner
30	Luther Circle	135.28-2-58.001	RHA
35	Luther Circle	135.28-2-62	RHA
65	Luther Circle	135.28-2-57.001	RHA
68	Luther Circle	135.28-2-61.001	RHA
2120	St. Paul Street	091.38-1-94	RHA

This PILOT Agreement shall provide that said parcels shall remain entitled to a real property tax exemption, provided that the Developer makes annual payments in lieu of taxes to the City of Rochester equal in total to no less than 10% of the Project's annual "shelter rent," a phrase which refers to the amount of gross rents less utility costs.

Section 3. The term of the PILOT Agreement shall run for 40 years, provided that said agreement and the associated real property tax exemption shall cease prior to that date if and when the Project is no longer operated for the purpose of providing affordable rental housing in accordance with the conditions for maintaining low-income housing tax credits and financing as well as other legal requirements.

Section 4. The PILOT agreement shall contain such additional terms and conditions as the Mayor deems to be appropriate. The Mayor is hereby authorized to execute such other agreements and other documents as may be necessary to effectuate the agreements authorized herein.

Section 5. This ordinance shall take effect immediately.



City of Rochester

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**NEIGHBORHOOD &
BUSINESS DEVELOPMENT
INTRODUCTORY NO.**

Malik D. Evans
Mayor

292

June 27, 2023 NBD 20

TO THE COUNCIL

Ladies and Gentlemen:

Re: Assignment of Section 108 Loan for the College
Town Development Project

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation authorizing an assignment of a Section 108 loan previously approved in Ordinance No. 2012-410 which authorized a Department of Housing and Urban Development ("HUD") Section 108 loan for the College Town Development Project to College Town Rochester, LLC ("CT Rochester"). This legislation will approve an assignment agreement with Meliora Development Company LLC, (Elizabeth A. Milavec, President, 263 Wallis Hall, Rochester, NY 14627), a for-profit entity formed by the University of Rochester, to assume the balance of the HUD 108 loan. New agreements will also be necessary with HUD.

Ordinance No. 2012-410 authorized an appropriation of \$20,000,000 from the HUD Section 108 Loan Fund, as well as the necessary agreements with College Town Rochester, LLC and HUD, for the purpose of developing College Town. The College Town Development Project was undertaken by a joint venture between Fairmount Properties LLC and Gilbane Development Company in 2012 for a mixed-use development fronting on the Mt. Hope Avenue commercial corridor. It included the construction of commercial space, retail space, apartments, open spaces, surface parking, and a parking garage structure with a total development cost of just over \$82,000,000.

Section 108 is a HUD loan guarantee that provides CDBG entitlement communities with a source of financing for economic development, housing rehabilitation, public facilities, and large-scale physical development projects. A local government borrowing funds guaranteed by Section 108 must pledge its current and future CDBG allocations to cover the loan amount as security for the loan and from which to make any loan payments that are in default. The City used \$20,000,000 in Section 108 loan financing in lieu of CDBG funds for the College Town project.

In late 2022, the U of R approached the City with a request to assume the remaining balance of the Section 108 loan from CT Rochester because of its plan to acquire College Town from CT Rochester. The loan balance is \$13,063,000 and it will be the only remaining debt in the project. The U of R will also assume all existing terms of the loan and will continue to pay real property taxes on the same terms as CT Rochester, a for-profit entity.

Respectfully submitted,

Malik D. Evans
Mayor





Image Source: U of R Broker Opinion of Value Document

Buildings being acquired by the U of R:

Building No.	Address	Use
1	1305 - 1355 Mt. Hope Avenue	Apartments & Retail (incl. Barnes & Noble)
2	34 - 60 Celebration Drive	Retail & Office
3	35 - 75 Celebration Drive	Retail
4	1367-1405 Mt. Hope Avenue	Apartments & Retail
5	1431 Mt. Hope Avenue	CVS
6	655 Elmwood Avenue	Parking Garage

INTRODUCTORY NO.

292

Ordinance No.

Authorizing an assignment of a Section 108 loan relating to College Town

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 to allow College Town Rochester, LLC (CTR) to assign to Meliora Development Company LLC all of CTR's rights, obligations, and duties under a \$20 million loan for the College Town Project authorized by Ordinance No. 2012-410 relating to College Town to. The assignment shall contain such additional terms and conditions as the Mayor deems appropriate.

Section 2. The Mayor is hereby authorized to enter into all necessary documents to effectuate the assignment of United States Department of Housing and Urban Development Section 108 loan assignment as authorized in Section 1 herein. Said documents shall contain such additional terms and conditions as the Mayor deems appropriate.

Section 3. This ordinance shall take effect immediately.



**NEIGHBORHOOD &
BUSINESS DEVELOPMENT
INTRODUCTORY NO.**

293

June 27, 2023 NBD 21

TO THE COUNCIL

Ladies and Gentlemen:

Re: Sale of the Court Street Parking Garage to LAZ
Parking Realty Investors II, LLC

Council Priority: Jobs and Economic Development

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

Transmitted herewith for your approval is legislation authorizing the sale of the Court Street Parking Garage (the "Garage") to LAZ Parking Realty Investors II, LLC ("LPRI") (the "Purchaser") (Larry J. Stubbs, Partner, Boston, MA) or an entity to be formed LAZ Parking Realty Investors LLC for the purpose of owning the Garage. The Purchaser was selected through a Request for Proposals ("RFP") issued on October 19, 2022. The purchase price for the Garage will be \$5,600,000. As a purchaser concession in the event that the City authorizes the sale of both the Court Street and Washington Square garages together to the same Purchaser, the Purchaser will pay an additional \$1,000,000. This concession will be adjusted at closing.

The Garage at 194 Court Street is a 6-story structure consisting of 1,001 parking spaces situated on a 1.13-acre parcel. An independent appraisal of the Garage completed by Bruckner, Tillett, Rossi, Cahill & Associates in February 2022 determined an appraised value of \$4,300,000. The appraised value was used as the minimum bid for the responses to the City's RFP.

The Garage is located within the Washington Square Urban Renewal Area (WS UR Area) designated by Council in 1992 by Ordinance No. 92-354 and is subject to an Urban Renewal Plan (WS UR Plan) adopted in Ordinance No. 92-446. The City established the WS UR Area and Plan primarily to spur the construction of the Bausch & Lomb office building (now known as Legacy Tower) and to construct an approximately 1,100-space parking garage. The WS UR Plan states that the Garage is necessary to accommodate the parking demands of B&L (now Legacy Tower) office building and other facilities, including the Excellus Blue Cross office building, which was constructed after its site was added to the WS UR Area and Plan by Ordinance No. 96-366. Under the terms of the NYS Urban Renewal Act, a municipality's conveyance of land within an urban renewal area is required to address whether the purchaser is qualified and eligible to maintain the property consistent with the terms of the urban renewal plan.

Therefore, in addition to setting the minimum purchase price, the City's RFP required each prospective purchaser to document in its proposal how it is qualified and committed to maintain and continue to operate the Garage as a public parking facility. A companion item is being submitted to the Rochester Urban Renewal Agency (RURA) for a resolution that addresses the same Urban Renewal Act purchaser qualification requirement.

LPRI has addressed this requirement by providing its financials along with the following information about its experience and its plans for the Garage. LPRI is a real estate ownership, development, and asset management company that focuses exclusively on parking development, parking investment management, purchase of parking assets, joint venture, and public-private

partnerships. LPRI is a national leader in acquiring municipal parking assets and has participated in over \$3 billion worth of parking investments across the country. Once the ownership of the garage is transferred to LPRI, it will be responsible for ongoing capital repairs to, and replacement of the garage. For the operation of the garage, LPRI will hire LAZ Parking for their experience and expertise in the day-to-day operations of the garage using their management and operations plans for facilities owned nationwide.

LAZ Parking, by LPRI's account, is the second largest parking management company in the country, employing over 15,000 people while managing 3,500 locations in 415 cities across 36 states. They offer 24-hour parking operations including a 24/7 customer call center and sophisticated and innovative technology in the garages they operate. LAZ Parking's experience extends to most types of parking assets from surface lots to complex mixed-use garages serving all types of customers from residential to office, healthcare, municipalities, higher education, retail, events, and airports. LPRI is a close affiliate of LAZ Parking and both companies share some common principal owners.

LPRI and LAZ Parking have operations in three Upstate New York locations including Syracuse, Schenectady, and Binghamton. LAZ Parking will provide training, supervision and remuneration to staff that operate, manage, and perform parking operations activities using a tried and tested orientation and onboarding process, and continuing education and career development for staff.

The Purchaser will assume title to the Garage subject to existing easements, leases, and parking agreements. The City entered into agreements with the owners of the Legacy Tower, Di Pisa's Sub Shop, and Excellus. These include a Parking Permit Agreement with Clinton Court LLC, a Lease Agreement with Merlo Enterprises dba DiPisa's Old World Submarines, a Garage Space Lease with, and easements in favor of, Finger Lakes Health Insurance Company (Excellus) to connect the Garage to the Excellus office building with an enclosed pedestrian skybridge, and several easements in favor of Clinton Court LLC for pedestrian and vehicular ingress and egress through a passageway/tunnel commencing within the Garage and ending at Legacy Tower.

The sale of the Garage, which will not include the skyway across Court Street linking the Garage to the Excellus office building, will financially benefit the City via up front revenue from sale proceeds (net of currently outstanding debt of \$1,083,400), and moving forward, savings from avoidance of annual maintenance costs, as well as increased tax revenue. The net proceeds will be set aside in the Parking Fund as a future funding source for operating and maintaining the remaining City-owned garages. The Purchaser understands that the Garage will be assessed full real estate taxes without any special tax abatements. Additionally, the sale will continue the provision of public parking for residents, visitors, employees, and customers of area businesses. Current parking fee rates will be maintained through the end of June 2025 with the exception that if the City raises its rates on other garages, the Purchaser may do so at the same dollar amount of rate change.

The transaction will also benefit the City, and the Court Street Garage's neighboring businesses, by maintaining the continuing operation of the Garage, one of the key requirements of the Washington Square Urban Renewal Plan.

A public hearing is required.

Respectfully submitted,



Malik D. Evans
Mayor

INTRODUCTORY NO.

293

Ordinance No.

Authorizing the sale of the Court Street Parking Garage

WHEREAS, the City of Rochester has received a proposal from LAZ Parking Realty Investors II, LLC (LPRI) for LPRI or an entity to be formed by its principals (collectively, the Purchaser) to purchase and continue to operate the Court Street Parking Garage located at 194 Court Street and comprised of approximately 1,001 parking spaces in a six-story structure (the Garage);

WHEREAS, the Purchaser provided its proposal in response to the City's request for proposals to purchase and to continue the operation of the Garage as a public parking facility;

WHEREAS, the Garage is located within the Washington Square Urban Renewal Area (WS UR Area) and is subject to an Urban Renewal Plan (WS UR Plan) adopted in Ordinance No. 92-446:

WHEREAS, the City established the WS UR Area and Plan primarily to spur the construction of the Bausch & Lomb office building (now known as Legacy Tower) and to construct a parking garage in excess of 1,000 parking spaces to accommodate the parking demands of Bausch & Lomb office building and other facilities, including the Excellus Blue Cross office building, which was constructed after Excellus' site was added to the WS UR Area and Plan by Ordinance No. 96-366;

WHEREAS, LPRI submitted its purchase proposal in response to the City's request for proposals to purchase and continue the operation of Garage so as to continue the redevelopment of the WS UR Area in accordance with the objectives of the WS UR Plan;

WHEREAS, due to the Garage's location and role within the WS UR Area, New York State Urban Renewal Law at Section 507(2) of the General Municipal Law, requires the City to assess the Purchaser's plan and credentials so as to determine whether the Purchaser qualifies for designation as a qualified and eligible sponsor of the redevelopment of a City-owned property located within an urban renewal area;

WHEREAS, LPRI is a real estate and asset management company that focuses exclusively on parking developments, is a national leader in acquiring municipal parking assets, and has participated in over \$3 billion worth of parking investments across the United States, including operations in the Upstate New York cities of Rochester Syracuse, Schenectady, and Binghamton;

WHEREAS, upon assuming ownership of the Garage, the Purchaser will assume responsibility for maintaining the Garage, including capital repairs and replacements, as well as the responsibility of operating the Garage;

WHEREAS, LPRI proposes to engage its close affiliate, LAZ Parking, to operate the Garage due to its experience and expertise in the day-to-day operations of parking garages developed over the course of operating 3,500 locations in 415 cities and 36 states, including the provision of a 24/7 customer call center and sophisticated and innovative technologies in the garages they operate;

WHEREAS, the Purchaser proposes to purchase the Garage for the sum of \$5,600,000, which exceeds the independently appraised value of \$4,300,000, and has offered to the City an additional \$1,000,000 purchaser concession to be divided between the two facilities at closing if the City authorizes the sale of both the Court Street and Washington Square garages to the Purchaser together;

WHEREAS, the Purchaser proposes to assume title to the Garage subject to existing easements, leases and parking agreements valuable to the City and to the continued redevelopment of the Washington Square Urban Renewal Area, including but not limited to existing easements, leases and parking and access agreements with the owners of the Legacy Tower, DiPisa's Sub Shop and Excellus;

WHEREAS, the Purchaser proposes to maintain the Garage's current parking fee rates through to the end of June, 2025, provided that, if the City raises its parking fee rates at other garages, the Purchaser may do so at the same dollar amount;

WHEREAS, the Purchaser's proposal acknowledges and agrees that the Garage will be assessed full real property taxes without any special tax abatement after the purchase;

WHEREAS, by providing for the continued operation and maintenance of the Garage, the Purchaser's proposal will result in the preservation of parking that will serve as a necessary amenity for the continued redevelopment of the previously blighted Washington Square Urban Renewal Area, thereby generating additional tax revenue and employment; and

WHEREAS, the Purchaser has been found by the Rochester Urban Renewal Agency to be a qualified and eligible sponsor to carry on the redevelopment of the Washington Square Urban Renewal Area.

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

Section 1. The Council hereby approves the sale of the Garage to LPRI, or an entity to be formed by its principals, for the sum of \$5,600,000, subject to the terms set forth in the foregoing and following provisions herein and to such additional terms and conditions as the Mayor deems appropriate.

Section 2. The Council hereby determines and designates the Purchaser to be a qualified and eligible sponsor to carry on the redevelopment of the Washington Square Urban Renewal Area through the purchase and sale transaction authorized herein.

Section 3. The Council hereby further approves the granting and acceptance of any easements for utilities, ancillary development, and public access to and within the Garage, as necessary to effectuate the terms and purposes of the Purchaser's proposal.

Section 4. The Mayor is hereby authorized to enter into such agreements and to execute such other instruments as may be necessary to implement the actions authorized herein. The agreements and other instruments shall contain such additional terms and conditions as the Mayor deems appropriate.

Section 5. This ordinance shall take effect immediately.



Rochester Urban Renewal Agency

City Hall Room 223B
30 Church Street
Rochester, New York
14614-1290

Dana K. Miller
Secretary

**NEIGHBORHOOD &
BUSINESS DEVELOPMENT
INTRODUCTORY NO.
URA-3**

June 27, 2023 NBD 22

TO THE RURA

Ladies and Gentlemen:

Re: Sale of the Court Street Parking Garage to
 LAZ Parking Realty Investors II, LLC

Transmitted herewith for your approval is a resolution relating to the sale of the City-owned Court Street Parking Garage (the "Garage") to LAZ Parking Realty Investors II, LLC ("LPRI") (Larry J. Stubbs, Partner, Boston, MA) or an entity to be formed by LAZ Parking Realty Investors LLC for the purpose of purchasing and operating the Garage (collectively, the Purchaser). This transaction requires the Agency's review because the Garage is located in the Washington Square Urban Renewal Area (WS UR Area). Under the New York State Urban Renewal Act, the transaction cannot proceed unless the Agency approves the Purchaser as qualified and eligible to maintain and continue to operate the Garage as a public parking facility.

The Garage at 194 Court Street is a 6-story structure containing 1,001 parking spaces situated on a 1.13-acre parcel. An independent appraisal of the Garage completed by Bruckner, Tillett, Rossi, Cahill & Associates in February 2022 determined an appraised value of \$4,300,000.

The Garage is located within the WS UR Area designated by Council in 1992 by Ordinance No. 92-354 and is subject to an Urban Renewal Plan (WS UR Plan) adopted in Ordinance No. 92-446. The City established the WS UR Area and Plan primarily to spur the construction of the Bausch & Lomb office building (now known as Legacy Tower) and to construct an approximately 1,100-space parking garage. The WS UR Plan states that the Garage is necessary to accommodate the parking demands of B&L (now Legacy Tower) office building and other facilities, including the Excellus Blue Cross office building, which was constructed after the its site was added to the WS UR Area and Plan by Ordinance No. 96-366.

As such, in addition to setting the \$4,300,000 appraised value as the minimum bid price, the City's Request for Proposals (RFP) required proposals to document how the prospective purchaser is qualified and committed to maintain and continue to operate the Garage as a public parking facility. LPRI has addressed this requirement by providing its financials along with the following information.

LPRI is a real estate ownership, development, and asset management company that focuses exclusively on parking facilities, including the acquisition, development, and management of such facilities. LPRI is a national leader in the acquisition of municipal parking assets and has participated in over \$3 billion worth of parking investments across the country. Once the ownership of the Garage is transferred to LPRI, it will be responsible for ongoing capital repairs to, and replacement of the garage. For the operation of the Garage, LPRI's close affiliate, LAZ Parking, will provide their experience and expertise in the day-to-day operations of the garage based on the management and operations plans that they have developed for facilities nationwide.

LPRI states that LAZ Parking is the second largest parking management company in the United States, employing over 15,000 people while managing 3,500 locations in 415 cities across 36 states. They offer 24-hour parking operations including a 24/7 customer call center and sophisticated and



innovative technology in the garages they operate. LPRI and LAZ Parking have operations in three Upstate New York locations including Syracuse, Schenectady, and Binghamton. LAZ Parking will provide training, supervision and remuneration to staff that operate, manage, and perform parking operations activities using a tried and tested orientation and onboarding process, and continuing education and career development for staff.

The Purchaser will assume title to the Garage subject to existing easements, leases, and parking agreements, including agreements with the owners of the Legacy Tower, Di Pisa's Sub Shop, and Excellus. The transaction will leave in place the lease and easements with Finger Lakes Health Insurance Company (Excellus) for the enclosed pedestrian skybridge that connects the Garage to the Excellus office building. The transaction will also leave in place several easements in favor of Clinton Court LLC for pedestrian and vehicular ingress and egress through a passageway/tunnel that links the Garage to Legacy Tower.

The sale will continue the provision of public parking for residents, visitors, employees, and customers of area businesses. Current parking fee rates will be maintained through the end of June 2025 with the exception that if the City raises its rates on other garages, the Purchaser may do so at the same dollar amount of rate change.

A public hearing is required.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Dana K. Miller". The signature is written in a cursive, flowing style.

Dana K. Miller
Secretary

Designating LAZ Parking Realty Investors II, LLC or an entity to be formed by its principals as qualified and eligible to purchase, operate and maintain the Court Street Parking Garage

WHEREAS, the City of Rochester has received a proposal from LAZ Parking Realty Investors II, LLC (LPRI) for LPRI or an entity to be formed by its principals (collectively, the Purchaser) to purchase and continue to operate the Court Street Parking Garage located at 194 Court Street and comprising approximately 1,001 parking spaces in a six-story structure (the Garage);

WHEREAS, the Purchaser provided its proposal in response to the City's request for proposals to purchase and to continue the operation of the Garage as a public parking facility;

WHEREAS, the Garage is located within the Washington Square Urban Renewal Area (WS UR Area) and is subject to an Urban Renewal Plan (WS UR Plan) adopted in Ordinance No. 92-446:

WHEREAS, the City established the WS UR Area and Plan primarily to spur the construction of the Bausch & Lomb office building (now known as Legacy Tower) and to construct a parking garage in excess of 1,000 parking spaces to accommodate the parking demands of Bausch & Lomb office building and other facilities, including the Excellus Blue Cross office building, which was constructed after Excellus' site was added to the WS UR Area and Plan by Ordinance No. 96-366;

WHEREAS, the Purchaser submitted its purchase proposal in response to the City's request for proposals to purchase and continue the operation of Garage so as to continue the redevelopment of the WS UR Area in accordance with the objectives of the WS UR Plan;

WHEREAS, the City desires to sell the Garage to the Purchaser for \$5,600,000, which exceed the Garage's independently appraised value of \$4,300,000 and the sale is to be conducted in accordance with Section 507(2) of the General Municipal Law of the State of New York in order to further the Washington Square Urban Renewal Plan and in order to assess the Purchaser's plan and credentials so as to determine whether the Purchaser qualifies for designation as a qualified and eligible sponsor of the redevelopment of a City-owned property located within an urban renewal area;

WHEREAS, LPRI is a real estate and asset management company that focuses exclusively on parking developments, is a national leader in acquiring municipal parking assets, and has participated in over \$3 billion worth of parking investments across the United States, including operations in the Upstate New York cities of Rochester Syracuse, Schenectady, and Binghamton;

WHEREAS, upon assuming ownership of the Garage, the Purchaser will assume responsibility for maintaining the Garage, including capital repairs and replacements, as well as the responsibility of operating the Garage;

WHEREAS, LPRI proposes to hire its close affiliate, LAZ Parking, to operate the Garage due to its experience and expertise in the day-to-day operations of parking garages developed over the course of operating 3,500 locations in 415 cities and 36 states, including the provision of a 24/7 customer call center and sophisticated and innovative technologies in the garages they operate;

WHEREAS, the Purchaser proposes to purchase the Garage for the sum of \$5,600,000, and has offered to the City an additional \$1,000,000 purchaser concession to be divided between the two facilities at closing if the City authorizes the sale of both the Court Street and Washington Square garages to the Purchaser together;

WHEREAS, the Purchaser proposes to assume title to the Garage subject to existing easements, leases and parking agreements valuable to the City and to the continued redevelopment of the Washington Square Urban Renewal Area, including but not limited to existing easements, leases and parking and access agreements with the owners of the Legacy Tower, DiPisa's Sub Shop and Excellus;

WHEREAS, the Purchaser proposes to maintain the Garage's current parking fee rates through to the end of June, 2025, provided that, if the City raises its parking fee rates at other garages, the Purchaser may do so at the same dollar amount;

WHEREAS, the Purchaser proposal acknowledges and agrees that the Garage will be assessed full real property taxes without any special tax abatement after the purchase;

WHEREAS, by providing for the continued operation and maintenance of the Garage, the Purchaser's proposal will result in the preservation of parking that will serve as a necessary amenity for the continued redevelopment of the previously blighted Washington Square Urban Renewal Area, thereby generating additional tax revenue and employment;

WHEREAS, the Purchaser has been found by the Rochester City Council to be a qualified and eligible sponsor to carry on the redevelopment of the Washington Square Urban Renewal Area;

WHEREAS, the Purchase has submitted to the Agency a Redeveloper's Statement for Public Disclosure and Developer's Statement of Qualifications and Financial Responsibility; and

WHEREAS, a legal notice has been prepared giving public notice as to the availability for public examination of the proposed terms for the disposition of the

Garage and the Redeveloper's Statement for Public Disclosure has been included with the proposed terms made available for public examination.

NOW, THEREFORE, BE IT RESOLVED, by the Rochester Urban Renewal Agency as follows:

Section 1. That said Purchaser has complied with the rules, criteria and procedures of the Agency for the selection and designation of urban renewal area redevelopers.

Section 2. That the Purchaser's Statement for Public Disclosure and Statement of Qualifications and Financial Responsibility is hereby found satisfactory.

Section 3. That based upon an examination of the Purchaser's Statement of Qualifications and Financial Responsibility, the Agency determines that the Purchaser possesses the necessary qualifications and financial resources to purchase, operate and maintain the Garage in accordance with the Urban Renewal Plan for the Washington Square Urban Renewal Area.

Section 4. That, in accordance with the provisions of Section 507(2) of the General Municipal Law of the State of New York, the Purchaser is hereby designated as a qualified and eligible redeveloper to purchase, operate and maintain said arage in accordance with the established rules and procedures prescribed by the Agency.

Section 5. That the Secretary of the Agency is hereby authorized and directed in accordance with the publication of a legal notice as authorized by the Council of the City of Rochester, to have a copy of the Purchaser's Statement for Public Disclosure, the Purchaser's proposal, and the proposed disposition terms available for examination by the public at the office of the Agency.

Section 6. This resolution shall take effect immediately.



**NEIGHBORHOOD &
BUSINESS DEVELOPMENT
INTRODUCTORY NO.**

294

June 27, 2023 NBD 23

TO THE COUNCIL

Ladies and Gentlemen:

Re: Sale of the Washington Square Parking Garage
to LAZ Parking Realty Investors II, LLC

Council Priority: Jobs and Economic Development

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

Transmitted herewith for your approval is legislation authorizing the sale of the Washington Square Parking Garage (the "Garage") to LAZ Parking Realty Investors II, LLC ("LPRI") (the "Purchaser") (Larry J. Stubbs, Partner, Boston, MA) or an entity to be formed LAZ Parking Realty Investors, LLC for the purpose of owning the Garage. The Purchaser was selected through a Request for Proposals ("RFP") issued on October 19, 2022. The purchase price for the Garage will be \$2,200,000. As a purchaser concession in the event that the City authorizes the sale of both the Court Street and Washington Square garages to the same Purchaser together, the Purchaser will pay an additional \$1,000,000. This concession will be adjusted at closing.

The Garage at 250 S. Clinton Avenue is a 5-story structure consisting of 1,177 parking spaces situated on a 1.92-acre parcel. An independent appraisal of the Garage completed by Bruckner, Tillett, Rossi, Cahill & Associates in February 2022 determined an appraised value of \$1,440,000. The appraised value was used as the minimum bid for the responses to the City's RFP.

LPRI is a real estate ownership, development, and asset management company that focuses exclusively on parking development, parking investment management, purchase of parking assets, joint venture, and public-private partnerships. LPRI is a national leader in acquiring municipal parking assets and has participated in over \$3 billion worth of parking investments across the country. Once the ownership of the garage is transferred to LPRI, it will be responsible for ongoing capital repairs to, and replacement of the garage. For the operation of the garage, LPRI will hire LAZ Parking for their experience and expertise in the day-to-day operations of the garages using their management and operations plans for facilities owned nationwide.

LAZ Parking, by LPRI's account, is the second largest parking management company in the country, employing over 15,000 people while managing 3,500 locations in 415 cities across 36 states. They offer 24-hour parking operations including a 24/7 customer call center and sophisticated and innovative technology in the garages they operate. LAZ Parking's experience extends to most types of parking assets from surface lots to complex mixed-use garages serving all types of customers from residential to office, healthcare, municipalities, higher education, retail, events, and airports. LPRI is a close affiliate of LAZ Parking and both companies share some common principal owners.

LPRI and LAZ Parking have operations in three Upstate New York locations including Syracuse, Schenectady, and Binghamton. LAZ Parking will provide training, supervision and remuneration to staff that operate, manage, and perform parking operations activities using a tried and tested orientation and onboarding process, and continuing education and career development for staff.

The Purchaser will assume title to the Garage subject to all existing easements, leases, and parking agreements. The City entered into agreements with the owners of the Three City Center building pertaining to an easement for the pedestrian skybridge and maintenance of the same, and with ESL Federal Credit Union for easements to internal ramps to allow for ingress and egress through the Garage and into ESL's privately-owned and operated garage.

The sale of the Garage, which will include the skyway across Woodbury Boulevard linking the Garage to the Three City Center building, will financially benefit the City via up front revenue from sale proceeds (net of currently outstanding debt of \$329,145), and moving forward, savings from avoidance of annual maintenance costs, as well as increased tax revenue. The net proceeds will be set aside in the Parking Fund as a future funding source for operating and maintaining the remaining City-owned garages. The Purchaser understands that the Garage will be assessed full real estate taxes without any special tax abatements. Additionally, the sale will continue the provision of public parking for residents, visitors, employees, and customers of area businesses. Current parking fee rates will be maintained through the end of June 2025 with the exception that if the City raises its rates on other garages, the Purchaser may do so at the same dollar amount of rate change.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read 'Malik D. Evans', with a long horizontal flourish extending to the right.

Malik D. Evans
Mayor

294

Ordinance No.

Authorizing the sale of the Washington Square Parking Garage

WHEREAS, the City of Rochester has received a proposal from LAZ Parking Realty Investors II, LLC (LPRI) for LPRI or an entity to be formed by its principals (collectively, the Purchaser) to purchase and continue to operate the Washington Square Parking Garage located at 250 South Clinton Avenue and comprised of approximately 1,177 parking spaces in a five-story structure as well as an enclosed pedestrian skyway that extends across Woodbury Boulevard to the 3 City Center Building located at 180 South Clinton Avenue (the Garage);

WHEREAS, the Purchaser provided its proposal in response to the City's request for proposals to purchase and to continue the operation of the Garage as a public parking facility;

WHEREAS, LPRI is a real estate and asset management company that focuses exclusively on parking developments, is a national leader in acquiring municipal parking assets, and has participated in over \$3 billion worth of parking investments across the United States, including operations in the Upstate New York cities of Rochester Syracuse, Schenectady, and Binghamton;

WHEREAS, upon assuming ownership of the Garage, the Purchaser will assume responsibility for maintaining the Garage, including capital repairs and replacements, as well as the responsibility of operating the Garage;

WHEREAS, LPRI proposes to engage its close affiliate, LAZ Parking, to operate the Garage due to its experience and expertise in the day-to-day operations of parking garages developed over the course of operating 3,500 locations in 415 cities and 36 states, including the provision of a 24/7 customer call center and sophisticated and innovative technologies in the garages they operate;

WHEREAS, the Purchaser proposes to purchase the Garage for the sum of \$2,200,000, which exceeds the Garage's independently appraised value of \$1,440,000, and has offered to the City an additional \$1,000,000 purchaser concession to be divided between the two facilities at closing if the City authorizes the sale of both the Washington Square and Court Street garages to the Purchaser together;

WHEREAS, the Purchaser proposes to assume title to the Garage subject to existing easements, leases and parking agreements, including but not limited to easements and access agreements with the owners of the 3 City Center Building and the ESL Federal Credit Union;

WHEREAS, the Purchaser proposes to maintain the Garage's current parking fee rates through to the end of June, 2025, provided that, if the City raises its parking fee rates at other garages, the Purchaser may do so at the same dollar amount;

WHEREAS, the Purchaser's proposal acknowledges and agrees that the Garage will be assessed full real property taxes without any special tax abatement after the purchase.

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

Section 1. The Council hereby approves the sale of the Garage to LPRI, or an entity to be formed by its principals, for the sum of \$2,200,000, subject to the terms set forth in the foregoing and following provisions herein and to such additional terms and conditions as the Mayor deems appropriate.

Section 2. The Council hereby further approves the granting and acceptance of any easements for utilities, ancillary development, and public access to and within the Garage, as necessary to effectuate the terms and purposes of the Purchaser's proposal.

Section 3. The Mayor is hereby authorized to enter into such agreements and to execute such other instruments as may be necessary to implement the actions authorized herein. The agreements and other instruments shall contain such additional terms and conditions as the Mayor deems appropriate.

Section 4. This ordinance shall take effect immediately.



City of Rochester

City Hall Room 308A, 30 Church Street
Rochester, New York 14614-1290
www.cityofrochester.gov

**NEIGHBORHOOD &
BUSINESS DEVELOPMENT
INTRODUCTORY NO.**

Malik D. Evans
Mayor

295

June 27, 2023 NBD 24

TO THE COUNCIL

Ladies and Gentlemen:

Re: Sale of the East End Parking Garage to the University of Rochester

Council Priority: Jobs and Economic Development

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

Transmitted herewith for your approval is legislation authorizing the sale of the East End Parking Garage (the "Garage") to University of Rochester or an entity to be formed by the University of Rochester (Sarah C. Mangelsdorf, President) (the "Purchaser"). The Purchaser was selected through a Request for Proposals ("RFP") issued on June 14, 2022. The purchase price for the Garage will be \$4,447,000.

The Garage is a two-section, 5- and 6-story structure consisting of 1,282 parking spaces situated on a 2.28-acre parcel located at the southwest corner of Scio and East Main streets. An independent appraisal of the Garage completed by Bruckner, Tillett, Rossi, Cahill & Associates in February 2022 determined an appraised value of \$3,090,000. The U of R proposed a purchase price of \$4,447,000. This amount will be adjusted at closing to reflect costs and/or credits including, but not limited to, an approximately \$539,809 account balance referenced in an existing Parking Agreement which required the City to create a designated account for the purpose of securing on-going parking for the residents at the Sagamore on East building.

The Purchaser is a leading economic driver in this community and region and is the largest private employer in Upstate New York and the state's seventh largest. The Purchaser enhances the city's artistic and cultural capital through the East School of Music located downtown as a vibrant anchor for the city's East End, presenting many concerts a year at Kodak Hall in the Eastman Theater. Eastman serves as the host, key partner, and epicenter of the Rochester International Jazz Festival and the Rochester Fringe Festival which the Purchaser also sponsors. Contributing to the Purchaser's significant presence and positive influence downtown, its affiliate NextCorps, is located in the Sibley building and is the region's federal- and state-designated business incubator and helps innovative technology companies launch and grow.

More recently, the Purchaser partnered with local developers to increase student housing in the former Xerox Tower now known as Innovation Square. The University of Rochester is an anchor tenant with 90% of the students who currently live there attending the University of Rochester.

The Purchaser has indicated a commitment to providing safe, inclusive, and equitable services to residents, employers, employees, and visitors to the East End, and commits to continue to operate the Garage for public parking in support of event parking for festivals and other events taking place at the Eastman Theatre, the Eastman School of Music, Christ Church, and various area restaurants and bars. The Purchaser views its acquisition of the Garage as an essential element of the Eastman School of Music's future and the proposed expansion of medical services to the residents of the city.



The City has entered into parking agreements with the Eastman School of Music and the Sagamore on East, LLC that reserves spaces for students, employees and residents. There is also a rooftop lease with OmniPoint Communications for the placement of communications antenna on the Garage. The Purchaser will be required to maintain these agreements as necessary.

The sale of the Garage will financially benefit the City via up front revenue from sale proceeds (net of currently outstanding debt of \$819,000), and moving forward, savings from avoidance of annual maintenance costs, as well as increased tax revenue. The net proceeds will be set aside in the Parking Fund as a future funding source for operating and maintaining the remaining City-owned garages. The Purchaser understands that the Garage will be assessed full real estate taxes with no special tax abatements. Additionally, the sale will continue the provision of public parking for visitors and for employees and customers of area businesses. Current parking fee rates will be maintained through the end of June 2025 with the exception that if the City raises its rates on other garages, the Purchaser may do so at the same dollar amount of rate change.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read 'Malik D. Evans', with a long horizontal flourish extending to the right.

Malik D. Evans
Mayor

INTRODUCTORY NO.

295

Ordinance No.

Authorizing the sale of the East End Parking Garage

WHEREAS, the City of Rochester has received a proposal from the University of Rochester (UR) for UR or an entity to be formed by UR (collectively, the Purchaser) to purchase and continue to operate the East End Parking Garage located at 475 East Main Street comprised of a two-section, 5- and 6-story structure containing approximately 1,282 parking spaces (the Garage);

WHEREAS, the UR presented its proposal in response to the City's request for proposals to purchase and to continue the operation of the Garage as a public parking facility;

WHEREAS, UR, a leading economic driver in the Rochester region and the largest private employer in Upstate New York, also enhances the city's artistic and cultural capital through the Eastman School of Music, the Eastman Theater and as a host and key partner of the Rochester International Jazz and Rochester Fringe festivals, all located or concentrated near the Garage;

WHEREAS, UR indicates that it is committed to providing safe, inclusive and equitable parking service to the residents, employers and visitors to the East End and to continue to operate the Garage for public parking in support of event parking for festivals and other public events taking place at the Eastman Theater, the Eastman School of Music, Christ Church and the various area restaurants and bars;

WHEREAS, the Purchaser proposes to purchase the Garage for the sum of \$4,447,000, which exceeds the Garage's independently appraised value of \$3,090,000;

WHEREAS, the Purchaser proposes to assume title to the Garage subject to existing easements, leases and parking agreements, including but not limited to parking agreements with the Eastman School of Music and the Sagamore on East, LLC as well as a rooftop antenna lease with OmniPoint Communications;

WHEREAS, the Purchaser proposes to maintain the Garage's current parking fee rates through to the end of June, 2025, provided that, if the City raises its parking fee rates at other garages, the Purchaser may do so at the same dollar amount; and

WHEREAS, the Purchaser's proposal acknowledges and agrees that the Garage will be assessed full real property taxes without any special tax abatement after the purchase.

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

Section 1. The Council hereby approves the sale of the Garage to the University of Rochester, or an entity to be formed by UR, for the sum of \$4,447,000, subject to the terms set forth in the foregoing and following provisions herein and to such additional terms and conditions as the Mayor deems appropriate.

Section 2. The Council hereby further approves the granting and acceptance of any easements for utilities, ancillary development, and public access to and within the Garage, as necessary to effectuate the terms and purposes of the Purchaser's proposal.

Section 3. The Mayor is hereby authorized to enter into such agreements and to execute such other instruments as may be necessary to implement the actions authorized herein. The agreements and other instruments shall contain such additional terms and conditions as the Mayor deems appropriate.

Section 4. This ordinance shall take effect immediately.



**NEIGHBORHOOD &
BUSINESS DEVELOPMENT
INTRODUCTORY NO.**

296

June 27, 2023 NBD 25

TO THE COUNCIL

Ladies and Gentlemen:

Re: Sale of the Mortimer Street Parking Garage to
Cox Rochester LLC

Council Priority: Jobs and Economic Development

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

Transmitted herewith for your approval is legislation authorizing the sale of the Mortimer Street Parking Garage (the "Garage") to Cox Rochester LLC (Derek Perse, President, Clay, NY) (the "Purchaser") or an entity to be formed by Cox Rochester LLC for the purpose of owning the Garage. The Purchaser was selected through a Request for Proposals ("RFP") issued on June 14, 2022. The purchase price for the Garage will be \$2,500,555.

The Garage at 83 Mortimer Street is a 7-story structure consisting of 600 parking spaces situated on a 0.73-acre parcel on N. Clinton Avenue between Mortimer and Division streets. An independent appraisal of the Garage completed by Bruckner, Tillett, Rossi, Cahill & Associates in May 2022 determined an appraised value of \$2,285,000. The appraised value was used as the minimum bid for the responses to the City's RFP. The sale excludes a 0.18-acre portion of the parcel that provides access and egress at the rear of the Garage. The City will grant an easement for access across the portion of the parcel that is being retained. This area will be improved to accommodate EV carshare stations, Fast Charger Electric Vehicle charging stations, and a shared refuse and recycling enclosure to serve the businesses along Division Street. This will improve the pedestrian functionality and aesthetics of the street.

Cox Rochester LLC is the developer and owner of the Cox Building at 36-48 St. Paul Street in close proximity to the Mortimer Garage. After purchasing the Garage, the Purchaser proposes operating it to serve local business employees and customers, area visitors, and the residents of the proposed Cox Building Development Project. The Purchaser plans to upgrade the exterior aesthetic presentation of the Garage to benefit the neighborhood and to present a more progressive artistic image. The Purchaser will also undertake an approximately \$30,000,000 rehabilitation project at the historic Cox Building that includes an extensive renovation to restore the exterior historic features and create approximately 85 new apartments with a mix of first-floor retail uses. Ownership and control of the Garage will support the continued tenancy and viability of this and other nearby downtown buildings.

The Purchaser and its affiliates have experience in the design, engineering, and construction of parking garages in Syracuse, and also in the repair and installation/maintenance of parking garage deck surfacing. They also have some ownership stake in several garages in Syracuse. Daily operation of the Garage will be sub-contracted to Syracuse Parking Services, which currently owns and operates 26 parking garages and surface lots in and around Upstate New York.

The Purchaser will assume title to the Garage subject to existing agreements and easements. The City entered into a 2017 parking agreement that reserves up to 400 spaces for ten years with two

ten-year renewal options with the Sibley Redevelopment Limited Partnership; there is also a bridge maintenance agreement currently in place with the same entity. The City also granted an easement to the Rochester Genesee Regional Transportation Authority ("RGRTA") for three shelters recessed into the Garage. The Purchaser will be required to honor the RGRTA easement in addition to providing a perpetual non-exclusive easement in favor of the City of Rochester reserving thirty (30) parking spaces for City use without compensation to the Purchaser. Current parking fee rates will be maintained through the end of June 2025 with the exception that if the City raises its rates on other garages, the Purchaser may do so at the same dollar amount of rate change.

The sale of the Garage, to include the skyway across Clinton Avenue linking the Garage to the Sibley Building, will financially benefit the City via up front revenue from sale proceeds (net of currently outstanding debt of \$86,310), and moving forward, savings from avoidance of annual maintenance costs, as well as increased tax revenue. The net proceeds will be set aside in the Parking Fund as a future funding source for operating and maintaining the remaining City-owned garages. The Purchaser understands that the Garage will be assessed full real estate taxes without any special tax abatements. Additionally, the sale will continue the provision of public parking for residents, visitors, employees, and customers of area businesses.

Respectfully submitted,



Malik D. Evans
Mayor

296

Ordinance No.

Authorizing the sale of the Mortimer Street Parking Garage

WHEREAS, the City of Rochester has received a proposal from the Cox Rochester LLC (Cox) for Cox or an entity to be formed by Cox (collectively, the Purchaser) to purchase and continue to operate the Mortimer Street Parking Garage located at 83 Mortimer Street comprised of a 7-story structure containing approximately 600 parking spaces, as well as an enclosed pedestrian bridge across North Clinton Avenue that links the Garage to the Sibley Building (the Garage);

WHEREAS, Cox presented the proposal in response to the City's request for proposals to purchase and to continue the operation of the Garage as a public parking facility;

WHEREAS, Cox is the developer and owner of the Cox Building on the same block of the Garage at 36-48 St. Paul Street where it intends to undertake an approximately \$30 million project to restore the building's historic exterior features while creating approximately 85 apartments and a mix of first-floor retail uses;

WHEREAS, Cox proposes to continue the operation of the Garage in a way that serves local business employees and customers, area visitors and the residents of its Cox Building redevelopment project, including by means of exterior upgrades to the Garage in order to present a more progressive artistic presentation for the of the neighborhood;

WHEREAS, Cox and its affiliates have experience in the design, engineering, and construction of parking garages in Syracuse, in the repair and installation/maintenance of parking garage deck surfacing and they have ownership stakes in several garages in Syracuse;

WHEREAS, Cox intends to subcontract the daily operation of the Garage to Syracuse Parking Services, which currently owns and operates 26 parking garages and surface lots in and around Upstate New York.

WHEREAS, the Purchaser proposes to purchase the Garage for the sum of \$2,500,555, which exceeds the Garage's independently appraised value of \$2,285,000;

WHEREAS, the Purchaser proposes to assume title to the Garage subject to existing easements, leases and parking agreements, including but not limited to a 400-space parking agreement and a bridge maintenance agreement with Sibley Redevelopment Limited Partnership, an easement for bus passenger shelters to the Rochester Genesee Regional Transportation Authority and a non-exclusive perpetual easement reserving 30 parking spaces for City use without compensation to the Purchaser;

WHEREAS, the Purchaser proposes to maintain the Garage's current parking fee rates through to the end of June, 2025, provided that, if the City raises its parking fee rates at other garages, the Purchaser may do so at the same dollar amount; and

WHEREAS, the Purchaser's proposal acknowledges and agrees that the Garage will be assessed full real property taxes without any special tax abatement after the purchase.

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

Section 1. The Council hereby approves the sale of the Garage to the Cox Rochester LLC, or an entity to be formed by that firm, for the sum of \$2,500,555, subject to the terms set forth in the foregoing and following provisions herein and to such additional terms and conditions as the Mayor deems appropriate.

Section 2. The Council hereby further approves the granting and acceptance of any easements for utilities, ancillary development, and public access to and within the Garage, as necessary to effectuate the terms and purposes of the Purchaser's proposal.

Section 4. The Mayor is hereby authorized to enter into such agreements and to execute such other instruments as may be necessary to implement the actions authorized herein. The agreements and other instruments shall contain such additional terms and conditions as the Mayor deems appropriate.

Section 5. This ordinance shall take effect immediately.



RECREATION & HUMAN
SERVICES COMMITTEE
INTRODUCTORY NO.

Malik D. Evans
Mayor

297

June 27, 2023

DRHS 26

TO THE COUNCIL

Ladies and Gentlemen:

Re: Agreements – Youth Employment Services
Summer Learning Innovation Development
Enlightenment Series

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 Department of Recreation and Human Services Summer Learning Innovation Development Enlightenment Series. This legislation will:

1. Establish \$30,000 as maximum compensation for an agreement with Blue Sky Associates of Upstate NY, Inc. dba Dale Carnegie Training of Rochester (Doug Escher, Rochester, NY) for the Preparing Young Leaders for the Real World training program. The training provides youth participants with the skills they need to reach their goals and live up to their full potential at school, home, and work. Approximately 25 youth who expressed interest in the Summer Learning Innovation Development Enlightenment Series will attend the professional development and leadership training. The cost of this agreement will be funded by the 2023-24 Budget of the Department of Recreation and Human Services and the term of this agreement will be for one year.
2. Establish \$23,300 as maximum compensation for an agreement with Hillside Children's Center, a program of Hillside Family of Agencies (Maria Cristalli, President, Rochester NY) to provide workforce readiness training to 100 youth, utilizing Youth Employment Training Academy (YETA) curriculum. The cost of this agreement will be funded by the 2023-24 Budget of the Department of Recreation and Human Services and term of this agreement will be for one year.

These training opportunities will be offered to participants who register for the Summer Learning Innovation Development Enlightenment Series. The trainings will be delivered from July to August 2023. A full justification for not issuing a request for proposals is attached.

Respectfully submitted,

Malik D. Evans
Mayor



NO RFP JUSTIFICATION STATEMENT

Awarding a Professional Services Agreement Without a Request for Proposals

The Procurement of Professional Services Policy (Ord. No. 2012-318) requires an RFP to be issued under most circumstances. If it is determined that an RFP will not be issued, this form must be completed, signed by the Department Head, and kept on file (electronically or hard copy). It must also be submitted:

1. To City Council as an attachment to the transmittal letter for any PSA that exceeds \$20,000, and
2. To the contract record when entered in Munis.

Department: DRHS **Services(s):** Leadership Training-Preparing Young Leaders for the Real World

Vendor/Consultant selected: Blue Sky Associates of Upstate, NY, Inc. dba Dale Carnegie of Rochester

How was the vendor selected? The vendor was selected due to their experience providing high quality programming for youth. This vendor is well-known in the City for providing youth development and growth programming and has been considered a leader in the field.

Why was no RFP issued for this service?

- Is there **previous experience** with the vendor?
Yes the City has worked with the City in the past.

Dale Carnegie has provided City staff and DRHS youth leadership successful training in the past. This training will provide a positive alternative for youth that are unable to participate in summer employment experiences. Dale Carnegie has established close relationships between City of Rochester students and DRHS staff who work directly with the youth in this program. Having these dedicated professionals work with our youth during the summer will ensure continuity, structure and motivation. The youth will participate in key areas: youth development, life and social skills, and job readiness training and placement. Youth who participate in the summer Dale Carnegie program will have the opportunity to participate in the 2024 Summer of Opportunity Program (SOOP) program and this training series will help them get prepared for this opportunity.

DRHS has worked with Dale Carnegie and the organization is prepared to provide the services beginning in July. These services will be used as an opportunity to engage youth who were unable to complete the SOOP application process. The target population for youth selected for this program will not have had a formal employment and through this opportunity they will receive training and development to prepare them for work.

How was the vendor selected? This vendor has provided quality services to the City in the past. The vendor has shown a high level of professionalism, expertise, and the ability to engage and educate youth participants. The vendor is also familiar with City policies and procedures.

- Is the service **specialized and unique**? Is the number of **qualified providers limited**?
Describe the Department's experience with and knowledge of the market and why an RFP would not produce additional qualified consultants.

- Blue Sky Associates is the local provider of the Dale Carnegie Course leadership skills curriculum, self-advocacy, developing meaningful relationships and interviewing skills. Dale Carnegie has a proven track record in providing these high quality services to youth and young adults in the greater Rochester area for many years.
- Does the project include **multi-year State or Federal funding**? Explain why it is in the best interest of the project and the City to continue with the same consultant (e.g. where the design consultant on a project is retained for resident project representation services).
 - Yes, this agreement will be funded by the City's federal American Rescue Plan act allocation. It is important to continue providing services through this consultant for the continuity of development for youth that participate in the various components of this program.

Compensation Amount: \$30,000

Program will serve 25 youth in a three week leadership and professionalism program.

The MWBE Officer has reviewed the proposed Agreement for MWBE and Workforce goals.

MWBE Officer Initials: *SMA* *SS* Date: *6/6/23*

6.5.23

Signature: _____ Department Head

_____ Date

NO RFP JUSTIFICATION STATEMENT

Awarding a Professional Services Agreement Without a Request for Proposals

The Procurement of Professional Services Policy (Ord. No. 2012-318) requires an RFP to be issued under most circumstances. If it is determined that an RFP will not be issued, this form must be completed, signed by the Department Head, and kept on file (electronically or hard copy). It must also be submitted:

1. To City Council as an attachment to the transmittal letter for any PSA that exceeds \$20,000, and
2. To the contract record when entered in Munis.

Department: DRHS

Services(s): Job Readiness Training

Vendor/Consultant selected: Hillside Children's Center

- **How was the vendor selected?** The vendor was selected due to their experience providing high quality programming for youth. This vendor is well-known in the City of Rochester for providing youth development and growth programming and has been a well-known local leader in the field.

Why was no RFP issued for this service?

- Is there **previous experience** with the vendor?
Yes the City has worked with the City in the past.

Hillside Children's Center has established close relationships between students, Monroe County schools and youth advocates. Having these dedicated professionals work with our youth during the summer will ensure continuity, structure and motivation. The youth will participate in key areas: youth development, life and social skills, academic support, college and career planning, job readiness training and placement. Youth who participate in the summer Hillside program will have the opportunity to participate in the 2024 Summer of Opportunity (SOOP) program and this training series will help them get prepared for this opportunity.

DRHS has worked with Hillside and the organization is prepared to provide the services beginning in July. These services will be used as an offset to ensure that youth who could not be placed for employment this summer in the SOOP program will be provided an opportunity to receive training and development to develop their skills to be prepared for work in the future.

Is the service **specialized and unique**? Is the number of **qualified providers limited**? Describe the Department's experience with and knowledge of the market and why an RFP would not produce additional qualified consultants.

- Does the project include **multi-year State or Federal funding**? Explain why it is in the best interest of the project and the City to continue with the same consultant (e.g. where the design consultant on a project is retained for resident project representation services).
 - Yes, this agreement will be funded by the City's federal American Rescue Plan act allocation. Hillside has the staff and capacity to provide this service to up to 75 youth over the course of 3 weeks during the summer of 2023
- Does the project include **multi-year State or Federal funding**? Explain why it is in the best interest of the project and the City to continue with the same consultant (e.g. where the design consultant on a project is retained for resident project representation services).

- o Yes, this agreement will be funded by the City's federal American Rescue Plan act allocation. It is important to continue providing services through this consultant for the continuity of development for youth that participate in the various components of this program.

Compensation Amount: \$23,300

Program will serve up to 100 participants at the rate of \$233 per participant for providing three, one-week job training programs

The MWBE Officer has reviewed the proposed Agreement for MWBE and Workforce goals.

MWBE Officer Initials: *SND for SJS* Date: *6/6/23*

SJS

6.5.23

Signature: Department Head

Date

INTRODUCTORY NO.

297

Ordinance No.

Authorizing agreements for Youth Employment Services

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with Blue Sky Associates of Upstate NY, Inc. to provide a Preparing Young Leaders for the Real World training program to approximately 25 eligible youths. The maximum compensation for the agreement shall be \$30,000, which shall be funded from the 2023-24 Budget of the Department of Recreation and Human Services (DRHS). The term of the agreement shall be one year.

Section 2. The Mayor is hereby authorized to enter into a professional services agreement with Hillside Children's Center, an affiliate of the Hillside Family of Agencies, to provide workforce readiness training to approximately 100 eligible youths. The maximum compensation for the agreement shall be \$23,300, which shall be funded from the 2023-24 Budget of DRHS. The term of the agreement shall be one year.

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

Section 4. This ordinance shall take effect immediately.



RECREATION & HUMAN
SERVICES COMMITTEE
INTRODUCTORY NO.

Malik D. Evans
Mayor

298

June 27, 2023

DRHS 27

TO THE COUNCIL

Ladies and Gentlemen:

Re: Agreements – New York State Department of Health, Comprehensive Adolescent Pregnancy Prevention Grant

Council Priority: Support the Creation of Effective Educational Systems

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the New York State Department of Health Comprehensive Adolescent Pregnancy Prevention (CAPP) Grant program to address unintended teen pregnancy. This legislation will:

1. Authorize a grant agreement with the New York State Department of Health (NYSDOH) for a five-year Comprehensive Adolescent Pregnancy Prevention grant with a term of July 1, 2023 – June 30, 2028, and the receipt and use of an annual award of \$530,000 for the period of July 1, 2023 – June 30, 2024.
2. Amend the 2023-24 Budgets of the Department of Recreation and Human Services by \$194,400 and Undistributed Expenses by \$102,900 to reflect the grant funding (\$297,285) for staff salaries and fringe benefits.
3. Appropriate the remaining \$232,715 in grant funding to the Teenage Pregnancy Prevention Special Revenue Fund. These funds will be utilized for professional services agreements (\$152,590) and to support non-personnel program expenses such as educational supplies, printing, youth development programming, and professional development (\$80,125).
4. Establish maximum compensation for agreements with the following organizations to provide related services from July 1, 2023 to June 30, 2024 to be funded by the grant appropriated herein:

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

The goal of this program is to significantly reduce the rate of pregnancy among teenagers in targeted areas. The primary goals of the program are to:

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



The program was last awarded by NYSDOH for a five-year term from January 1, 2017 to December 31, 2021 and extended through June 30, 2023, authorized by Ordinance No. 2022-390.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read 'Malik D. Evans', with a long horizontal flourish extending to the right.

Malik D. Evans
Mayor

298

Ordinance No.

Authorizing agreements and appropriations and amending the 2023-24 Budget for the Comprehensive Adolescent Pregnancy Prevention Grant program

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the New York State Department of Health (NYSDOH) for the City to receive and use Comprehensive Adolescent Pregnancy Prevention program (Program) grants during a five-year term of July 1, 2023 through June 30, 2028 and to include \$530,000 for the period of July 1, 2023 through June 30, 2024, which amount is hereby appropriated to the Program for that one-year period.

Section 2. Ordinance No. 2023-228, the 2023-24 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 \$194,400 and to the Budget of Undistributed Expenses by \$102,900 from a portion of the Program appropriation authorized in Section 1, herein.

Section 3. Funds in the amount of \$232,715 from the Program grant authorized in Section 1 are hereby appropriated to the Teenage Pregnancy Prevention Special Revenue Fund to pay for non-personnel and indirect expenses relating to the Program.

Section 4. The Mayor is hereby authorized to enter into a professional services agreement with each of the following organizations to provide Program services for the period of July 1, 2023 through June 30, 2024 for a maximum compensation amount specified as follows:

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

The agreements shall be funded from a portion of the Program grant authorized in Section 1 herein.

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

Section 6. This ordinance shall take effect immediately.



**RECREATION & HUMAN
SERVICES COMMITTEE
INTRODUCTORY NO.**

Malik Evans
Mayor

299

June 27, 2023

DRHS 28

TO THE COUNCIL

Ladies and Gentlemen:

Re: Grant Agreement – The Petco Foundation

Council Priority: Creating & Sustaining a Culture of
Vibrancy

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to The Petco Foundation Animal
Sheltering and Adoptions grants. This legislation will:

1. Authorize an agreement with The Petco Foundation for the receipt and use of the 2022
Petco Love Animal Sheltering & Adoptions grant in the amount of \$5,000. The term of this
agreement is for a period of one year.
2. Amend the 2023-24 Budget of the Department of Recreation and Human Services budget by
\$5,000 to reflect the grant received.
3. Amend the 2023-24 Budget of the Department of Recreation and Human Services budget by
\$4,700 to reflect remaining available funds from the prior Petco Love grant previously
authorized by Ordinance No. 2022-223.

These grant funds will be used to continue subsidizing the Animal Services pet adoption program.
Through this program, the City offers free pet adoptions during a series of scheduled events. The
grant funds are used to pay for the adoption fees. Additionally, a portion of the grant will be used to
pay for the site access agreement with Kodak for the City's dog playgroups program.

This grant has supported 896 pet adoptions during the eight years that the City has received this
grant. This grant was last authorized via Ordinance No. 2022-223.

Respectfully submitted,

Malik Evans
Mayor



INTRODUCTORY NO.

299

Ordinance No.

Authorizing an agreement and amending the 2023-24 Budget relating to Petco Love Animal Sheltering & Adoption grants

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 Petco Foundation for the City's receipt and use of a Petco Love Animal Sheltering & Adoption grant of \$5,000, which amount is hereby appropriated to fund the Rochester Animal Services' pet adoption program (Program). The term of the agreement shall be one year.

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

Section 3. Ordinance No. 2023-228, the 2023-24 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations of the Budget of the Department of Recreation and Human Services (DRHS) by \$9,700, comprised of \$5,000 appropriated to the Program by Section 1 herein and \$4,700, being a portion of the Petco Love Animal Sheltering & Adoption grant appropriated to the 2022-23 Budget of DRHS in Ordinance No. 2022-223.

Section 4. This ordinance shall take effect immediately.



**RECREATION & HUMAN
SERVICES COMMITTEE
INTRODUCTORY NO.**

Malik Evans
Mayor

300

June 27, 2023

DRHS 29

TO THE COUNCIL

Ladies and Gentlemen:

Re: Agreement – Verona Street Animal Society

Council Priority: Creating & Sustaining a Culture of
Vibrancy

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to Rochester Animal Services. This legislation will:

1. Authorize an agreement with Friends of Verona Street Animal Shelter, d/b/a Verona Street Animal Society (VSAS), (Mary Jones, Executive Director, 184 Verona Street, Rochester, New York 14608), for the receipt and use of \$198,259 to fund three full-time positions at Rochester Animal Services for the term of July 1, 2023 through June 30, 2024.
2. Amend the 2023-24 Budgets of the Department of Recreation and Human Services by \$41,000 and of Undistributed Expenses by \$21,800 to reflect a portion of the funding authorized herein. The remaining portion of the funding (\$135,491) was anticipated and included in the 2023-24 Budgets of the Department of Recreation and Human Services and Undistributed Expenses.

For the past two years, VSAS has provided funding to Rochester Animal Services for one full-time Foster Care and Transfer Coordinator and a portion of one full-time Community Outreach Specialist. This new award includes additional funding for a second full-time Community Outreach Specialist position.

The Foster Care and Transfer Coordinator position coordinates the recruitment, placement, orientation, training, and monitoring of foster care volunteers and the animals and the activities associated with the Foster Care Program and the Transfer Program for Rochester Animal Services. The Community Outreach Specialists provide supportive services to community members facing barriers in access to resources to support the human-animal bond and keep people and pets together.

This is the third year that VSAS has provided this funding to Rochester Animal Services for two positions. This will be the first year of funding for a third position.

Respectfully submitted,

Malik Evans
Mayor



300

Ordinance No.

Authorizing an agreement and amending the 2023-24 Budget relating to the employment of a Foster Care and Transfer Coordinator and two Community Outreach Specialists for Rochester Animal Services

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the Friends of the Verona Street Animal Shelter Inc. (Friends) for the receipt and use of \$198,259 to fund the employment of a full-time Foster Care and Transfer Coordinator and two full-time Community Outreach Specialists for Rochester Animal Services. The term of the agreement shall be July 1, 2023 through June 30, 2024.

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

Section 3. Ordinance No. 2023-228, the 2023-24 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 \$41,000 and to the Budget of Undistributed Expenses by \$21,800 from the Friends' funds authorized in Section 1 herein.

Section 4. This ordinance shall take effect immediately.



City of Rochester, NY
Rochester City Council

City Hall Room 301A • 30 Church Street • Rochester, New York 14614-1290

**PUBLIC SAFETY
COMMITTEE
INTRODUCTORY NO.**

301

Miguel A. Meléndez, Jr. Council President, Councilmember At-Large

June 27, 2023

TO THE COUNCIL

Ladies and Gentlemen:

Re: Police Accountability Board Appointment

Transmitted herewith for your approval is a resolution appointing Yvonne Wilson to the Police Accountability Board for the South District Seat. This candidate was interviewed by City Council members.

This seat was vacated by a previous Board member on January 19, 2023, however, that member was sitting in a seat that expired on June 30, 2022, and was eligible for a full 3-year term. Therefore, Ms. Wilson will serve the remaining portion of that term, expiring on June 30, 2025.

City residency was verified and her resume is on file with the City Clerk.

Respectfully submitted,

A handwritten signature in blue ink that reads "Miguel A. Meléndez Jr." with a stylized flourish at the end.

Miguel A. Meléndez, Jr.
President

INTRODUCTORY NO.

301

Resolution No.

Resolution appointing a member of the Police Accountability Board

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

Section 1. The Council hereby approves the appointment of Yvonne Wilson to the Police Accountability Board to fill a vacancy for the seat designated to the South District for a term expiring on June 30, 2025.

Section 2. This resolution shall take effect immediately.



City of Rochester

City Hall Room 308A, 30 Church Street
Rochester, New York 14614-1290
www.cityofrochester.gov

**PUBLIC SAFETY
COMMITTEE
INTRODUCTORY NO.**

302

Malik D. Evans
Mayor

June 27, 2023 POLICE 31

TO THE COUNCIL

Ladies and Gentlemen:

Re: Grant Agreement – Monroe County

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 \$10,000 for the Ignition Interlock Device Non-Installer Enforcement Program (IIDEP) grant, and amending the 2023-24 Budget of the Police Department by this amount.

The 2023 IIDEP Program grant will be used to pay for overtime for enforcement relating to the required use of Ignition Interlock Devices (IID). All individuals convicted of DWI are required, as a condition of sentence, to install and maintain an IID in any vehicles they own or operate. Individuals who continue to operate without an IID installed not only are violating the conditions of their sentence, but also committing a new offense pursuant to Vehicle and Traffic Law. Accordingly, the IID Non-Installer Enforcement Program is intended to promote compliance with the aforementioned IID requirements of Leandra's Law through collaborative enforcement activities. This funding is made available to Monroe County by the Governor's Traffic Safety Committee.

The term of this agreement is May 29, 2023 through September 15, 2023. This grant does not allow fringe expenses, estimated at \$3,500. No matching funds are required. This is the first time the City has received this grant.

Respectfully submitted,

Malik D. Evans
Mayor



INTRODUCTORY NO.

302

Ordinance No.

Authorizing an intermunicipal agreement and amending the 2023-24 Budget for a 2023 Ignition Interlock Device Non-Installer Enforcement 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 intermunicipal agreement with the County of Monroe for the City's receipt and use of a \$10,000 grant, which is hereby appropriated to implement a 2023 Ignition Interlock Device Non-Installer Enforcement Program (Program). The term of the agreement shall be May 29, 2023 through September 15, 2023 inclusive. The agreement shall have such additional terms and conditions as the Mayor deems appropriate.

Section 2. Ordinance No. 2023-228, the 2023-24 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Budget of the Police Department by \$10,000, to reflect the receipt of the Program funds appropriated in Section 1 herein.

Section 3. This ordinance shall take effect immediately.



**FINANCE
INTRODUCTORY NO.
303**

June 27, 2023 MAYOR 30

TO THE COUNCIL

Ladies and Gentlemen:

Re: Appropriation - American Rescue Plan Act, Infor Asset Management and Permitting Enterprise Solution

Council Priority: Deficit Reduction and Long Term Financial Stability

Comprehensive Plan 2034 Initiative Area: Fostering Prosperity and Growth

Transmitted herewith for your approval is legislation related to the use of American Rescue Plan Act (ARPA) funding to expand upon the existing permitting, licensing, and inspection operations and implement an enterprise Asset Management software solution for the City's Department of Environmental Services within the Infor Public Sector application. These initiatives will allow the City to replace four critical Mainframe systems as well as seven legacy Microsoft Access applications. This legislation will:

1. Appropriate \$1,450,000 in ARPA funding to procure software licensing and professional implementation services for Infor's Public Sector Asset Management Module.
2. Authorize an amendatory agreement that adds \$2,493,120 to the maximum compensation of the professional services agreement with Visionary Integration Professionals, LLC (VIP) [Jonna Ward, CEO, 80 Iron Point Circle, Suite 100 Folsom, CA 95630], originally authorized in Section 2 of Ordinance No. 2021-265 and previously amended in Section 4 of Ordinance 2022-361 and in Section 2 of Ordinance No. 2023-135. This amendment will increase the maximum authorized compensation from \$4,442,120 to a total of \$6,935,240. This increase will provide professional services for the implementation of Infor Public Sector's Asset Management and Permitting, Licensing and Inspection modules for DES Asset Management & Permitting, Fire Operating Permits, and City Owned Real Estate Management. The term of the agreement will be extended six months to a total of five years from the initial agreement date of 9/1/2021. The cost of this increase will be funded as follows:
 - \$1,450,000 from American Rescue Plan Act (ARPA) funding as specified above
 - \$450,000 from 2021-22 Cash Capital
 - \$593,120 from 2023-24 Cash Capital

The City of Rochester received a \$202.1 million award from the Coronavirus State and Local Fiscal Recovery Fund established by the American Rescue Plan Act (ARPA). The Accounts Receivable enterprise solution project was included in the City of Rochester's Strategic Equity and Recovery Plan, shared with City Council on September 29, 2021, and also in an updated plan shared at a Council Work Session on September 29, 2022. This project is an eligible use of ARPA funding under the Final Rule Expenditure Category 6.1 Provision of Government Services.



The funds will be used to extend the existing agreement with Visionary Integration Professionals, LLC (VIP) to professionally implement a replacement to the City's current Mainframe and Microsoft Access solutions for Asset Management within the Department of Environmental Services (DES). These funds will also be used to expand permitting, licensing, and inspection processes for DES, the Rochester Fire Department, and the Department of Neighborhood and Business Development (NBD) Division of Real Estate. This new solution will replace several legacy Mainframe and Access solutions which are highly outdated, difficult to configure, expensive to maintain, and pose a risk of business disruption due to failure of these aging systems. The new solution will also promote the quality and utilization of assets throughout their lifecycle, increase productive uptime, and reduce operational costs for all departments involved.

The new solution will include improved workflow and processing capabilities for internal staff to enhance the efficiency of operations and quality of data, as well as offering upgraded online billing and payment functionality for customers to access invoices, make on-line payments, view payment history, and submit service requests.

VIP will provide implementation services, including project management, data migration, system configuration, process refinement, and end user training. A request for proposals was not issued for these services as the City currently utilized Infor Public Sector for permitting, licensing, and code enforcement in NBD and already includes cashiering and financial configuration that is currently integrated with the City's financial system. VIP also currently serves as the implementor for the existing Infor solutions in use at the City and has unique knowledge of the City's current configuration of the solution. The initial contract with Visionary Integration Professionals, LLC for the Infor implementation was authorized by Council Ordinance 2021-318. It is anticipated that implementation of the new modules will begin in July 2023, and that the modules will be implemented in stages through December 2025. The balance of the appropriation will be included in future budgets of the Department of Information Technology, contingent upon their approval, for maintenance costs.

Respectfully submitted,



Malik D. Evans
Mayor

303

Ordinance No.

Appropriating American Rescue Plan Act funds and authorizing an amendatory agreement related to Public Sector Asset Management and Permitting Enterprise solutions

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

Section 1. The Council hereby appropriates the sum of \$1,450,000 provided by the United States Treasury pursuant to the American Rescue Plan Act of 2021 (ARPA) to expand upon the existing Infor Public Sector Asset Management and Permitting Enterprise solutions for Department of Environmental Services operations.

Section 2. The Mayor is hereby authorized to enter into an amendatory professional services agreement with Visionary Integration Professionals, LLC relating to the provision of software licenses and managed services for replacing the City's legacy mainframe data systems. The amendatory agreement shall modify the existing agreement, which was authorized in Section 2 of Ordinance No. 2021-265 and as amended in Section 4 of Ordinance No. 2022-361, in Section 2 of Ordinance No. 2023-135, and in Section 2 of Ordinance No. 2023-135, to:

- a) add to the scope of work the provision of additional Infor Public Sector Asset Management and Permitting Enterprise solutions for managing Department of Environmental Services assets and permitting, fire operating permits, and City owned real estate;
- b) increase the maximum compensation by \$2,493,120 to a new total of \$6,935,240; and
- c) extend the term of the agreement to September 1, 2026.

The amendatory compensation shall be funded in the amounts of \$1,450,000 from the ARPA funds appropriated in Section 1 herein, \$450,000 from 2021-22 Cash Capital and \$593,120 from 2023-2024 Cash Capital.

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

Section 4. This ordinance shall take effect immediately.



June 27, 2023 MAYOR/PLANNING 32

TO THE COUNCIL

Ladies and Gentlemen:

Re: Professional Services Agreement –
City of Rochester Community Food System Plan

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

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

Transmitted herewith for your approval is legislation to:

1. Establish \$300,000 as maximum compensation for an agreement with K. Karp Consulting Co., Inc., dba Karen Karp & Partners (Karen Karp, Principal, 1400 Lighthouse Rd, Southold, NY 11971); and
2. Amend the 2023-24 Budget of Neighborhood and Business Development (NBD) by \$300,000 to reflect a portion of the \$5,000,000 in American Rescue Plan Act (ARPA) dollars that were previously appropriated to the Healthy Food Loan and Grant Program via Ordinance 2022-299.

The agreement with Karen Karp & Partners will be to provide professional services to develop a Community Food System Plan for Rochester. The cost of the agreement will be funded from the 2023-24 Budget of NBD, with ARPA funding as described above. The term of the agreement will be two years, with an option to extend for an additional six-month period.

The goal of the Healthy Food Loan and Grant Program is to invest in activities that increase healthy food access for low-income city residents and/or in areas of the city with limited healthy food access. A portion of the \$5,000,000 in ARPA funds was reserved to conduct a citywide assessment and plan. The main components of the Community Food System Plan are to conduct research and mapping/data analysis, gather widespread community and stakeholder input, develop a comprehensive baseline inventory/assessment of the food environment and access across the city, identify resources and unmet needs, and develop recommendations to inform City efforts related to improving healthy food access and resilience moving forward.

The consultant was selected through a Request for Proposals process and a vendor selection form is attached.

Respectfully submitted,

Malik D. Evans
Mayor



Vendor / Consultant Selection Process Summary

Department: Mayor's Office, Office of City Planning

Project / Service Title: City of Rochester Community Food System Plan

Consultant Selected: Karen Karp + Partners (w/ Highland Planning, JLP+D, and Mass Economics)

Method of selection: Request for Proposal [*Complete 1-7*]

Request for Qualifications [*Complete 1-7*]

From the NY State Department of Transportation list of pre-approved regional engineering firms [*Complete 4-7*]

1. Key Dates

RFP Issued/Posted to City Website:	March 30, 2023
Pre-Proposal Virtual Conference & RFP Questions Answered:	April 11, 2023
Video of Virtual Conference w/ Chat Posted to RFP Webpage:	April 12, 2023
Proposals Due:	May 9, 2023
Interviews Held with Finalist Firms/Teams	May 22-24, 2023

2. The RFP / RFQ was also sent directly to: Barton and Loguidice, Bergmann, CGR, Clementine Gold Group, Creating Healthy Places, EDR, Food Systems Foresight, Hester Street, Highland Planning, Interface Studio, LaBella, Market Ventures, Mustard Seed Group, New Venture Advisors, Public Market Development, Strategic Community Initiatives, and the University at Buffalo's Food Lab, as well as the distributed to the John Hopkins Center for a Livable Future's national Food Policy Network email list serve, the American Planning Association's (APA's) Food Systems Planning Division email network, and forwarded to the members of the Rochester Food Policy Council for them to share on with their contacts and networks. It was also posted on following organizations' RFP listings web pages: National American Planning Association (APA), Upstate NY Chapter of the APA, and North American Food Systems Network.

3. Six (6) proposals were received from:

<u>FIRM</u>	<u>CITY, STATE</u>
Asakura Robinson (w/ Highland Planning and Field & Fork Network)	Austin, TX
Agritecture (w/ CRC, FHEED, Sherryl Muriente, and Agemenity)	New York, NY
Conic (w/ Chora Design, Hitachi, and Change Mechanics)	Chicago, IL
Fourth Economy (w/ Highland Planning and Food Systems Foresight)	Pittsburgh, PA
Karen Karp and Partners (w/ Highland, James Lima, and Mass Economics)	New York, NY
New Venture Advisors	Chicago, IL

4. Evaluation criteria

Below are review criteria, bonus points, and the final score for the selected/recommended consultant:

Proposal Review Criteria	Total Possible Points	Karen Karp and Partners (w/ Highland Planning, James Lima Planning and Development, Mass Economics)
Proposal Quality	4.5	3.6
Value	2.5	1.8
Relevant Experience	1.5	1.4
References	1.5	1.2
SUBTOTAL	10.0	8.1

Potential Bonus Points		
City Location Preference	1.0	1.0 (Two subs, Highland and James Lima, have City-based office/staff)
Prime is NYS MWBE	1.0	(Prime is WBE)
Prime uses 10-20% NYS MWBE subs	0.5	(Sub, Highland Planning, is WBE, with 19% of labor hours)
Prime uses >20% NYS MWBE subs	1.0	
Workforce goals: M (20%) & W (6.9%)	1.0	(Proposed team labor hours are 14% M, 51% W)
BONUS POINT SUBTOTAL	4.5	3.0
TOTAL	14.5	11.1

TOTAL POINTS RECEIVED by Karen Karp and Partners (w/ Highland Planning, James Lima Planning and Development, and Mass Economics): 8.1 + 3.0 = 11.1

5. RFP Review Panel team included: Mayor’s Office/City Planning (2), NBD/Business and Housing Development (1), DRHS/Public Market (1), DES/Office of Energy and Sustainability (1), Mayor’s Office/Administration (1), Mayor’s Office/Bloomberg Fellow (1), Law (1 advisory non-voting member)

6. Additional considerations/explanations: Interviews with three finalist consultant teams were conducted on May 22, 2023 (Asakura Robinson, w/ Highland Planning and Field and Fork Network) and May 24, 2023 (Karen Karp and Partners w/ Highland Planning, James Lima Planning and Development, and Mass Economics AND New Venture Advisors). Performance at these interviews was used in combination with the review and scoring of RFP proposals to select the recommended consultant team for this project. Karen Karp and Partners is a national firm with 35 years of experience working at the intersection of food agriculture and health, and extensive experience working on community, regional and state level food planning efforts. Their team had the most robust proposal, the most direct and relevant experience working on a community food system plan in a community like Rochester, outstanding references, and the best performance at finalist Respondent interviews.

7. MWBE Officer has reviewed the recommended firm’s proposal for MWBE and Workforce goals. MWBE Officer Initials: _____ Date: _____

Form date 2/25/21 *D. Jefferson for S. Simon* 5/31/23

304

Ordinance No.

Amending the 2023-24 Budget and authorizing an agreement for a Community Food System Plan

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

Section 1. Ordinance No. 2023-228, the 2023-24 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Budget of Neighborhood and Business Development (NBD) by \$300,000 to be allocated from a portion of American Rescue Plan Act of 2021 (ARPA) funds appropriated to implement a Healthy Food Loan and Grant program in Ordinance No. 2022-299.

Section 2. The Mayor is hereby authorized to enter into a professional services agreement with K. Karp. Consulting Co., Inc. to develop a Community Food System Plan for the City of Rochester. The maximum compensation for the agreement shall be \$300,000, which shall be funded from the 2023-24 Budget of NBD. The term of the agreement shall be two years, with the option to extend for an additional six-month period.

Section 3. The agreement shall have such additional terms and conditions as the Mayor deems appropriate and the Mayor is hereby further authorized to execute any grant agreement or to provide such additional documentation as may be necessary to abide by Federal requirements for the expenditure of ARPA funds.

Section 4. This ordinance shall take effect immediately.



305

June 27, 2023

MAYOR33

TO THE COUNCIL

Ladies and Gentlemen:

Re: Grant Acceptance for the Office of
Financial Empowerment

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area:
Fostering Prosperity & Opportunity

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

- 1) Authorize a grant agreement with ESL Charitable Foundation (Ajamu Kitwana, Executive Director, 225 Chestnut St, Rochester NY 14604) for receipt and use of a \$244,000 grant for the purpose of designing and piloting a Children Savings Account program. The agreement will have a term of two years.
- 2) Amend the 2023-24 Budget of the Office of the Mayor by \$122,000 for the funding from ESL Foundation as outlined above. The remaining \$122,000 will be anticipated in the 2024-25 Budget of the Office of the Mayor.

This funding will be used to support the administrative costs to facilitate an intensive planning period for a Children Savings Account (CSA) program. Research across the country suggests that CSAs have huge impacts on the welfare of a child, such as increasing the likelihood they will attend college, improved social-emotional development, and increasing the likelihood of completing a college degree. Grant funds will be used for staffing, training, contracting with national technical assistance providers, and developing a cross-sector design committee to create a sustainable CSA initiative in the City of Rochester.

Respectfully submitted,

Malik D. Evans
Mayor



305

Ordinance No.

Authorizing an agreement and amending the 2023-24 Budget for a Child Savings Account program

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

Section 1. The Mayor is authorized to enter into a grant agreement with the ESL Charitable Foundation, Inc. for the receipt and use of \$244,000, which amount is hereby appropriated to design and implement a Child Savings Account program (Program). The term of the agreement shall be two years.

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

Section 3. Ordinance No. 2023-228, the 2023-24 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Budget of the Office of the Mayor by \$122,000 to reflect the receipt of the Program funds appropriated in Section 1 herein.

Section 4. This ordinance shall take effect immediately.



**FINANCE
INTRODUCTORY NO.
306**

June 27, 2023 FINANCE 34

TO THE COUNCIL

Ladies and Gentlemen:

Re: Appropriation – Insurance Reserve Fund

Council Priority: Deficit Reduction and Long Term
Financial Stability

Transmitted herewith for your approval is legislation appropriating \$15 million from the Insurance Reserve Fund to finance the payment of general liability claims.

The City is self-insured against all general liability, auto and personal claims, for which purpose the Insurance Reserve Fund is maintained. All claims are paid from this fund.

The monies maintained as reserves are invested until needed for disbursement. The interest earned on these investments is added to the fund balance. Interest income for fiscal year 2022-23 was \$392,132.

As of June 2023 the fund balance was \$25,042,618, of that amount \$680,634 is appropriated for disbursement. Under the proposed legislation, \$15 million will be appropriated for the payment of claims.

The most recent appropriation was for \$4 million and was approved by City Council in September of 2022.

Respectfully submitted,

Malik D. Evans
Mayor



INTRODUCTORY NO.

Finance #34

306

Ordinance No.

Appropriation from the Insurance Reserve Fund

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

Section 1. There is hereby appropriated from the Insurance Reserve fund the sum of \$15 million, or so much thereof as may be necessary, to finance the payment of general liabilities and claims against the City.

Section 2. This ordinance shall take effect immediately.